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S E N A T E
State of Florida
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JOURNAL OF THE SENATE

Debbie Brown
Secretary of the Senate

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



FORTY-SIXTH REGULAR SESSION
UNDER THE CONSTITUTION AS REVISED IN 1968
MARCH 4 THROUGH MAY 2, 2014

MEMBERS OF THE SENATE

(26 Republicans, 14 Democrats)

REGULAR SESSION

March 4 through May 2, 2014

- District 1: Don Gaetz (R), Niceville**
Bay, Holmes, Jackson, Walton, Washington and part of Okaloosa
- District 2: Greg Evers (R), Baker**
Escambia, Santa Rosa and part of Okaloosa
- District 3: Bill Montford (D), Tallahassee**
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla
- District 4: Aaron Bean (R), Fernandina Beach**
Nassau and part of Duval
- District 5: Charles S. "Charlie" Dean, Sr. (R), Inverness**
Baker, Citrus, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union and part of Marion
- District 6: John Thrasher (R), St. Augustine**
Flagler, Putnam, St. Johns and part of Volusia
- District 7: Rob Bradley (R), Fleming Island**
Alachua, Bradford and Clay
- District 8: Dorothy L. Hukill (R), Port Orange**
Parts of Lake, Marion and Volusia
- District 9: Audrey Gibson (D), Jacksonville**
Part of Duval
- District 10: David Simmons (R), Altamonte Springs**
Seminole and part of Volusia
- District 11: Alan Hays (R), Umatilla**
Parts of Lake, Marion, Orange and Sumter
- District 12: Geraldine F. "Geri" Thompson (D), Orlando**
Part of Orange
- District 13: Andy Gardiner (R), Orlando**
Parts of Brevard and Orange
- District 14: Darren Soto (D), Orlando**
Parts of Orange, Osceola and Polk
- District 15: Kelli Stargel (R), Lakeland**
Parts of Orange, Osceola and Polk
- District 16: Thad Altman (R), Rockledge**
Parts of Brevard and Indian River
- District 17: John Legg (R), Trinity**
Parts of Hillsborough and Pasco
- District 18: Wilton Simpson (R), Trilby**
Hernando and parts of Pasco and Sumter
- District 19: Arthenia L. Joyner (D), Tampa**
Parts of Hillsborough, Manatee and Pinellas
- District 20: Jack Latvala (R), Clearwater**
Parts of Pinellas
- District 21: Denise Grimsley (R), Sebring**
Okeechobee and parts of Highlands, Martin, Osceola, Polk and St. Lucie
- District 22: Jeff Brandes (R), St. Petersburg**
Parts of Hillsborough and Pinellas
- District 23: Garrett Richter (R), Naples**
Parts of Collier and Lee
- District 24: Tom Lee (R), Brandon**
Parts of Hillsborough
- District 25: Joseph Abruzzo (D), Wellington**
Parts of Palm Beach
- District 26: Bill Galvano (R), Bradenton**
DeSoto, Glades, Hardee and parts of Charlotte, Highlands, Hillsborough and Manatee
- District 27: Jeff Clemens (D), Lake Worth**
Parts of Palm Beach
- District 28: Nancy C. Detert (R), Venice**
Sarasota and part of Charlotte
- District 29: Jeremy Ring (D), Margate**
Part of Broward
- District 30: Lizbeth Benacquisto (R), Ft. Myers**
Parts of Charlotte and Lee
- District 31: Christopher L. Smith (D), Fort Lauderdale**
Part of Broward
- District 32: Joe Negron (R), Stuart**
Parts of Indian River, Martin, Palm Beach and St. Lucie
- District 33: Eleanor Sobel (D), Hollywood**
Part of Broward
- District 34: Maria Lorts Sachs (D), Delray Beach**
Parts of Broward and Palm Beach
- District 35: Gwen Margolis (D), Coconut Grove**
Part of Miami-Dade
- District 36: Oscar Braynon II (D), Miami Gardens**
Parts of Broward and Miami-Dade
- District 37: Anitere Flores (R), Miami**
Part of Miami-Dade
- District 38: Rene Garcia (R), Hialeah**
Part of Miami-Dade
- District 39: Dwight Bullard (D), Miami**
Hendry, Monroe and parts of Collier and Miami-Dade
- District 40: Miguel Diaz de la Portilla (R), Coral Gables**
Part of Miami-Dade

Entire membership elected General Election, November 6, 2012
Districts with even numbers for a 2-year term
Districts with odd numbers for a 4-year term

OFFICERS OF THE SENATE

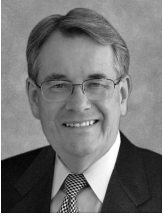
Don Gaetz, *President*
Garrett Richter, *President Pro Tempore*
Lizbeth Benacquisto, *Majority (Republican) Leader*
Christopher L. Smith, *Minority (Democratic) Leader*

Non-member Elected Officer

Debbie Brown, *Secretary of the Senate*

**MEMBERS AND OFFICERS OF THE SENATE
THE 2012-2014 FLORIDA SENATE**

President



Don Gaetz (R)
Niceville
District 1

**President Pro
Tempore**



Garrett Richter (R)
Naples
District 23

**Majority
(Republican)
Leader**



Lizbeth Benacquisto (R)
Ft. Myers
District 30

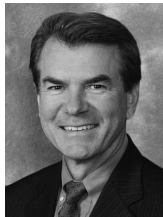
**Minority
(Democratic)
Leader**



Christopher L. Smith (D)
Fort Lauderdale
District 31



Joseph Abruzzo (D)
Wellington
District 25



Thad Altman (R)
Rockledge
District 16



Aaron Bean (R)
Fernandina Beach
District 4



Rob Bradley (R)
Fleming Island
District 7



Jeff Brandes (R)
St. Petersburg
District 22



Oscar Braynon II (D)
Miami Gardens
District 36



Dwight Bullard (D)
Miami
District 39



Jeff Clemens (D)
Lake Worth
District 27



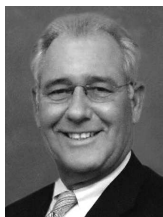
Charles S. "Charlie"
Dean, Sr. (R)
Inverness
District 5



Nancy C. Detert (R)
Venice
District 28



Miguel Diaz de la Portilla
(R)
Coral Gables
District 40



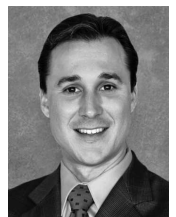
Greg Evers (R)
Baker
District 2



Anitere Flores (R)
Miami
District 37



Bill Galvano (R)
Bradenton
District 26



Rene Garcia (R)
Hialeah
District 38



Andy Gardiner (R)
Orlando
District 13



Audrey Gibson (D)
Jacksonville
District 9



Denise Grimsley (R)
Sebring
District 21



Alan Hays (R)
Umatilla
District 11



Dorothy L. Hukill (R)
Port Orange
District 8

**MEMBERS AND OFFICERS OF THE SENATE
THE 2012-2014 FLORIDA SENATE**



Arthenia L. Joyner (D)
Tampa
District 19



Jack Latvala (R)
Clearwater
District 20



Tom Lee (R)
Brandon
District 24



John Legg (R)
Trinity
District 17



Gwen Margolis (D)
Coconut Grove
District 35



Bill Montford (D)
Tallahassee
District 3



Joe Negron (R)
Stuart
District 32



Jeremy Ring (D)
Margate
District 29



Maria Lorts Sachs (D)
Delray Beach
District 34



David Simmons (R)
Altamonte Springs
District 10



Wilton Simpson (R)
Trilby
District 18



Eleanor Sobel (D)
Hollywood
District 33



Darren Soto (D)
Orlando
District 14



Kelli Stargel (R)
Lakeland
District 15



Geraldine F. "Geri"
Thompson (D)
Orlando
District 12



John Thrasher (R)
St. Augustine
District 6

Non-member Elected Officer



Debbie Brown
Secretary of the Senate

Sergeant at Arms



Donald Severance



Journal of the Senate

Number 1—Regular Session

Tuesday, March 4, 2014

Beginning the Forty-sixth Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 116th Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 4th of March, A.D., 2014, 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 Gaetz at 10:00 a.m. A quorum present—40:

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

PRAYER

The following prayer was offered by Bishop Henry Fernandez, Faith Center Ministries, Lauderhill:

Heavenly Father, it is with great honor and we count it a privilege to stand before you today to ask your blessing over this great Senate. We acknowledge that you are almighty and all powerful, and that you direct our steps in the way we should go in accordance with your divine will.

We are thankful today for these whom you have assigned—on every level and in every area—to carry out the business of this great State of Florida. We pray that you will continue to grant them your wisdom, knowledge, and understanding as they seek you in the decisions they make.

They are our Senators, but they are your chosen vessels. Use them for your glory, and for our good.

We ask this in your name, Amen.

HONOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber and an Honor Guard of Junior Reserve Officers' Training Corps cadets from Tallahassee representing the Marine Corps, Army, Navy, and Air Force marched into the chamber bearing flags of the United States of America and the State of Florida.

The Honor Guard included the following members: from Leon High School, Gunnery Sergeant Anthony Reaves, Sr., Cassie Petrusek, Joseph Ciliberto, and Anthony Reaves, Jr.; from Lincoln High School, Lieutenant Commander Erik Snyder, Courtney Lawrence, and David Newsome; from Rickards High School, Major Joe Christen, Atrayvis Pate, and Roy Cherry; and from Godby High School, Lieutenant Colonel Ken David, Kristopher Callahan, and Aaron Merkel.

PLEDGE

Senate Pages, Tyree Randall of Pensacola; Colton Benham of Jacksonville; Shatavia Bowman of Jacksonville; and LaJerrica Williams of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

At the request of Senator Montford, the President introduced the choir from Montford Middle School of Tallahassee who sang our National Anthem, *The Star Spangled Banner*.

DOCTOR OF THE DAY

The President recognized Dr. Neal Dunn of Panama City and Dr. Stuart Sobel of Hollywood, husband of Senator Eleanor Sobel, as the doctors of the day. Dr. Dunn specializes in urology, and Dr. Sobel specializes in dermatology.

SPECIAL GUESTS

President Gaetz introduced the following guests: Governor Rick Scott; Lieutenant Governor Carlos Lopez-Cantera, former Republican

Leader of the House of Representatives; Commissioner of Agriculture Adam Putnam, former Congressman; Chief Financial Officer Jeff Atwater, former Senate President; and Attorney General Pam Bondi.

President Gaetz recognized the following Supreme Court Justices: Chief Justice Ricky Polston, Justice Charles Canady, Justice Jorge LaBarga, and Justice Barbara Pariente.

President Gaetz announced that in addition to former Senate Presidents Gwen Margolis and Tom Lee, who still serve in the Senate, the Senate was honored by the presence of former Senate President Jim Scott. President Gaetz also announced the presence of former Senators Steve Geller, former Democratic Leader; Victor Crist, Hillsborough County Commissioner; Dave Aronberg, Palm Beach County State Attorney; Curt Kiser; Carey Baker, Lake County Property Appraiser; Al Lawson, former Democratic Leader; and Burt Saunders.

President Gaetz introduced his wife, the first lady of the Florida Senate, Vicky Gaetz. He also introduced Camille Gardiner, future first lady of the Florida Senate, and welcomed all the other Senate spouses and family members who were present in the chamber.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representative O'Toole, Chair; and Representatives Hooper, Nelson, Hood, Gibbons, Reed, Schwartz, and Rouson was received and informed the Senate that the House of Representatives was convened and ready to proceed to the business of the session. The committee then withdrew from the chamber.

REMARKS BY PRESIDENT DON GAETZ

Every teacher, Senator Legg, Senator Thompson, Senator Bullard, Senator Hukill, and even we old superintendents, Senator Montford, all know what a midterm report means.

Senator Detert, Senator Galvano, you know, when you have finished the front nine, it is still a long way to the clubhouse. Senator Gardiner, when you are 5K into that 10K run, it is just as far to go forward and finish as to turn around and go back.

Senator Hays was a football player, a linebacker. He knows what half time is. It is the start of the second game. The only question is: Do you start that second game ahead or behind?

Well, here is the halftime score with the run half done; teeing off on the back nine; the midterm grades in the book. The Florida Senate is ahead—way ahead.

Already passed, already on the books of this Legislature:

- What has been called the most sweeping ethics reforms in 38 years. No less than Governor Reubin Askew, the father of open government, described what you did as “amazing, a miracle.”
- You have begun the transformation that will lash Florida education to the realities and opportunities of the economy.

In 2008, only 803 students, 803 students in the entire state of Florida, earned national industry certifications in our high schools. In 2013, you passed the Career and Professional Education Act. Because of that act, this year CAPE students in middle and high school are enrolled in 1,915 CAPE academies earning 62,000 national industry certifications in aerospace, biomedicine, digital design, diesel mechanics, and 236 more career-technical fields in demand today in Florida's recovering economy. Though many are from economically poor families, CAPE students are graduating at a higher rate with higher GPAs and getting better jobs with more pay than their peers. When you voted for the Career and Professional Education Act, you changed the lives of generations of Florida students forever and for the better.

We had a good session last year. Results without rancor. Partnership more than partisanship. Each of us, all of us, had victories for the people who sent us here. I look into the faces of 39 Senators and see success. But, Jeb Bush was right when he said, “Reform is never finished, and

success is never final.” That is why they make the back nine, the last lap, the second semester, and we are on the shot clock.

Therefore, following the State of the State Address, I ask the Senate to come back to this floor, and let's get down to business today. There is a reason our priorities did not die in the House last year. We all worked our bills, that is for sure, but we also had someone working with us. We have a talented, trusted partner and friend 200 steps across the Capitol Rotunda—the Speaker of the House, Will Weatherford. The Speaker has reached out to the Senate once more in an invitation to work together again on a 2014 Work Plan on urgent priorities that cross the Capitol, cross the aisle, cross the state, and really matter.

The first of these priorities is to protect Florida's most vulnerable. Since the passage of the Jimmy Ryce Act, 594 sexual offenders have slipped out the side doors of the criminal justice and civil commitment systems. Gaps in the law; inconsistencies by state agencies; local law enforcement and prosecutors without the tools they need; whatever the causes, one chilling consequence: 594 predators caught but then released to stalk, violate, and murder our children again.

Today, in this Senate, that will end. We cannot legislate the evil out of evildoers, but today four Senate committee chairs, bipartisan, working together, will bring us the legislation that prosecutors, police, and parents have asked for. We will protect our children and we will scorch the earth against sexually violent predators. We cannot waste one more day. We cannot lose one more child.

We will take up long overdue reforms to safeguard the elderly in adult living facilities. We will reform a child welfare system so porous that 430 children known to the Department of Children and Families have disappeared or died in the last five years. We will toughen the laws against human trafficking and care for its victims. Our budget will increase funding for child advocacy centers, ensure that every child caught in the court system has a guardian ad litem, and end the long critical needs waiting list of disabled children standing in line or sitting in their wheelchairs waiting for services from the Agency for Persons With Disabilities.

While we in the Senate are acting to make Florida the most unwelcome place in America for those who would harm our children, the House of Representatives this afternoon will take up the second of our Work Plan 2014 priorities; legislation to make Florida the most welcome place in America for our military, their missions, and their families.

What we are calling the Florida GI bill will:

- Expand educational benefits for veterans,
- Provide scholarships for our Florida National Guard members,
- Help our returning and retiring military start businesses and get jobs,
- Cut red tape so physicians leaving the military can practice in Florida immediately,
- Make needed repairs and renovations to remaining National Guard armories within two years, and
- Go national with a campaign to recruit military families to make Florida their permanent home.

Our mission is to make Florida the “Welcome Home” state for our military and their families, the most military-friendly state in America.

The third shared House and Senate priority is to double down on transforming our education system into a pathway out of poverty and into jobs. I spoke of the extraordinary success of our Career and Professional Education academies. Now it's time to lift the course limit on career-technical education so more students from middle school through college can take more courses and earn more industry certifications.

The pathway out of poverty is education—education that qualifies you for a job. Our education committees will ask you to support the Board of Governors in establishing metrics of performance for our state universities and tying funding to that performance so more students will actually earn degrees, and those degrees will qualify graduates for real jobs.

It is time to end another waiting list. Ten thousand low-income families are waiting in line for their children to attend schools that meet their needs, schools of their choice. It is time to expand school choice by expanding the Tax Credit Scholarship Program. School choice, financial accountability, and student achievement are part of the same transformational policy. The performance of Tax Credit Scholarship students should be assessed like the performance of any other child.

Why? Because testing is not just about the scorecard. It is about measuring academic progress so schools and teachers can customize instruction to meet individual student's needs, parents will know how their children are really doing, and taxpayers can be sure how their money is used.

Another scholarship program deserves our support, as well. Every year the cost of a Florida Prepaid Scholarship for a university goes up by 15 percent. If you bought a Florida Prepaid 4-year University Plan for a newborn today, the lump sum cost would be \$53,729. That price slams the door on the dreams of many parents and grandparents to help the children they love go to college. Our work plan calls for ending the automatic price increases, saving the average family \$10,000 on a newborn prepaid plan, and putting college within reach for more families with modest means.

Government accountability and efficiency—a smarter, cleaner government—is a moral imperative. President Lee and Speaker Bense passed lobbyist compensation audits in 2005. They were never enforced. Now they are. Today, Senator Thrasher will bring to the Senate floor a joint rule to ensure that legislators live among the people they represent.

This session, we will consider legislation to apply higher ethical standards and greater disclosure to local government, special districts, statutorily created corporations like Citizens Insurance and Enterprise Florida, and direct support organizations like Visit Florida. They take public funds. They have a public responsibility. They must live up to the public trust. And to those who have treated our ethics laws with contempt, refused to comply, and then refused to pay their fines, I ask you to put teeth in the law so they can be removed from office.

Pension reform is one of the few issues that divides this Senate. There is nothing to be gained by taking the Senate down the same road as last year with the same results. So I have asked the proponents of pension reform to compromise, to consider options different from last year's bill. I ask opponents to unfold their arms, roll up their sleeves, and help craft a compromise.

Here is the stubborn fact: annually the Florida Legislature appropriates \$500 million to subsidize the unfunded actuarial liability of our pension system. That is \$500 million that can't be spent on the environment, education, health care, or left in taxpayers' own pockets. It is \$500 million off the top. For the sake of our future employees, for the sake of our taxpayers, we should not be like Washington. We should look for a solution.

Work Plan 2014 includes a fifth priority that Governor Scott has put into words everyone can understand: "It's your money." Every dollar in Tallahassee is involuntarily extracted from the pockets and cash registers of the people of Florida. I ask you to stand with Governor Scott, Speaker Weatherford, President-designate Gardiner, and Budget Chair Negron and cut taxes by \$500 million this year. The centerpiece of our tax cut proposal will be a reduction of vehicle fees to help working families who drive their cars and trucks to school and to their jobs.

In Washington, the debate is about which taxes to raise. In Florida, the debate is about which taxes to cut.

This, then, is our 2014 Work Plan:

- Broad-based tax cuts helping working families,
- A smarter, cleaner government, more efficient and more accountable,
- Education transformed, so more students can graduate, so graduates can get better jobs, so Florida can be first in the nation in preparing our young people for success in the real economy,

- The Florida GI bill to make our state the number one "Welcome Home" state for America's military missions and military families, and
- Protection for the most vulnerable: our children, our elderly, our abused, and our disabled.

Your DNA is all over this 2014 Work Plan. So many of you have contributed and will contribute your designs, your improvements in committee, your bold ideas. This is truly OUR work plan—bipartisan and bicameral. I ask for your help to perfect and pass our work plan for Florida, and I promise you my help, for there are a hundred compelling ideas of yours already moving toward this floor.

Some say the second year of a presiding officer's term is not supposed to be ambitious. The recommendations are "soft landing," "quiet harbor," "risk averse." I commend to you instead the advice of Theodore Roosevelt who said that each of us is given his "crowded hour" to do great things even though risking failure, but to never be "with those poor spirits who live in the gray twilight of fear and indecision that knows neither victory nor defeat."

Starting now we have 60 days. Let's fill them with crowded hours.

COMMITTEE APPOINTED

On motion by Senator Thrasher 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 session, the President appointed Senator Grimsley, Chair; and Senators Simmons, Gibson, Garcia, Montford, and Hays. The committee was excused.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has adopted **HCR 8005** and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Representative(s) Schenck—

HCR 8005—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 read the first time in full. On motion by Senator Thrasher, by two-thirds vote **HCR 8005** was read the second time by title, unanimously adopted and certified to the House.

MOTION

On motion by Senator Thrasher, by two-thirds vote **HCR 8005** was ordered immediately certified to the House.

COMMITTEE DISCHARGED

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

RECESS

On motion by Senator Thrasher, the Senate recessed at 10:49 a.m. to reconvene at 2:00 p.m. or upon call of the President, for the purpose of receiving the message of the Governor and conducting other Senate business.

(See remainder of Senate business following the joint session.)

JOINT SESSION

Pursuant to **HCR 8005**, the Senate formed in processional order and marched in 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 Will Weatherford, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Cabinet, and Justices of the Supreme Court were received and seated.

The Speaker invited President Gaetz, 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.

Representative Cynthia Stafford delivered the prayer.

Senate President Pro Tempore Garrett Richter and House Speaker Pro Tempore Marti Coley led the pledge of allegiance to the flag of the United States of America.

Natasha Sachs, daughter of Senator Maria Sachs, performed *The Star Spangled Banner*. Natasha studied opera at the Peabody Conservatory and International Relations at Johns Hopkins University.

On motion by Representative Corcoran that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed on behalf of the Speaker Representative Patronis, Co-chair; and Representatives Gonzalez, Holder, Cruz, Castor-Dentel, and Moskowitz. The President appointed Senator Galvano, Co-chair; and Senators Altman, Ring, Sachs, Braynon, and Diaz de la Portilla. The committee withdrew from the chamber.

SPECIAL GUESTS

The President recognized the following guests: first lady of the House of Representatives, Courtney Weatherford; first lady of the Senate, Vicky Gaetz; and former Speaker of the House of Representatives, Allan Bense.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, the Honorable Rick Scott, Governor, who was escorted to the rostrum.

The President presented the Governor to the joint assembly.

ADDRESS BY GOVERNOR RICK SCOTT

Good morning, Chief Justice Polston and distinguished members of the Supreme Court. Welcome Attorney General Pam Bondi, Chief Financial Officer Jeff Atwater, Agriculture Commissioner Adam Putnam, President Gaetz, and Speaker Weatherford, and a special welcome to Florida's new Lieutenant Governor Carlos Lopez-Cantera. To the members of the Florida Senate and to the Florida House, thank you for having me. To the former Senate Presidents and House Speakers here, it is an honor to address you today.

A lot has happened since I spoke to you last year. I could talk about how our unemployment rate is now down to 6.3 percent, how our crime rate is at a 42-year low, how we have invested record funding in protecting our environment, all while our tourism industry is breaking records, or how we have added more than 460,000 new private-sector jobs since the end of 2010; but I want to start off with some developments a little closer to home.

I am proud to announce that Ann and I are now the proud grandparents of three grandsons. Our daughter, Allison, gave us another grandson, Quinton, in July, and Jordan had her first child, Sebastian, in September. Please help me welcome the love of my life, First Lady Ann Scott; our daughter, Jordan; son-in-law, Jeremy; and our newest grandson, Sebastian.

There are only a few things more exciting than a new baby in the family. It is fun to dream about what he or she will become one day. Auguste, our oldest grandson, is the only one old enough to have his own dreams right now as he is two. Depending on the day, he wants to be a cowboy or a forklift operator. My hope is that Florida will be the place where he can make his dreams come true whatever they are.

But, that's not where our state was headed a few years ago. Like Washington, Florida's economy was driven into the ground by spending what some embraced as "free money." Of course, there is no such thing. Florida's big spending racked up big debt. Florida was in a hole. Unemployment was above 11 percent. More than one million people were unemployed, and our debt ballooned to more than \$28 billion. The year was 2010. Some say these statistics were all because of a global recession. They say it doesn't matter who was running our state, and anyone would have been just a victim of the times. I disagree.

As Americans, our freedom and our optimism make us anything but victims, even in the worst circumstances and the toughest times. Our leaders especially and every person in our state are not simply bystanders in the arena of life where the hard battles are fought and history is made. Our people are strong. Our people are dreamers. They came to Florida because they want the liberty to build a lasting legacy for generations to come. That is worth fighting for, and we did.

We could have kept embracing spending and debt, but we didn't. We could have kept growing government and expecting our challenges to solve themselves, but we didn't. Together, we made government more efficient. Together, we have cut almost 3,000 regulations on small businesses. Together, we have now paid down \$3.6 billion in state debt and paid back another \$3.5 billion borrowed from the federal government for unemployment assistance.

Working together, Florida rejected the tax-borrow-and-spend strategy that was hurting our future. It wasn't easy getting Florida's fiscal house in order and it wasn't any fun either. In my three years as Governor, I have yet to have anyone come into my office and lobby me to spend less taxpayer money. The simple truth is that our state, just like our small businesses and our families, has to live within its means. We can't spend more than we take in; our kids and grandkids will pay for it.

Let's be honest about it, we inherited a terrible mess: growing unemployment, dangerous levels of debt, growing deficits, and a crippled housing market. We had two options: we could take the usual way out by raising taxes and running up more debt or we could do the politically hard thing and trim our budget. When the hard thing is the right thing, we need the courage to do the hard thing and we did. The result is that Florida is now tied for having the largest drop in unemployment out of all 50 states. Florida is one of only a few states that has gone from above the national average in unemployment to below the national average in unemployment. Unlike the previous administration, which lost almost 1 million jobs, we have added almost a half a million jobs. Together, we have cut taxes 24 times already, and my hope is that we are about to cut them again by another \$500 million this year.

As I tell the hardworking people of Florida while I travel our state: "We want you to keep more of the money you earn because it's your money!" Working together, we have made Florida not just a destination for tourists but a destination for opportunity. And when I say that we have done it, I don't mean just those of us here in this chamber today. No, the real credit goes to the hardworking and industrious people of the great State of Florida. I know that it has become fashionable in Washington to think that our people are victims who need handouts, but the people of Florida are diligent and hardworking people. They aren't looking for more promises from government or programs from government. They want their shot at success. They want the freedom to overcome adversity. They have their own dreams and many of those dreams start with getting a great education. That's why we are again proposing to invest record amounts in our K-12 education system. With your support, this budget will invest a total of \$18.8 billion in education—the highest in Florida history. This record investment builds on our previous budgets, which invested an additional \$1 billion in K-12 education for two years in a row.

Of course, ensuring students get a quality education means they must have excellent teachers. That's why, last year, with your support, we gave every full-time public classroom teacher the opportunity to get a pay raise. This investment is sure to pay off. Florida teachers are ranked

among the most effective in the nation. Because of their hard work, our fourth and eighth graders have had the largest achievement gains in the nation. Our fourth graders are now second in the world for reading, and Florida high schools are 4 out of the top 10 in the country.

What motivates our teachers every day is more than a paycheck. I want to share with you the story of a teacher from Delray Beach. After being diagnosed with breast cancer in 2012, this Spady Elementary School teacher said her students saved her life by supporting her and making her stronger. Even when she returned to the classroom, while still receiving treatments, her students made sure she would sit when teaching, and they helped her with simple chores around the classroom. Most of all, they made her laugh, and they constantly showered her with love. This is the story of teacher Ruthie Santiago, who is still teaching and just celebrated her second anniversary of being cancer free. Please join me in welcoming Ruthie and her principal, Rona Tata, as we honor Ruthie's bravery in battling cancer and her incredible service as a teacher. It is teachers like Ruthie who make Florida schools some of the best in the country.

We commit to you that we will keep working until we have the best schools in the world. We will keep working until all of our children have the very best opportunities. Every parent wants his or her child to get a great education and for many, that doesn't end at high school. That's why we are recommending \$80 million in our budget this year for those colleges and universities whose students graduated and are the best positioned to get a job.

We are changing how we fund higher education, but if we want to make higher education more accessible to low and middle-income families, we have to make it more affordable. Last year, I vetoed a tuition increase that would have taken a total of more than \$42 million from Florida families. And, this year, with your help, we want to get rid of the 15 percent annual increase and inflationary increase on tuition. Undoing these 2007 and 2009 laws is another way we can keep higher education affordable and accessible. My commitment to every family dreaming to send their children to college is simple: we will hold the line on tuition.

Parents saving for their children to get a four-year degree from a public university today need to save over \$53,000—fifty-three-thousand-dollars. We shouldn't celebrate how accessible higher education is until we can make it more affordable. That's why I am proud that all of Florida's 4-year state colleges now offer bachelor's degrees for only \$10,000. These degrees aren't just affordable; they are also geared toward high-demand job fields so students are prepared to start a great career when they graduate.

When we set out to jump start our economy four years ago, we talked about creating 700,000 jobs in seven years. It was an ambitious goal. Today, we are moving the bar even higher: if we continue to pay down debt like we do in this budget by another \$170 million, if we continue to cut taxes by rolling back the 2009 tax hike on annual motor vehicle fees so Floridians keep more of the money they earn, and if we continue to cut taxes on small businesses by cutting the tax on business leases and rolling back the business tax to now exempt 4 out of 5 Florida businesses from paying it, we can make Florida not just the land of 700,000 new jobs, we will make Florida the land of opportunity.

I believe Florida will become so rich in opportunity that we will beat New York in population and beat Texas in job creation. Four years ago people were down on Florida: high unemployment and shrinking home values. Florida was in retreat. For the first time in decades, more people left the state of Florida than moved in from other states. Now, we are on the rise: jobs are coming back, career opportunities are growing, home values are improving, and there is simply no reason that Florida cannot be the number one state in the country in which to find a good job, raise a family, and achieve the American dream. Working together, we are making Florida number one.

I want to share with you the story of a young man living in Puerto Rico a few years ago. The economy there was hurting, and he couldn't find a good-paying job. He moved to Florida from Puerto Rico in 2007 with his parents and his sister but struggled to find work. That all changed one day when he drove by a building under construction. That building would become O'Reilly Auto Parts which just opened a distribution center in Lakeland and announced their plans to hire 400 new workers. That young man is Jorge Martir, and he has worked in quality assurance there since November. Jorge says his new job is a dream come true but

he has other dreams. He wants to keep working his way into higher positions at O'Reilly. In fact, Jorge just got promoted to supervisor-in-training, and he starts that new job on the 9th of March. Jorge is here today. Jorge, please stand. Congratulations on your job and your promotion. We know your dream is to stay in Florida and make a great career at O'Reilly Auto Parts. We join you today in saying: "Let's keep working."

A second story I want to share is about a young woman who immigrated to Miami from Haiti when she was eight years old. She went to public school in Miami and went on to get a bachelor's degree in International Business from FSU; a little school down the road that just won the national football championship. Thanks, Coach Jimbo Fisher! This young lady worked a few jobs after she graduated, but in 2012, both she and her husband were out of work. She finally found a job in the bilingual sales department at AT&T which recently announced its expansion and plans to hire 350 new workers. That woman is Freda Voltaire. She is more than an employee at AT&T. She is also the mother of two young boys who are two and four years old. She said she wants her children to understand what it means to work hard and that in America, if you work hard, you can live your dreams. Freda, we agree. Freda, please stand as we join with you in saying to your children and all future generations in Florida: "Let's keep working."

The stories of opportunity in Florida stretch from east to west—from Key West to Panama City. In fact, a man in Panama City was struggling to find work when he was finishing his service in the U.S. Air Force. He told his wife and son that they should prepare to move wherever he could find work. He couldn't find good job options in Panama City until he heard about a growing company called iSirona, a NantHealth Company. He walked into the company and got to meet with its CEO that very same day. This company has now announced they will add another 300 jobs in the area. That man is U.S. Air Force veteran Sean Gilder. Sean and his wife, Mindi, are with us today. Sean and Mindi, please stand. Like you, we believe Florida is the best place to raise a family, and we want our children to chase their dreams right here at home. That's why we join with you in saying: "Let's keep working." Will you please all stand with me to thank Sean for his service to our country and all of our military men and women who have served or are currently serving all across the world today.

We can never say thank you enough to those who have served our country. I am so proud of all of our men and women who wear the uniform like my dad did. I am also proud to say that Florida has one of the largest veteran populations in the country. In closing, I want to share with you one last story. It is the story of a young man who lived in public housing as a kid, who never knew his natural father, who saw his adopted dad struggle to keep a job, and who remembers the heartbreak on his parents' faces when the family car was repossessed.

This young man joined the U.S. Navy after high school. Newly married, he left his young bride in their tiny apartment almost 2,000 miles from their home while he went off to sea. They didn't have much money so they used the camping equipment they got for wedding gifts as furniture. They used a cooler as a coffee table, and they slept in sleeping bags on the floor. This young couple was thrifty; they saved every penny they could. They didn't have much money but they were determined to make it. While working their way through college, they eventually saved enough money to open a small business. They worked at this business themselves, along with both of their moms. After a while, the business started making money, and they added another location. That young couple is still young at heart, even though they have now been married over 40 years. That small business was a donut shop, and that is the story of how Ann and I opened our first business.

I share that story with you today for two reasons. First, because I lost my mom over a year ago and I wanted another chance to talk about her and how I wish she was here today. We all need help in life, and my mom was my help. She taught me the value of hard work, and she did what she had to do to put food on the table for us five kids. She was not afraid to work two or three jobs. She refused to fail. She taught us the value of work and the dignity of work. She was happy that as a grade schooler I was selling tv guides door-to-door for just a few cents per copy.

The second reason for talking about my story is that I hope it explains just a little about my passion for creating jobs and opportunities for all Florida citizens. I know that reporters get tired of me constantly talking about creating jobs when they are asking other questions. I know that

some people think I'm too singularly focused on growing Florida's economy. Well, all I can tell you is that we are all products of our own experiences in life. I've seen what happens to families who are struggling to find work. I've had Christmas without any presents, and I don't want any of our people to ever feel stuck in those situations. I didn't start caring about jobs when I ran a company. I started caring about jobs when I saw my father lose his. That's why I want Florida to be the land of opportunity. I want every entrepreneur to move here. I want every business that is already here to expand. I want every Floridian who has an idea to open a small business to be able to do it.

Every time a new job is created, some family, like mine growing up, is better off. Government cannot create jobs. Washington has proven that. But government can create an environment where Floridians can create jobs. We have proven that. With your help, I want us to keep cutting taxes and keep cutting regulations so every small business can succeed. Let's keep working to reject the tax-borrow-and-spend approach of D.C. Let's keep working until everyone in our state—regardless of what country, family, or zip code they were born into—has their shot at the American dream.

Let's keep working until we are not only the destination for the world's tourists, but for the world's businesses. Let's keep working until all of our children and grandchildren can have any career they want right here in Florida. The challenges facing our state are real. Our housing market is still recovering. Some are still looking for a job. Members of the Senate, members of the House: I am asking you to join with me this session to say to all the people of Florida, "We have more work left to do; so let's keep working." Thank you.

DISSOLUTION OF JOINT SESSION

Following the Governor's address, the previously appointed committee escorted the Governor from the rostrum and from the House chamber, followed by the Lieutenant Governor, members of the Cabinet, and Justices of the Supreme Court.

SPEAKER WEATHERFORD PRESIDING

On motion by Senator Thrasher, the joint session was dissolved at 12:13 p.m., and the Senators were escorted from the House chamber by the Senate Sergeant at Arms.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—39:

Mr. President	Evers	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

REPORTS OF COMMITTEES

On motion by Senator Thrasher, by two-thirds vote—

SCR 954—A concurrent resolution creating a new Joint Rule 7 of the Joint Rules of the Florida Legislature relating to residency of members.

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

That a new Joint Rule 7 of the Joint Rules of the Florida Legislature is created to read:

JOINT RULE SEVEN

QUALIFICATIONS OF MEMBERS

7.1-Residency

(1) *A member shall be a legal resident and elector of his or her district at the time of election and shall maintain his or her legal residence within that district for the duration of his or her term of office. While a member may have multiple residences, he or she shall have only one legal residence. The legal residence of a member at a designated location is demonstrated by a totality of the circumstances. Factors to be considered include, but are not limited to:*

(a) *Where one claims to reside, as reflected in statements to others or in official documents;*

(b) *The abandonment of a prior legal residence, as evidenced by moving from or selling a prior legal residence;*

(c) *The abandonment of rights and privileges associated with a prior legal residence;*

(d) *Where one is registered as a voter;*

(e) *Where one claims a legal residence for a homestead exemption;*

(f) *Where one claims a legal residence for a driver license or other government privilege or benefit;*

(g) *The transfer of one's bank accounts to the district where one maintains a legal residence;*

(h) *Where one's spouse and minor children maintain a legal residence, work, and attend school;*

(i) *Where one receives mail and other correspondence;*

(j) *Where one customarily resides;*

(k) *Where one conducts business affairs;*

(l) *Where one rents or leases property; and*

(m) *Where one plans the construction of a new legal residence.*

(2) *In accordance with Section 3 of Article X of the Florida Constitution, a vacancy in office occurs when a member fails to maintain a legal residence within his or her district as required at the time of election.*

(3) *In accordance with Section 2 of Article III of the Florida Constitution, each house of the Legislature shall be the sole judge of the qualifications of its members, including whether a member no longer satisfies his or her qualifications for office.*

(4) *Each member shall affirm in writing that he or she is a legal resident and elector of his or her district based on the provisions of this Joint Rule. Each member shall file the written affirmation with the Secretary of the Senate or the Clerk of the House of Representatives before the convening of Organization Session following each general election. For a member who is elected pursuant to a special election, the member must execute the written affirmation before or concurrent with taking the oath of office and provide such affirmation to the Secretary of the Senate or the Clerk of the House of Representatives. The form of the written affirmation shall be prescribed by the Secretary of the Senate and the Clerk of the House of Representatives for members of their respective house of the Legislature.*

—was read the second time by title. On motions by Senator Thrasher, **SCR 954** was adopted and by two-thirds vote immediately certified to the House. The vote on adoption was:

Yeas—39

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Galvano

Garcia	Lee	Simmons
Gardiner	Legg	Simpson
Gibson	Margolis	Smith
Grimsley	Montford	Sobel
Hays	Negron	Soto
Hukill	Richter	Stargel
Joyner	Ring	Thompson
Latvala	Sachs	Thrasher

Nays—None

Vote after roll call:

Yea—Flores

SPECIAL ORDER CALENDAR

MOTION

On motion by Senator Thrasher, the rules were waived, and all Reviser’s bills on the calendar this day were read the first, second, and third times.

On motion by Senator Thrasher, by two-thirds vote—

SB 932—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 2014 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2014 shall be effective immediately upon publication; providing that general laws enacted during the 2013 regular session and prior thereto and not included in the Florida Statutes 2014 are repealed; providing that general laws enacted during the 2014 regular session are not repealed by this adoption act; providing an effective date.

—was read the second time by title. On motion by Senator Thrasher, by two-thirds vote **SB 932** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Thrasher, by two-thirds vote—

SB 934—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 11.45, 17.20, 20.60, 27.5112, 27.7081, 28.22205, 39.701, 104.0616, 106.011, 106.0703, 110.131, 112.19, 112.191, 112.1915, 112.3215, 112.324, 117.05, 120.74, 120.81, 122.01, 122.22, 122.28, 163.3187, 163.3246, 196.075, 206.414, 206.606, 215.618, 215.89, 243.52, 253.034, 253.66, 255.60, 259.037, 259.105, 265.601, 265.603, 285.18, 287.064, 287.135, 288.001, 288.11621, 288.7015, 288.9918, 290.00726, 290.00727, 290.00728, 290.00729, 290.00731, 290.0074, 316.305, 318.14, 318.1451, 319.21, 319.30, 322.12, 322.143, 322.21, 322.292, 326.004, 334.065, 339.135, 366.04, 366.11, 366.80, 366.81, 366.82, 366.83, 366.94, 373.036, 373.0363, 373.4145, 373.4592, 373.59, 375.313, 376.011, 376.3078, 379.333, 379.3511, 381.911, 382.009, 383.16, 383.17, 383.18, 383.19, 391.025, 394.9084, 400.471, 400.960, 401.27, 403.061, 403.804,

403.9338, 409.1451, 409.907, 409.9082, 409.981, 411.203, 420.5087, 420.622, 429.14, 430.207, 443.091, 443.1216, 443.131, 443.141, 445.007, 455.2274, 456.001, 456.056, 458.3115, 464.0196, 475.617, 497.005, 499.001, 499.0121, 509.302, 513.1115, 553.79, 553.80, 562.45, 565.03, 570.964, 590.02, 605.0109, 605.04092, 605.0711, 605.0714, 605.0904, 605.0905, 605.0907, 605.0912, 605.1006, 605.1033, 605.1041, 605.1103, 610.108, 610.119, 617.0601, 620.8503, 624.91, 627.351, 627.3518, 627.642, 627.6515, 627.6562, 627.657, 627.6686, 633.102, 633.216, 633.316, 633.408, 634.283, 641.31098, 658.27, 658.995, 713.78, 871.015, 893.055, 893.1495, 943.0585, 943.059, 945.091, 951.23, 1002.20, 1002.34, 1002.41, 1002.45, 1002.83, 1002.84, 1002.89, 1003.49, 1003.52, 1006.15, 1006.282, 1006.73, 1008.44, 1011.61, 1011.80, and 1013.12, F.S.; reenacting ss. 323.002 and 718.301, F.S.; reenacting and amending s. 1009.22, F.S.; and repealing ss. 408.914, 408.915, 408.916, and 420.151, 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; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process; providing an effective date.

—was read the second time by title. On motion by Senator Thrasher, by two-thirds vote **SB 934** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Thrasher, by two-thirds vote—

SB 936—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 458.347 and 481.213, F.S., and repealing ss. 163.3247, 215.18(2), 215.5601(5)(f), 216.292(3)(c), 282.709(3)(b), 288.1083, 288.9552, 379.209(4), 403.1651(1)(g), 409.9841, 420.5087(10), 430.2053(9)(e) and (f), 430.701, 430.702, 430.703, 430.7031, 430.704, 430.705, 430.706, 430.707, 430.708, 430.709, 443.1117, 468.1155(3)(c), and 1010.87, F.S.; to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the 2014 Florida Statutes only through a reviser’s bill duly enacted by the Legislature; amending ss. 288.0001, 288.9625, 409.979, and 430.04, F.S., to conform cross-references; providing an effective date.

—was read the second time by title. On motion by Senator Thrasher, by two-thirds vote **SB 936** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Diaz de la Portilla
Abruzzo	Braynon	Evers
Altman	Bullard	Flores
Bean	Clemens	Galvano
Benacquisto	Dean	Garcia
Bradley	Detert	Gardiner

Gibson	Margolis	Smith
Grimsley	Montford	Sobel
Hays	Negron	Soto
Hukill	Richter	Stargel
Joyner	Ring	Thompson
Latvala	Sachs	Thrasher
Lee	Simmons	
Legg	Simpson	

Nays—None

On motion by Senator Thrasher, by two-thirds vote—

SB 938—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 14.2019, 14.20195, 16.615, 17.61, 20.195, 20.197, 20.506, 28.101, 39.001, 39.0016, 39.01, 39.2021, 39.303, 39.3031, 39.3032, 39.3035, 39.3065, 39.308, 39.395, 39.5085, 39.604, 39.9055, 61.20, 61.21, 63.022, 63.032, 63.039, 63.054, 63.202, 90.503, 110.205, 120.80, 121.0515, 125.0109, 125.901, 125.902, 154.067, 154.306, 166.0445, 186.901, 194.013, 196.095, 212.04, 212.08, 213.053, 215.5601, 218.65, 252.355, 253.034, 282.201, 284.40, 287.0575, 287.155, 288.0656, 288.975, 316.6135, 318.14, 320.0848, 322.055, 364.10, 379.353, 381.0022, 381.006, 381.0072, 381.0303, 381.0407, 382.016, 383.011, 383.402, 393.002, 393.065, 393.0661, 393.0673, 393.125, 393.135, 393.18, 394.453, 394.455, 394.457, 394.4574, 394.461, 394.4612, 394.4615, 394.46715, 394.4781, 394.47865, 394.480, 394.492, 394.493, 394.4985, 394.499, 394.656, 394.657, 394.658, 394.66, 394.67, 394.745, 394.75, 394.78, 394.9084, 394.912, 394.913, 394.9135, 394.9151, 394.917, 394.9215, 394.929, 394.930, 394.931, 395.1023, 395.3025, 397.311, 397.333, 397.334, 397.6758, 397.753, 397.754, 397.801, 397.998, 400.0065, 400.0069, 400.021, 400.022, 400.462, 400.464, 400.925, 402.04, 402.06, 402.07, 402.115, 402.12, 402.16, 402.161, 402.164, 402.17, 402.18, 402.181, 402.185, 402.19, 402.20, 402.22, 402.281, 402.302, 402.30501, 402.3115, 402.33, 402.35, 402.40, 402.401, 402.47, 402.49, 402.56, 402.70, 402.73, 402.7305, 402.7306, 402.731, 402.80, 402.81, 402.86, 402.87, 408.033, 408.20, 408.301, 408.302, 408.809, 408.916, 409.016, 409.017, 409.141, 409.146, 409.147, 409.153, 409.166, 409.167, 409.1671, 409.16715, 409.16745, 409.1675, 409.1676, 409.1679, 409.175, 409.1755, 409.221, 409.2355, 409.2572, 409.2577, 409.2599, 409.285, 409.403, 409.404, 409.406, 409.407, 409.4101, 409.441, 409.813, 409.8135, 409.8177, 409.818, 409.821, 409.901, 409.902, 409.90201, 409.903, 409.906, 409.9102, 409.91195, 409.912, 409.9122, 409.913, 409.919, 409.962, 410.032, 410.602, 410.603, 411.223, 411.224, 411.226, 411.227, 413.031, 413.208, 413.271, 413.402, 414.0252, 414.175, 414.27, 414.32, 414.37, 414.39, 414.391, 414.40, 414.411, 414.42, 415.102, 415.107, 415.1071, 419.001, 420.621, 420.622, 420.628, 421.10, 427.012, 429.01, 429.075, 429.08, 429.19, 429.23, 429.26, 429.31, 429.34, 429.41, 429.67, 429.73, 429.75, 430.2053, 430.705, 435.02, 445.016, 445.021, 445.028, 445.029, 445.033, 445.034, 445.035, 445.048, 445.051, 450.191, 456.0391, 464.0205, 466.003, 466.023, 489.503, 490.012, 491.012, 509.013, 553.80, 561.19, 561.20, 624.351, 624.91, 651.117, 683.331, 718.115, 720.309, 741.01, 741.29, 742.107, 743.045, 743.046, 743.0645, 744.1075, 753.01, 765.110, 766.101, 775.0837, 775.16, 784.046, 784.074, 784.081, 787.06, 796.07, 817.505, 839.13, 877.111, 893.11, 893.15, 893.165, 916.105, 916.106, 921.0022, 937.021, 938.01, 938.10, 938.23, 943.0311, 943.04353, 943.053, 943.06, 943.17296, 944.024, 944.17, 944.706, 945.025, 945.10, 945.12, 945.46, 945.47, 945.49, 947.13, 947.146, 948.01, 984.01, 984.03, 984.071, 984.085, 984.086, 984.10, 984.15, 984.19, 984.22, 984.225, 984.226, 985.03, 985.046, 985.047, 985.11, 985.145, 985.155, 985.18, 985.19, 985.433, 985.461, 985.48, 985.556, 985.565, 985.601, 985.61, 985.614, 985.64, 985.731, 985.8025, 1001.42, 1002.3305, 1002.395, 1002.57, 1003.27, 1003.49, 1003.51, 1003.57, 1003.58, 1004.44, 1004.61, 1004.93, 1006.03, 1006.061, 1008.39, 1009.25, 1010.57, 1011.62, 1012.32, 1012.62, and 1012.98, F.S.; to conform references within the Florida Statutes to the redesignation of the Department of Children and Family Services as the Department of Children and Families by section 2 of chapter 2012-84, Laws of Florida; providing an effective date.

—was read the second time by title. On motion by Senator Thrasher, by two-thirds vote **SB 938** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Abruzzo	Altman
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Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gardiner	Ring
Brandes	Gibson	Sachs
Braynon	Grimsley	Simmons
Bullard	Hays	Simpson
Clemens	Hukill	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Legg	Stargel
Evers	Margolis	Thompson
Flores	Montford	Thrasher

Nays—None

On motion by Senator Thrasher, by two-thirds vote—

SB 940—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 322.091, 334.351, 414.1251, 440.491, 445.024, 468.304, 478.45, 480.035, 480.041, 944.1905, 944.275, 944.801, 958.045, 985.601, 1001.42, 1003.21, 1003.51, 1003.52, 1004.02, 1004.65, 1004.93, 1008.345, and 1009.21, F.S.; to conform to the directive of the Legislature to the Division of Law Revision and Information in section 38 of chapter 2013-51, Laws of Florida, to change the terms “General Educational Development test” or “GED test” to “high school equivalency examination” and the terms “general education diploma,” “graduate equivalency diploma,” or “GED” to “high school equivalency diploma” wherever those terms appear in the Florida Statutes; providing an effective date.

—was read the second time by title. On motion by Senator Thrasher, by two-thirds vote **SB 940** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Thrasher, by two-thirds vote—

SB 942—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 319.30, 379.2495, 408.9091, 961.05, and 1003.451, F.S.; to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser’s bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rule-making authority; providing an effective date.

—was read the second time by title. On motion by Senator Thrasher, 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—40

Mr. President	Benacquisto	Bullard
Abruzzo	Bradley	Clemens
Altman	Brandes	Dean
Bean	Braynon	Detert

Diaz de la Portilla	Joyner	Simmons
Evers	Latvala	Simpson
Flores	Lee	Smith
Galvano	Legg	Sobel
Garcia	Margolis	Soto
Gardiner	Montford	Stargel
Gibson	Negron	Thompson
Grimsley	Richter	Thrasher
Hays	Ring	
Hukill	Sachs	

Nays—None

MOTION

On motion by Senator Thrasher, the rules were waived and all Trust Fund bills on the calendar this day were read the first, second, and third times.

On motion by Senator Galvano, by two-thirds vote—

SB 676—A bill to be entitled An act relating to trust funds; re-creating the Welfare Transition Trust Fund within the Department of Education without modification; repealing s. 1001.283(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Galvano, by two-thirds vote **SB 676** 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

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Thrasher

On motion by Senator Hays, by two-thirds vote—

SB 678—A bill to be entitled An act relating to trust funds; terminating the Agricultural Law Enforcement Trust Fund, the Market Trade Show Trust Fund, and the Relocation and Construction Trust Fund within the Department of Agriculture and Consumer Services; providing for the disposition of balances in, revenues of, and all outstanding appropriations of the trust funds; prescribing procedures for the termination of the trust funds; creating s. 570.192, F.S.; providing for the administration and funding of the Administrative Trust Fund; creating s. 570.193, F.S.; providing for the administration and funding of the Federal Grants Trust Fund; creating s. 570.194, F.S.; providing for the administration and funding of the Florida Saltwater Products Promotion Trust Fund; creating s. 570.321, F.S.; providing for the administration and funding of the Plant Industry Trust Fund; creating s. 570.441, F.S.; providing for the administration and funding of the Pest Control Trust Fund; creating s. 570.482, F.S.; providing for the administration and funding of the Citrus Inspection Trust Fund; creating s. 570.5481, F.S.;

providing for the administration and funding of the Incidental Trust Fund; amending s. 571.24, F.S.; adding collecting rental receipts for industry promotions to the list of departmental duties; amending s. 253.025, F.S.; redirecting proceeds from the Relocation and Construction Trust Fund to the Incidental Trust Fund; conforming provisions to changes made by the act; amending s. 932.7055, F.S.; redirecting proceeds from the Agricultural Law Enforcement Trust Fund to the General Inspection Trust Fund; providing an effective date.

—was read the second time by title. On motion by Senator Hays, by two-thirds vote **SB 678** was read the third time by title and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Hays, by two-thirds vote—

SB 680—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Department of Business and Professional Regulation without modification; repealing s. 455.1165(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Hays, by two-thirds vote **SB 680** 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—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Hays, by two-thirds vote—

SB 682—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Department of Financial Services without modification; repealing s. 17.67(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Hays, by two-thirds vote **SB 682** 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

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

On motion by Senator Gardiner, by two-thirds vote—

SB 684—A bill to be entitled An act relating to trust funds; re-creating the State Economic Enhancement and Development Trust Fund within the Department of Economic Opportunity without modification; repealing s. 288.1201(4), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Gardiner, by two-thirds vote **SB 684** 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—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Gardiner, by two-thirds vote—

SB 686—A bill to be entitled An act relating to trust funds; terminating specified trust funds within the Department of Economic Opportunity; providing for the disposition of balances in and revenues of such trust funds; prescribing procedures for the termination of such trust funds; amending ss. 17.61 and 420.36, F.S.; conforming provisions to changes made by this act; providing an effective date.

—was read the second time by title. On motion by Senator Gardiner, by two-thirds vote **SB 686** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bean	Brandes
Abruzzo	Benacquisto	Braynon
Altman	Bradley	Bullard

Clemens	Hays	Sachs
Dean	Hukill	Simmons
Detert	Joyner	Simpson
Diaz de la Portilla	Latvala	Smith
Evers	Lee	Sobel
Flores	Legg	Soto
Galvano	Margolis	Stargel
Garcia	Montford	Thompson
Gardiner	Negron	Thrasher
Gibson	Richter	
Grimsley	Ring	

Nays—None

On motion by Senator Gardiner, by two-thirds vote—

SB 688—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Executive Office of the Governor without modification; repealing s. 14.235(4), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Gardiner, by two-thirds vote **SB 688** 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—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

MOTION

On motion by Senator Thrasher, the rules were waived and all bills on the Special Order Calendar this day were read the first, second, and third times.

On motion by Senator Grimsley, by two-thirds vote—

CS for CS for SB 522—A bill to be entitled An act relating to involuntary civil commitment of sexually violent predators; amending s. 394.912, F.S.; redefining terms; creating s. 394.9125, F.S.; authorizing and requiring a state attorney to refer certain persons for civil commitment under certain circumstances; requiring the state attorney to notify county and municipal jails of a referral within a specified time-frame; authorizing the state attorney to file a petition requesting that a person be taken into custody for civil commitment proceedings; requiring a judge to order a person into custody for civil commitment proceedings upon making specified findings; amending s. 394.913, F.S.; requiring the agency with jurisdiction over a person who has been convicted of a sexually violent offense to give written notice to the multidisciplinary team as soon as practicable after receipt into custody of such person in a county or municipal jail facility; authorizing the multidisciplinary team to consult with law enforcement agencies and victim advocate groups as part of the assessment and evaluation process; authorizing a clinical evaluation; requiring a second clinical evaluation under certain circumstances; requiring the Department of Children and Families to re-

commend that the state attorney file a civil commitment petition under certain circumstances; requiring the department to send a recommendation to the state attorney for further review under certain circumstances if a person does not meet the definition of a sexually violent predator; requiring the multidisciplinary team to reexamine the case under certain circumstances; revising the timeframes for the written assessment; requiring the multidisciplinary team to give equal consideration to an attempt, criminal solicitation, or conspiracy to commit certain offenses as it does to the commission of such offenses; amending s. 394.9135, F.S.; providing for certain released persons to be taken into custody by the Department of Children and Families; authorizing the state attorney to file, within a specific timeframe, a petition alleging that a person released from a local detention facility was not referred as required before release because of a mistake, oversight, or intentional act or was referred for commitment consideration but released rather than transferred to custody, as required, due to a mistake, oversight, or intentional act; requiring a judge to order that a person so released be taken into custody and delivered to an appropriate secure facility under certain circumstances; amending s. 394.914, F.S.; authorizing the state attorney to file a petition for civil commitment regardless of the multidisciplinary team's recommendation; amending s. 394.918, F.S.; authorizing the petitioner and respondent to present evidence at a civil commitment probable cause hearing; amending s. 394.926, F.S.; requiring the department to provide written notice of placement of a person in the department's custody to a victim of such person; requiring the department to notify the Department of Corrections, the Department of Law Enforcement, and the sheriff of the county in which such person intends to reside of the release of a sexually violent predator or a person who is in custody; requiring the Department of Children and Families to enroll certain persons in an arrest notification program and to notify the state attorney upon receiving an arrest alert; amending s. 394.931, F.S.; requiring the Department of Corrections to collect recidivism information; amending s. 943.053, F.S.; requiring the Department of Law Enforcement to provide the Department of Children and Families access to the arrest notification program; providing for severability; providing an effective date.

—was read the second time by title.

Senator Grimsley moved the following amendments which were adopted:

Amendment 1 (966784) (with title amendment)—Delete line 232 and insert:

each person referred to the team. *The multidisciplinary team shall prioritize the assessment and evaluation of persons referred under subsection (1) based upon the person's scheduled release date.* The assessment and evaluation

And the title is amended as follows:

Delete line 19 and insert: municipal jail facility; requiring the multidisciplinary team to prioritize assessments based on release dates; authorizing the

Amendment 2 (630788) (with title amendment)—Delete lines 255-292 and insert:

team shall ~~may~~ proceed with its recommendation without the ~~a personal~~ interview ~~of the person.~~

(f) *The multidisciplinary team shall complete all clinical evaluations and provide the state attorney a written assessment and recommendation as to whether the person meets the definition of a sexually violent predator at least 1 month before the person's scheduled release date from the Department of Corrections, the Department of Juvenile Justice, or the Department of Children and Families. The multidisciplinary team shall complete all clinical evaluations and provide the state attorney a written assessment and recommendation as to whether the person meets the definition of a sexually violent predator at least 24 hours before the person's scheduled release date from a county or municipal jail.*

1. *The department must recommend that the state attorney file a petition for civil commitment if at least two members of the multidisciplinary team determine that the person meets the definition of a sexually violent predator.*

2. *When the department determines that a person who has received a clinical evaluation does or does not meet the definition of a sexually vio-*

lent predator, the written assessment and recommendation shall be sent to the state attorney. If the state attorney questions, in writing, the determination that the person does or does not meet the definition of a sexually violent predator, the multidisciplinary team must reexamine the case before a final written assessment and recommendation is provided to the state attorney.

(g)(~~d~~) The Attorney General's Office shall serve as legal counsel to the multidisciplinary team.

~~(e)1.—Within 180 days after receiving notice, there shall be a written assessment as to whether the person meets the definition of a sexually violent predator and a written recommendation, which shall be provided to the state attorney. The written recommendation shall be provided by the Department of Children and Family Services and shall include the written report of the multidisciplinary team.~~

And the title is amended as follows:

Delete lines 24-37 and insert: evaluation under certain circumstances; requiring the multidisciplinary team to proceed without a personal interview under certain circumstances; requiring the multidisciplinary team to provide the state attorney with a written assessment and recommendation as to whether a person meets the definition of a sexually violent predator within specified timeframes; requiring the Department of Children and Families to recommend that the state attorney file a civil commitment petition under certain circumstances; requiring the department to send the recommendation and assessment to the state attorney for further review; requiring the multidisciplinary team to reexamine the case under certain circumstances; requiring the multidisciplinary team to give equal consideration to an attempt, criminal solicitation, or conspiracy to commit certain offenses as it does to the commission of such offenses; conforming provisions to changes made by the act; amending s. 394.9135,

Amendment 3 (674890)—Delete lines 325-332 and insert:

(b) *If a person who committed a sexually violent offense and who is serving an incarcerative sentence under the custody of the Department of Corrections, the Department of Juvenile Justice, or a local detention facility, or who is committed to the custody of the department due to an adjudication of not guilty by reason of insanity is released, the state attorney, as designated in s. 394.913, may file a petition with the circuit court within 120 hours after the person's release alleging that:*

1. *Section 394.9125, s. 394.913, or this section requires that the person*

Amendment 4 (867354)—Delete lines 346-361 and insert:

(2) *Within 72 hours after transfer pursuant to paragraph (1)(a) or receipt into the department's custody pursuant to paragraph (1)(b) or s. 394.9125(4), the multidisciplinary team shall assess whether the person meets the definition of a sexually violent predator. If the multidisciplinary team determines that the person does not meet the definition of a sexually violent predator, that person shall be immediately released. If at least two members of the multidisciplinary team, after all clinical evaluations have been conducted, determine ~~determines~~ that the person meets the definition of a sexually violent predator, the team shall provide the state attorney, as designated by s. 394.913, with its written assessment and recommendation within the 72-hour period or, if the 72-hour period ends after 5 p.m. on a working day or on a weekend or holiday, within the next working day ~~thereafter~~.*

Amendment 5 (956028) (with title amendment)—Delete line 480 and insert:

those referred, detained, or committed to the department. The data shall be included in the Department of Corrections' annual report ~~in~~

And the title is amended as follows:

Delete line 69 and insert: information and include the information in their annual report; amending s. 943.053, F.S.; requiring the

On motion by Senator Grimsley, by two-thirds vote **CS for CS for SB 522** 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

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Sobel, by two-thirds vote—

CS for SB 524—A bill to be entitled An act relating to sexually violent predators; providing a short title; amending s. 394.913, F.S.; requiring the Department of Children and Families to provide training to the members of the multidisciplinary team; limiting the term of contract of multidisciplinary team members who contract with the department to 1 year; providing that such contracts may be renewed; requiring the department to maintain data on each case on the recommendations of the clinical evaluators; requiring state attorneys to provide the department with specified information; requiring the department to prioritize assessments based on release dates; requiring the multidisciplinary team to proceed without a personal interview under certain circumstances; requiring the department to send to the state attorney a written assessment and determination as to whether a person meets the definition of a sexually violent predator; requiring the department to recommend that the state attorney file a civil commitment petition under certain circumstances; requiring the multidisciplinary team to reexamine the case under certain circumstances; revising timeframes for the written assessment; creating s. 1005.10, F.S.; requiring nonpublic colleges, universities, and schools to inform students and employees of the Florida Department of Law Enforcement sexual predator and sexual offender registry website and toll-free telephone number; creating s. 1006.695, F.S.; requiring public colleges, universities, and schools to inform students and employees of the Florida Department of Law Enforcement sexual predator and sexual offender registry website and toll-free telephone number; providing an effective date.

—was read the second time by title.

Senator Sobel moved the following amendments which were adopted:

Amendment 1 (765100) (with title amendment)—Delete lines 89-141 and insert:

each person referred to the team. *The multidisciplinary team shall prioritize the assessment and evaluation of persons referred under subsection (1) based upon the person's release date.* The assessment and evaluation ~~shall~~ include a review of the person's institutional history and treatment record, if any, the person's criminal background, and any other factor that is relevant to the determination of whether ~~the such~~ person is a sexually violent predator.

(e)(e) Before recommending that a person meets the definition of a sexually violent predator, the person must be offered a personal interview. If the person agrees to participate in a personal interview, at least one member of the team who is a licensed psychiatrist or psychologist must conduct a personal interview of the person. If the person refuses to fully participate in a personal interview, the multidisciplinary team ~~shall~~ ~~may~~ proceed with its recommendation without ~~the a personal~~ interview ~~of the person~~.

(f) *The multidisciplinary team shall complete all clinical evaluations and provide the state attorney a written assessment and recommendation as to whether the person meets the definition of a sexually violent predator at least 1 month before the person's scheduled release date from the Department of Corrections, the Department of Juvenile Justice, or the De-*

partment of Children and Families. The multidisciplinary team shall complete all clinical evaluations and provide the state attorney a written assessment and recommendation as to whether the person meets the definition of a sexually violent predator at least 24 hours before the person's scheduled release date from a county or municipal jail.

1. *The department must recommend that the state attorney file a petition for civil commitment if at least two members of the multidisciplinary team determine that the person meets the definition of a sexually violent predator.*

2. *When the department determines that a person who has received a clinical evaluation does or does not meet the definition of a sexually violent predator, the written assessment and recommendation shall be sent to the state attorney. If the state attorney questions, in writing, the determination that the person does or does not meet the definition of a sexually violent predator, the multidisciplinary team must reexamine the case before a final written assessment and recommendation is provided to the state attorney.*

(g)(d) The Attorney General's Office shall serve as legal counsel to the multidisciplinary team.

~~(e)1. Within 180 days after receiving notice, there shall be a written assessment as to whether the person meets the definition of a sexually violent predator and a written recommendation, which shall be provided to the state attorney. The written recommendation shall be provided by the Department of Children and Family Services and shall include the written report of the multidisciplinary team.~~

And the title is amended as follows:

Delete lines 13-25 and insert: requiring the multidisciplinary team to prioritize assessments based on release dates; requiring the multidisciplinary team to proceed without a personal interview under certain circumstances; requiring the multidisciplinary team to provide the state attorney with a written assessment and recommendation as to whether a person meets the definition of a sexually violent predator within specified timeframes; requiring the department to recommend that the state attorney file a civil commitment petition under certain circumstances; requiring the department to send the recommendation and assessment to the state attorney for further review; requiring the multidisciplinary team to reexamine the case under certain circumstances; conforming provisions to changes made by the act; creating s. 1005.10, F.S.; requiring

Amendment 2 (831902) (with title amendment)—Delete lines 152-162 and insert:

employees at orientation and on its website of the existence of the Department of Law Enforcement sexual predator and sexual offender registry website and the toll-free telephone number that gives access to sexual predator and sexual offender public information pursuant to s. 943.043.

Section 4. Section 1006.695, Florida Statutes, is created to read:

1006.695 Sexual predator and sexual offender notification; Florida College System institutions, state universities, and career centers.—Each Florida College System institution as defined in s. 1000.21, state university as defined in s. 1000.21, and career center as provided in s. 1001.44 shall inform students and employees at orientation and on its website of the

And the title is amended as follows:

Delete line 31 and insert: requiring Florida College System institutions, state universities, and career centers

On motion by Senator Sobel, by two-thirds vote **CS for SB 524** 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

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores

Galvano	Lee	Simpson
Garcia	Legg	Smith
Gardiner	Margolis	Sobel
Gibson	Montford	Soto
Grimsley	Negron	Stargel
Hays	Richter	Thompson
Hukill	Ring	Thrasher
Joyner	Sachs	
Latvala	Simmons	

Nays—None

On motion by Senator Evers, by two-thirds vote—

CS for CS for SB 528—A bill to be entitled An act relating to sex offenses; amending s. 68.07, F.S.; requiring the Department of Law Enforcement to inform the clerk of the court if a person petitioning for a name change has registered as a sexual predator or sexual offender; requiring that each name change petition show whether the petitioner has ever been required to register as a sexual predator or sexual offender; requiring certain agencies to be notified of an order granting a name change to a person required to register as a sexual predator or sexual offender; requiring the Department of Law Enforcement and certain law enforcement agencies to be notified when a person required to register as a sexual predator or sexual offender and granted a legal name change fails to meet requirements to obtain a replacement driver license or identification card; amending s. 775.21, F.S.; revising definitions; providing that voluntary disclosure of specified information waives a disclosure exemption for such information; adding additional offenses to the list of sexual predator qualifying offenses; requiring disclosure of additional information during the sexual predator registration process; requiring that a sexual predator who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified time after such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; requiring reporting of transient residence information within specified time periods; requiring sheriffs to establish procedures for reporting transient residence information; authorizing sheriffs to enter into agreements for reporting transient residence information; providing a criminal penalty for failure to report transient residence information; revising reporting requirements if a sexual predator plans to leave the United States for more than a specified time; authorizing sheriffs to verify the address of registrants under the care, custody, control, or supervision of the Department of Corrections; providing criminal penalties for knowingly providing false registration information by act or omission; authorizing additional venues for prosecution of registration violations; conforming provisions to changes made by the act; amending s. 775.25, F.S.; authorizing additional venues for prosecution of registration violations; amending s. 943.043, F.S.; prohibiting display or dissemination of certain vehicle information on the Internet public registry of sexual predators and offenders; amending s. 943.0435, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional sexual offender registration information; requiring reporting of transient residence information within specified time periods; requiring sheriffs to establish procedures for reporting transient residence information; authorizing sheriffs to enter into agreements for reporting transient residence information; providing a criminal penalty for failure to report transient residence information; requiring that a sexual offender who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified period of time of such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; authorizing sheriffs to verify the address of registrants under the care, custody, and control, or supervision of the Department of Corrections; providing additional requirements for sexual offenders intending to reside outside of the United States; authorizing additional venues for prosecution of registration violations; revising criteria applicable to provisions that allow removal of the requirement to register as a sexual offender; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending s. 943.04354, F.S.; revising the criteria applicable to provisions that allow removal of the requirement to register as a sexual offender or sexual

predator; amending s. 943.0437, F.S.; conforming terminology; amending ss. 944.606 and 944.607, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional registration information; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending ss. 985.481 and 985.4815, F.S.; requiring disclosure of additional registration information by certain sexual offenders adjudicated delinquent and certain juvenile sexual offenders; providing criminal penalties for knowingly providing false registration information by act or omission; amending s. 921.0022, F.S.; updating provisions of the offense severity ranking chart of the Criminal Punishment Code to reflect prior changes in the law; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Evers, by two-thirds vote **CS for CS for SB 528** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Bradley, by two-thirds vote—

CS for CS for CS for SB 526—A bill to be entitled An act relating to sexual offenses; amending s. 92.55, F.S.; authorizing orders limiting testimony in open court and in depositions if the victim or witness was a child under 16 years of age when a specified sexual offense occurred; authorizing the court to set other conditions appropriate to taking the testimony of this victim or witness; amending s. 775.15, F.S.; eliminating time limitations to the prosecution of specified criminal offenses relating to lewd or lascivious battery or molestation if the victim was younger than 16 years of age at the time of the offense; specifying an exception; providing applicability; amending s. 794.011, F.S.; revising and creating offenses involving sexual battery; increasing felony degree of certain sexual battery offenses; amending s. 794.0115, F.S.; imposing a 50-year minimum mandatory sentence for dangerous sexual felony offenders; amending s. 794.05, F.S.; revising definition of the term “sexual activity;” amending s. 800.04, F.S.; revising and creating offenses involving lewd or lascivious battery and molestation; increasing felony degree of certain lewd or lascivious battery and molestation offenses; amending s. 810.14, F.S.; providing that voyeurism includes secretly observing another person's intimate areas in which the person has a reasonable expectation of privacy, when the other person is located in a public or private dwelling, structure, or conveyance; defining the term “intimate area;” amending s. 921.0022, F.S.; assigning offense severity rankings for new lewd or lascivious battery and molestation offenses and sexual battery offenses; amending s. 921.0024, F.S.; providing that sentence points are multiplied for specified sex offenses committed by an adult upon a minor under certain circumstances; amending s. 944.275, F.S.; prohibiting award of gain-time for certain offenses; amending s. 947.1405, F.S.; providing for tolling of conditional release supervision; providing applicability; amending ss. 947.1405 and 948.30, F.S.; prohibiting certain conditional releasees, probationers, or community controllees from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating material; providing exceptions; amending s. 948.012, F.S.; requiring split sentence for certain sexual offenses; providing for tolling of probation or community control; amending s. 948.31, F.S.; authorizing the court to require a sexual offender or sexual pre-

dator who is on probation or community control to undergo an evaluation to determine whether the offender or predator needs sexual offender treatment; requiring the probationer or community controllee to pay for the treatment; removing a provision prohibiting contact with minors if sexual offender treatment is recommended; providing applicability; providing severability; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendments which were adopted:

Amendment 1 (646090)—Delete lines 64-76 and insert:
witness under the age of 16, a ~~or~~ person who has an intellectual disability, or a sexual offense victim or witness; special protections; use of registered service or therapy animals.—

(1) For purposes of this section, the term:

(a) “Sexual offense victim or witness” means a person who was under the age of 16 when he or she was the victim of or a witness to a sexual offense.

(b) “Sexual offense” means any offense specified in s. 775.21(4)(a)1. or s. 943.0435(1)(a)1.a.(I).

(2)(~~1~~) Upon motion of any party, upon motion of a parent, guardian, attorney, or guardian ad litem for a victim or witness under the age of 16, a ~~or~~ person who has an intellectual

Amendment 2 (694228)—Delete lines 142-149 and insert:

(18) If the offense is a violation of s. 800.04(4) or (5) and the victim was under 16 years of age at the time the offense was committed, a prosecution of the offense may be commenced at any time, unless, at the time of the offense, the offender is less than 18 years of age and is no more than 4 years older than the victim. This subsection applies to an offense that is not otherwise barred from prosecution on or before October 1, 2014.

Amendment 3 (442960) (with title amendment)—Between lines 1015 and 1016 insert:

Section 10. Paragraph (a) of subsection (1), paragraph (a) of subsection (11), and paragraph (b) of subsection (14) of section 943.0435, Florida Statutes, are amended to read:

943.0435 Sexual offenders required to register with the department; penalty.—

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

(a)1. “Sexual offender” means a person who meets the criteria in sub-subparagraph a., sub-subparagraph b., sub-subparagraph c., or sub-subparagraph d., as follows:

a.(I) Has been convicted of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes in this state or similar offenses in another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor and the defendant is not the victim’s parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; or s. 985.701(1); or any similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this sub-sub-subparagraph; and

(II) Has been released on or after October 1, 1997, from the sanction imposed for any conviction of an offense described in sub-sub-subparagraph (I). For purposes of sub-sub-subparagraph (I), a sanction imposed in this state or in any other jurisdiction includes, but is not limited to, a fine, probation, community control, parole, conditional release, control release, or incarceration in a state prison, federal prison, private correctional facility, or local detention facility;

b. Establishes or maintains a residence in this state and who has not been designated as a sexual predator by a court of this state but who has been designated as a sexual predator, as a sexually violent predator, or by another sexual offender designation in another state or jurisdiction

and was, as a result of such designation, subjected to registration or community or public notification, or both, or would be if the person were a resident of that state or jurisdiction, without regard to whether the person otherwise meets the criteria for registration as a sexual offender;

c. Establishes or maintains a residence in this state who is in the custody or control of, or under the supervision of, any other state or jurisdiction as a result of a conviction for committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes or similar offense in another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor and the defendant is not the victim’s parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; or s. 985.701(1); or any similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this sub-subparagraph; or

d. On or after July 1, 2007, has been adjudicated delinquent for committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes in this state or similar offenses in another jurisdiction when the juvenile was 14 years of age or older at the time of the offense:

(I) Section 794.011, excluding s. 794.011(10);

(II) Section 800.04(4)(a)2. ~~800.04(4)(b)~~ where the victim is under 12 years of age or where the court finds sexual activity by the use of force or coercion;

(III) Section 800.04(5)(c)1. where the court finds molestation involving unclothed genitals; or

(IV) Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals.

2. For all qualifying offenses listed in sub-subparagraph (1)(a)1.d., the court shall make a written finding of the age of the offender at the time of the offense.

For each violation of a qualifying offense listed in this subsection, the court shall make a written finding of the age of the victim at the time of the offense. For a violation of s. 800.04(4), the court shall additionally make a written finding indicating that the offense did or did not involve sexual activity and indicating that the offense did or did not involve force or coercion. For a violation of s. 800.04(5), the court shall additionally make a written finding that the offense did or did not involve unclothed genitals or genital area and that the offense did or did not involve the use of force or coercion.

(11) Except as provided in s. 943.04354, a sexual offender must maintain registration with the department for the duration of his or her life, unless the sexual offender has received a full pardon or has had a conviction set aside in a postconviction proceeding for any offense that meets the criteria for classifying the person as a sexual offender for purposes of registration. However, a sexual offender:

(a)1. Who has been lawfully released from confinement, supervision, or sanction, whichever is later, for at least 25 years and has not been arrested for any felony or misdemeanor offense since release, provided that the sexual offender’s requirement to register was not based upon an adult conviction:

a. For a violation of s. 787.01 or s. 787.02;

b. For a violation of s. 794.011, excluding s. 794.011(10);

c. For a violation of s. 800.04(4)(a)2. ~~s. 800.04(4)(b)~~ where the court finds the offense involved a victim under 12 years of age or sexual activity by the use of force or coercion;

d. For a violation of s. 800.04(5)(b);

e. For a violation of s. 800.04(5)(c)2. where the court finds the offense involved unclothed genitals or genital area;

f. For any attempt or conspiracy to commit any such offense; or

g. For a violation of similar law of another jurisdiction, may petition the criminal division of the circuit court of the circuit in which the sexual offender resides for the purpose of removing the requirement for registration as a sexual offender.

2. The court may grant or deny relief if the offender demonstrates to the court that he or she has not been arrested for any crime since release; the requested relief complies with the provisions of the federal Adam Walsh Child Protection and Safety Act of 2006 and any other federal standards applicable to the removal of registration requirements for a sexual offender or required to be met as a condition for the receipt of federal funds by the state; and the court is otherwise satisfied that the offender is not a current or potential threat to public safety. The state attorney in the circuit in which the petition is filed must be given notice of the petition at least 3 weeks before the hearing on the matter. The state attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. If the court denies the petition, the court may set a future date at which the sexual offender may again petition the court for relief, subject to the standards for relief provided in this subsection.

3. The department shall remove an offender from classification as a sexual offender for purposes of registration if the offender provides to the department a certified copy of the court's written findings or order that indicates that the offender is no longer required to comply with the requirements for registration as a sexual offender.

(14)

(b) However, a sexual offender who is required to register as a result of a conviction for:

1. Section 787.01 or s. 787.02 where the victim is a minor and the offender is not the victim's parent or guardian;
2. Section 794.011, excluding s. 794.011(10);
3. Section 800.04(4)(a)2. ~~800.04(4)(b)~~ where the court finds the offense involved a victim under 12 years of age or sexual activity by the use of force or coercion;
4. Section 800.04(5)(b);
5. Section 800.04(5)(c)1. where the court finds molestation involving unclothed genitals or genital area;
6. Section 800.04(5)c.2. where the court finds molestation involving unclothed genitals or genital area;
7. Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals or genital area;
8. Any attempt or conspiracy to commit such offense; or
9. A violation of a similar law of another jurisdiction,

must reregister each year during the month of the sexual offender's birthday and every third month thereafter.

Section 11. Paragraph (b) of subsection (13) of section 944.607, Florida Statutes, is amended to read:

944.607 Notification to Department of Law Enforcement of information on sexual offenders.—

(13)

(b) However, a sexual offender who is required to register as a result of a conviction for:

1. Section 787.01 or s. 787.02 where the victim is a minor and the offender is not the victim's parent or guardian;
2. Section 794.011, excluding s. 794.011(10);
3. Section 800.04(4)(a)2. ~~800.04(4)(b)~~ where the victim is under 12 years of age or where the court finds sexual activity by the use of force or coercion;

4. Section 800.04(5)(b);
5. Section 800.04(5)(c)1. where the court finds molestation involving unclothed genitals or genital area;
6. Section 800.04(5)c.2. where the court finds molestation involving unclothed genitals or genital area;
7. Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals or genital area;
8. Any attempt or conspiracy to commit such offense; or
9. A violation of a similar law of another jurisdiction,

must reregister each year during the month of the sexual offender's birthday and every third month thereafter.

And the title is amended as follows:

Delete line 36 and insert: certain circumstances; amending ss. 943.0435 and 944.607, F.S.; conforming provisions to changes made by the act; amending s. 944.275, F.S.;

On motion by Senator Bradley, by two-thirds vote **CS for CS for CS for SB 526** 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

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

MOTIONS

On motion by Senator Thrasher, the rules were waived and **SB 852** was retained on the Special Order Calendar for Tuesday, March 11, 2014.

On motion by Senator Thrasher, by two-thirds vote all bills passed on the Special Order Calendar this day were ordered immediately certified to the House.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 2-4—Not used.

By Senator Soto—

SB 6—A bill to be entitled An act for the relief of J.D.S.; providing an appropriation from the General Revenue Fund to compensate J.D.S. for injuries and damages sustained as a result of negligence by the Agency for Persons with Disabilities, as successor agency of the Department of Children and Family Services; providing a limitation on the payment of fees and costs; providing an effective date.

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

Senate Bills 8-12—Not used.

By Senator Montford—

SB 14—A bill to be entitled An act relating to the City of Tallahassee; providing for the relief of Mark T. Sawicki and his wife, Sharon L. Sawicki, individually, by the City of Tallahassee; providing for an appropriation to compensate them for injuries sustained by Mr. Sawicki as a result of the negligence of the City of Tallahassee; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Bullard—

SB 16—A bill to be entitled An act for the relief of Barney Brown, who was wrongfully incarcerated for 38 years; providing an appropriation to compensate Barney Brown for his wrongful incarceration; directing the Chief Financial Officer to draw a warrant; providing that the act does not waive certain defenses or increase the state's liability; providing a limitation on the payment of fees and costs; providing an effective date.

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

By Senator Altman—

SB 18—A bill to be entitled An act for the relief of the Estate of Dr. Sherrill Lynn Aversa; providing an appropriation to compensate the Estate of Dr. Sherrill Lynn Aversa for Dr. Aversa's death as result of the negligence of the Department of Transportation; requiring the Executive Office of the Governor to establish spending authority from unappropriated trust fund balances of the department for compensation to the Estate of Dr. Sherrill Lynn Aversa; providing for attorney fees and costs; providing a limitation on the payment of fees and costs; providing an effective date.

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

By Senator Montford—

SB 20—A bill to be entitled An act for the relief of Yvonne Morton; providing an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Department of Health; providing a limitation on the payment of fees and costs; providing an effective date.

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

By Senator Montford—

SB 22—A bill to be entitled An act for the relief of Jennifer Wohlge-muth by the Pasco County Sheriff's Office; providing for an appropriation to compensate Jennifer Wohlge-muth, whose injuries were due to the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Joyner—

SB 24—A bill to be entitled An act for the relief of Dennis Darling, Sr., and Wendy Smith, parents of Devaughn Darling, deceased; providing an appropriation from the General Revenue Fund to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University campus; providing a limitation on the payment of fees and costs; providing an effective date.

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

By Senator Diaz de la Portilla—

SB 26—A bill to be entitled An act for the relief of Thomas and Karen Brandi by the city of Haines City; providing for an appropriation to compensate them for injuries sustained as a result of the negligence of the city of Haines City; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Diaz de la Portilla—

SB 28—A bill to be entitled An act for the relief of Charles Pandrea by the North Broward Hospital District; providing for an appropriation to compensate Charles Pandrea, husband of Janet Pandrea, for the death of Janet Pandrea as a result of the negligence of the North Broward Hospital District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Bradley and Gibson—

SB 30—A bill to be entitled An act for the relief of Joseph Stewart and Audrey Stewart on behalf of their son, Aubrey Stewart, by the City of Jacksonville; providing for an appropriation to compensate Aubrey Stewart for injuries sustained as a result of the negligence of the City of Jacksonville; providing a limitation on the payment of fees and costs; providing for repayment of Medicaid liens; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Soto—

SB 32—A bill to be entitled An act for the relief of Donald Brown by the District School Board of Sumter County; providing for an appropriation to compensate Donald Brown for injuries sustained as a result of the negligence of an employee of the District School Board of Sumter County; providing a limitation on the payment of fees and costs; providing that the appropriation satisfies all present and future claims related to the negligent act; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Flores—

SB 34—A bill to be entitled An act for the relief of Amie Draiemann Stephenson, individually and as Personal Representative of the Estate of Christian Darby Stephenson, deceased, and for the relief of Hailey

Morgan Stephenson and Christian Darby Stephenson, II, as surviving minor children of the decedent; providing an appropriation to compensate them for the wrongful death of Christian Darby Stephenson, which was due in part to the negligence of the Department of Transportation; providing a limitation on the payment of fees and costs; providing an effective date.

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

By Senator Thompson—

SB 36—A bill to be entitled An act for the relief of James Joseph Richardson by the State of Florida; providing for an appropriation to compensate James Joseph Richardson for the length of time he was incarcerated as a result of his wrongful conviction by the state; providing an effective date.

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

Senate Bills 38-42—Withdrawn prior to introduction.

By Senator Flores—

SB 44—A bill to be entitled An act for the relief of “Survivor” and the Estate of “Victim”; providing an appropriation to compensate Survivor and the Estate of Victim for injuries and damages sustained as result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing a limitation on the payment of fees and costs; providing an effective date.

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

By Senator Ring—

SB 46—A bill to be entitled An act for the relief of L.T., a minor; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing a limitation of the payment of fees and costs; providing an effective date.

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

By Senator Braynon—

SB 48—A bill to be entitled An act for the relief of Ramiro Companioni by the City of Tampa; providing for an appropriation to compensate Mr. Companioni for injuries sustained as a result of the negligence of an employee of the City of Tampa; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Braynon—

SB 50—A bill to be entitled An act for the relief of Javier Soria by Palm Beach County; providing for an appropriation to compensate Javier Soria for injuries sustained as a result of negligence by an employee of Palm Beach County; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Legg—

SB 52—A bill to be entitled An act for the relief of Monica Cantillo Acosta and Luis Alberto Cantillo Acosta, surviving children of Nhora Acosta, by Miami-Dade County; providing for an appropriation to compensate them for the wrongful death of their mother, Nhora Acosta, due to injuries sustained as a result of the negligence of a Miami-Dade County bus driver; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

SB 54—Not introduced.

By Senator Legg—

SB 56—A bill to be entitled An act for the relief of Carl Abbott by the Palm Beach County School Board; providing for an appropriation to compensate Carl Abbott for injuries sustained as a result of the negligence of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Abruzzo—

SB 58—A bill to be entitled An act for the relief of Q.B. by the Palm Beach County School Board; providing for an appropriation to compensate Q.B. for injuries sustained as a result of the negligence of an employee of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing that the appropriation settles all present and future claims related to the negligent act; providing an effective date.

Proof of publication of the required notice was attached.

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

SB 60—Not introduced.

By Senator Montford—

SB 62—A bill to be entitled An act for the relief of Robert Champion, Sr., and Pam Champion by Florida Agricultural and Mechanical University; providing an appropriation to compensate Robert Champion, Sr., and Pam Champion, individually and as personal representatives for the Estate of Robert Champion, Jr., for the wrongful death of their son, Robert Champion, Jr., which was due to the negligence of Florida A & M University; providing a limitation on the payment of fees and costs; providing that the appropriation settles all present and future claims related to the wrongful death of Robert Champion, Jr.; providing an effective date.

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

By Senator Grimsley—

SB 64—A bill to be entitled An act for the relief of Marcus Button by the Pasco County School Board; providing for an appropriation to compensate Marcus Button for injuries sustained as a result of the negligence of an employee of the Pasco County School Board; providing for an appropriation to compensate Mark and Robin Button, as parents and natural guardians of Marcus Button, for injuries and damages sustained by Marcus Button; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Flores, Margolis, and Bullard—

SB 66—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing a county defined in s. 125.011(1), F.S., to levy a surtax up to a specified amount for the benefit of a Florida College System institution and a state university in the county pursuant to an ordinance conditioned to take effect upon approval in a county referendum; requiring the ordinance to include a plan for the use of the proceeds; providing referendum requirements and procedures; requiring that the proceeds from the surtax be transferred into a specified account and managed in a specified manner; establishing an oversight board with specified duties, responsibilities, and requirements relating to the expenditure of surtax proceeds; providing for the appointment of members of the oversight board; requiring that the board of trustees of each institution receiving surtax proceeds prepare an annual plan for submission to the oversight board for approval; providing that state funding may not be reduced because an institution receives surtax funds; providing for the scheduled expiration of the surtax; providing an effective date.

—was referred to the Committees on Education; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Joyner, Bullard, Soto, Sachs, Margolis, Brandes, Clemens, and Ring—

SCR 68—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

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

By Senator Joyner—

SB 70—A bill to be entitled An act relating to telemedicine; defining the term “telemedicine”; providing that a health insurance policy or Medicaid may not require face-to-face contact between a health care provider and patient as a prerequisite to coverage or reimbursement for services; clarifying that the use of telemedicine technology under the supervision of another health care practitioner may not be interpreted as practicing medicine without a license; authorizing the Department of Health to adopt rules and requiring the department to repeal any rules that prohibit the use of telemedicine; requiring the department to conduct a study, which includes the Department of Children and Families and the Agency for Health Care Administration, on options for implementing telemedicine for certain services; requiring the Department of Health to submit a report to the Legislature; providing an effective date.

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

By Senators Flores, Negron, and Brandes—

SB 72—A bill to be entitled An act relating to the Legislature; fixing the date for convening the regular session of the Legislature in even-numbered years; providing an effective date.

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

By Senator Soto—

SB 74—A bill to be entitled An act relating to daylight saving time; providing a short title; requiring that the State of Florida and its poli-

tical subdivisions observe daylight saving time year-round; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; Education; and Governmental Oversight and Accountability.

By Senator Soto—

SB 76—A bill to be entitled An act relating to the Springs Revival Act; creating s. 373.198, F.S.; requiring water management districts to identify certain springs, develop certain plans, and submit certain reports to the Governor and the Legislature; authorizing the districts to adopt rules and issue orders; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Appropriations; and Rules.

SB 78—Withdrawn prior to introduction.

By Senator Soto—

SB 80—A bill to be entitled An act relating to economic development; creating s. 220.1945, F.S.; providing definitions; providing a corporate tax credit against the state corporate income tax in an amount equal to a specified percentage of the corporation’s payments to a small business providing goods or services to the corporation pursuant to a contract; providing qualification criteria; requiring the corporation and business to submit an application to the Department of Economic Opportunity for approval to earn credits; providing application requirements; providing procedures and requirements for department approval; specifying the amount of the tax credit; prohibiting tax credits from being carried forward or backward or being transferred or sold; providing criminal and administrative penalties for fraudulently claiming tax credits; authorizing the Department of Economic Opportunity and the Department of Revenue to adopt rules; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or franchise tax may be taken to include certain credits relating to a corporation’s execution of a business contract with a small business; amending s. 220.13, F.S.; redefining the term “adjusted federal income” to include the amount of such tax credits; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Soto—

SB 82—A bill to be entitled An act relating to short sale debt relief; creating the “Short Sale Debt Relief Act”; defining terms; providing that a debtor does not owe a deficiency to a lienholder related to an eligible real property sold pursuant to a bona fide short sale if an offer is received by the debtor within a specified time period and under specified conditions; providing for the distribution of proceeds; requiring a lienholder to approve the short sale of property and execute any document necessary to close the sale within a specified time period if a debtor procures a buyer who makes an offer in writing equal to the fair market value of the eligible property; providing that a debtor has a claim against a lienholder for actual damages, costs, elimination of the lien, and attorney fees if the lienholder violates the act; providing an effective date.

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

By Senators Latvala and Evers—

SB 84—A bill to be entitled An act relating to resident status for tuition purposes; amending s. 1009.21, F.S.; providing criteria for veterans of the Armed Services of the United States, including reserve components thereof, to qualify as residents for tuition purposes; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Latvala—

SB 86—A bill to be entitled An act relating to dentists; amending s. 627.6474, F.S.; prohibiting a contract between a health insurer and a dentist from requiring the dentist to provide services at a fee set by the insurer under certain circumstances; providing that covered services are those services listed as a benefit that the insured is entitled to receive under a contract; prohibiting an insurer from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting a health insurer from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 636.035, F.S.; prohibiting a contract between a prepaid limited health service organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; providing that covered services are those services listed as a benefit that a subscriber of a prepaid limited health service organization is entitled to receive under a contract; prohibiting a prepaid limited health service organization from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting the prepaid limited health service organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 641.315, F.S.; prohibiting a contract between a health maintenance organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; providing that covered services are those services listed as a benefit that a subscriber of a health maintenance organization is entitled to receive under a contract; prohibiting a health maintenance organization from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting the health maintenance organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; providing for application of the act; providing an effective date.

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

By Senators Soto and Thompson—

SB 88—A bill to be entitled An act relating to school attendance; amending s. 1002.20, F.S.; providing that compulsory school attendance laws apply to all children between the ages of 6 and 18 years; providing that a student who attains the dropout age does not need a parent's signature to file a declaration of intent to terminate school; removing the requirement that a school notify the student's parent of such declaration; amending s. 1003.21, F.S.; requiring students to attend school until the age of 18 years; amending s. 1003.435, F.S.; providing that a candidate for a high school equivalency diploma must be at least 18 years of age on the date of the examination; repealing s. 1003.51(4), F.S., relating to a requirement that district school boards make available a GED program to students in juvenile justice facilities who attain the age of 16 years or notify such students that they are no longer required to attend school; providing an effective date.

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

By Senator Soto—

SB 90—A bill to be entitled An act relating to limited English proficient students; amending s. 1003.56, F.S.; authorizing exemption from certain state standardized assessments for limited English proficient students under certain circumstances; providing an effective date.

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

SB 92—Withdrawn prior to introduction.

By Senator Margolis—

SB 94—A bill to be entitled An act relating to jury composition; amending s. 913.10, F.S.; requiring a 12-member jury for life felony cases; requiring that the composition of all juries empaneled in this state reflect the demographics of the county in which the case is to be tried; providing an effective date.

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

By Senators Soto and Bullard—

SB 96—A bill to be entitled An act relating to requirements for driver licenses; amending s. 322.08, F.S.; including notice of the approval of an application for Deferred Action for Childhood Arrivals status issued by United States Citizenship and Immigration Services as valid proof of identity for purposes of applying for a driver license; reenacting ss. 322.17(3), 322.18(2)(d) and (4)(c), and 322.19(4), F.S., relating to conditions and limitations with respect to obtaining a duplicate or replacement instruction permit or driver license, expiration of and renewal of a driver license, and change of name or address on a driver license for licensees who establish their identity in a specified manner, to incorporate the amendment made by the act to s. 322.08, F.S., in references thereto; providing an effective date.

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

By Senator Margolis—

SB 98—A bill to be entitled An act relating to state lotteries; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create and administer a program that provides for the sale of Florida lottery tickets through the Internet; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Gaming; Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Soto—

SB 100—A bill to be entitled An act relating to assault or battery on a utility worker; amending s. 784.07, F.S.; defining the term “utility worker”; providing for reclassification of certain offenses committed against a utility worker; amending ss. 901.15, 943.051, 985.11, and 985.644, F.S.; conforming provisions to changes made by the act; amending s. 921.0022(3)(d), (f), and (g), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made to s. 784.07, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Diaz de la Portilla, Garcia, and Evers—

SB 102—A bill to be entitled An act relating to drivers leaving the scene of a crash; creating the “Aaron Cohen Life Protection Act”; amending s. 316.027, F.S.; defining the terms “serious bodily injury” and “vulnerable road user”; requiring the driver of a vehicle involved in a crash that results in serious bodily injury to a person to immediately stop the vehicle and remain at the scene of the crash; providing that a person commits a felony of the second degree if he or she fails to stop the vehicle and remain at the scene of the crash; requiring the court to impose a mandatory minimum term of imprisonment under certain circumstances; requiring the revocation of the driver's driver license; requiring the driver to participate in specified programs; amending s. 322.28, F.S.; requiring the court to revoke for at least 3 years the driver license of a person convicted of leaving the scene of a crash involving injury, serious bodily injury, or death; amending and reenacting s. 322.34(6), F.S., relating to driving while a driver license is suspended,

revoked, canceled, or disqualified, to incorporate the amendment to s. 322.28, F.S., in a reference thereto; amending s. 921.0022, F.S.; revising the offense severity ranking chart; conforming a cross-reference; providing an effective date.

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

By Senator Soto—

SB 104—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; providing legislative intent; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term “family cases” has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

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

By Senator Dean—

SB 106—A bill to be entitled An act relating to county employees; amending s. 125.01, F.S.; providing that the governing body of a county has authority to determine available benefits of county employees; specifying the applicability of ch. 121, F.S., to such employees; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Joyner—

SB 108—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; creating an exemption from public records requirements for records relating to the settlement of a claim on behalf of a minor or ward; authorizing a guardian ad litem, a ward, a minor, and a minor’s attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a minor or ward, upon a showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a ward or minor, in connection with real property or for other purposes; providing a statement of public necessity; providing an effective date.

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

By Senators Soto, Sachs, and Abruzzo—

SB 110—A bill to be entitled An act relating to corporate income tax; creating s. 220.197, F.S.; providing a short title; establishing a corporate income tax credit for the hiring of veterans; providing eligibility requirements; establishing an additional corporate income tax credit for the hiring of disabled veterans; providing eligibility requirements; authorizing the Department of Revenue to adopt rules; authorizing the department to determine guidelines for qualification of the tax credits; providing for expiration of the tax credits; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or franchise tax may be taken to include the hiring of veterans; amending s. 220.13, F.S.; redefining the term “adjusted federal income” to include

certain tax credits taken relating to the hiring of veterans; authorizing the executive director of the department to adopt emergency rules; providing for time of effect of emergency rules and for the expiration of such rule authority; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Joyner and Clemens—

SB 112—A bill to be entitled An act relating to possession or discharge of a firearm or destructive device during the commission of specified offenses; amending s. 775.087, F.S.; providing that a sentencing court may elect not to impose the minimum term of imprisonment for a person convicted of certain offenses during which the person actually possessed or discharged a firearm or destructive device if the court finds that certain specified criteria are met; requiring a sentencing court that elects not to impose the mandatory minimum sentence for the relevant offense to make specific findings to support its decision to impose a lesser term; making grammatical and technical changes; providing an effective date.

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

By Senator Dean—

SB 114—A bill to be entitled An act relating to mobile home park lot tenancies; amending s. 723.059, F.S.; authorizing a mobile home park owner to increase the lot rental of the purchaser of a mobile home on a leased lot in the mobile home park; providing limitations on the amount of rent increase; providing guidelines for determining the amount of the adjustment; requiring a disclosure statement to be executed at the time of purchase; limiting the amount of lot rental increase on a lot that was previously subject to a lifetime lease; providing a penalty; providing an effective date.

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

By Senators Thompson and Bullard—

SB 116—A bill to be entitled An act relating to the use of deadly force in defense of a person; repealing s. 776.013, F.S., relating to home protection and the use of deadly force, which created a presumption of fear of death or great bodily harm in certain circumstances and provided that a person has no duty to retreat and has the right to stand his or her ground and meet force with force in certain circumstances; amending ss. 776.012, 776.032, and 790.15, F.S.; conforming provisions; defining the term “dwelling”; providing an effective date.

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

By Senator Hays—

SM 118—A memorial to the Congress of the United States, urging Congress to repeal all taxes on income and enact a national retail sales tax as specified in H.R. 25, the Fair Tax Act of 2013.

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

By Senator Joyner—

SB 120—A bill to be entitled An act relating to fees and costs incurred in guardianship proceedings; amending s. 744.108, F.S.; updating terminology; providing that fees and costs incurred by an attorney who has rendered services to a ward in compensation proceedings are payable from guardianship assets; providing that expert testimony is not required in proceedings to determine compensation for an attorney or guardian; amending s. 744.3025, F.S.; providing that a court may appoint a guardian ad litem to represent a minor if necessary to protect the

minor's interest in a settlement; providing that a settlement of a minor's claim is subject to certain confidentiality provisions; amending s. 744.331, F.S.; requiring that the examining committee be paid from state funds as court-appointed expert witnesses if a petition for incapacity is dismissed; requiring that a petitioner reimburse the state for expert witness fees if the court finds the petition to have been filed in bad faith; providing applicability; providing an effective date.

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

By Senator Smith—

SB 122—A bill to be entitled An act relating to self-defense; amending ss. 30.60 and 166.0485, F.S.; requiring the county sheriff or municipal police to issue reasonable guidelines for the operation of a neighborhood crime watch program; requiring the guidelines to include certain specified conditions; amending s. 776.031, F.S.; authorizing a person to use force, except deadly force in the defense of property; authorizing a person to use deadly force in the defense of property to prevent the imminent commission of a forcible felony; amending s. 776.032, F.S.; providing that a person who uses force is immune from civil action brought by the person or persons against whom the force is used; revising the definition of the term “criminal prosecution” with regard to immunity from criminal prosecution and civil action; providing that a law enforcement agency's right and duty to fully investigate the use of force upon which the claim of immunity is based is not restricted; deleting a provision that prohibits a law enforcement agency from arresting a person for using force unless probable cause is found that the force used was unlawful; authorizing, rather than requiring, the court to award attorney fees, court costs, and other expenses to a defendant who used force under certain circumstances; providing that the court may apply comparative fault to award damages, attorney fees, court costs, and expenses to the prevailing party in certain circumstances; amending s. 776.041, F.S.; revising the circumstances under which the defense of justifiable use of force is unavailable to an aggressor; establishing a burden of proof for an aggressor who uses deadly force and specifying the criteria that must be met in satisfying that burden; creating s. 776.09, F.S.; providing legislative findings; directing the Department of Law Enforcement to collect, process, maintain, and disseminate information and data on all incidents concerning the alleged justifiable use of force in this state; requiring the department to annually report to the Legislature the information and data in a format and manner determined by the Legislature; requiring each law enforcement agency within the state to report monthly to the department all incidents and cases in which a claim regarding the justifiable use of force is raised; providing an effective date.

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

By Senator Soto—

SB 124—A bill to be entitled An act relating to classroom materials; amending s. 1012.71, F.S.; requiring district school boards to give classroom teachers debit cards that are funded through the Florida Teachers Classroom Supply Assistance Program to purchase materials and supplies before the start of the school year; providing an effective date.

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

By Senator Soto—

SB 126—A bill to be entitled An act relating to residential foreclosure proceedings; providing a short title; creating s. 501.1379, F.S.; defining the term “mortgage collection firm”; prohibiting a mortgage collection firm from offering false evidence in a residential mortgage foreclosure proceeding; providing that a violation is a deceptive and unfair trade practice; providing penalties and remedies including attorney fees and costs; providing an effective date.

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

By Senator Soto—

SB 128—A bill to be entitled An act relating to aerosol spray paint; creating s. 877.28, F.S.; prohibiting the sale of aerosol spray paint to persons younger than 18 years of age; providing a defense; requiring a business that sells aerosol spray paint to post a certain sign; prohibiting a person from misrepresenting his or her age in order to purchase aerosol spray paint; providing penalties; authorizing local governments to use collected fines for the improvement or maintenance of neighborhoods and parks; providing an effective date.

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

By Senator Simmons—

SB 130—A bill to be entitled An act relating to the use of deadly force; amending ss. 30.60 and 166.0485, F.S.; requiring the county sheriff or municipal police department to issue reasonable guidelines for the operation of neighborhood crime watch programs; providing that the guidelines are subject to reasonable exceptions; amending s. 776.032, F.S.; providing that a person who is justified in using force is immune from criminal prosecution and civil action initiated by the person against whom the force was used; revising the definition of the term “criminal prosecution”; clarifying that a law enforcement agency retains the right and duty to fully investigate the use of force upon which an immunity may be claimed; amending s. 776.041, F.S.; providing that any reason, including immunity, used by an aggressor to justify the use of force is not available to the aggressor under specified circumstances; providing an effective date.

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

By Senators Latvala, Grimsley, and Evers—

SB 132—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Fallen Law Enforcement Officers license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

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

By Senator Hukill—

SB 134—A bill to be entitled An act relating to tax-exempt income; amending s. 220.14, F.S.; increasing the amount of income that is exempt from the corporate income tax; amending s. 220.63, F.S.; increasing the amount of income that is exempt from the franchise tax imposed on banks and savings associations; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Ring—

SB 136—A bill to be entitled An act relating to freight logistics zones; creating s. 311.103, F.S.; defining the term “freight logistics zone”; authorizing a county, or two or more contiguous counties, to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan that must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; providing an effective date.

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

By Senator Ring—

SB 138—A bill to be entitled An act relating to meetings of district school boards; amending s. 1001.372, F.S.; requiring district school boards to convene at least one regular meeting during the evening hours each quarter during the school year and to establish written criteria for convening such a meeting; providing that a district school board is deemed to be in compliance under certain circumstances; revising requirements for calling a special meeting; providing an effective date.

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

By Senator Bradley—

SB 140—A bill to be entitled An act relating to driver licenses; amending s. 322.031, F.S.; providing that the spouse of a member of the United States Armed Forces is not required to obtain a Florida driver license because he or she enters his or her children in public school in this state under certain circumstances; updating terminology; amending s. 322.121, F.S.; providing that the spouse of a member of the United States Armed Forces is granted an automatic extension for the expiration of a certain class of driver license under certain circumstances; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; Education; and Appropriations.

By Senator Hays—

SB 142—A bill to be entitled An act relating to sovereign immunity for dentists and dental hygienists; amending s. 766.1115, F.S.; revising a definition; requiring a contract with a governmental contractor for health care services to include a provision for a health care provider licensed under ch. 466, F.S., as an agent of the governmental contractor, to allow a patient or a parent or guardian of the patient to voluntarily contribute a fee to cover costs of dental laboratory work related to the services provided to the patient without forfeiting sovereign immunity; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; providing that the contribution complies with the requirements of s. 766.1115, F.S.; providing an effective date.

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

By Senators Brandes, Ring, and Evers—

SB 144—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(87) and (91), F.S., relating to the definitions of “traffic infraction detector” and “local hearing officer”; repealing ss. 316.008(8), 316.0083, and 316.00831, F.S., relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal; removing provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors; repealing s. 316.07456, F.S., relating to transitional implementation of such detectors; repealing s. 316.0776, F.S., relating to placement and installation of traffic infraction detectors; repealing s. 318.15(3), F.S., relating to failure to comply with a civil penalty; repealing s. 321.50, F.S., relating to the authorization to use traffic infraction detectors; amending ss. 28.37, 316.640, 316.650, 318.14, 318.18, 320.03, and 322.27, F.S., relating to distribution of proceeds, enforcement by traffic infraction enforcement officers using such detectors, procedures for disposition of citations, compliance, registration and renewal of license plates, and penalties, to conform provisions to changes made by the act; providing an effective date.

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

By Senators Ring and Latvala—

SB 146—A bill to be entitled An act relating to student loans; creating s. 43.45, F.S.; providing definitions; providing for a financial assistance program administered by the Justice Administrative Commission and the Office of the Attorney General to assist a career assistant state attorney, assistant public defender, assistant attorney general, or assistant statewide prosecutor in the repayment of eligible student loans; establishing provisions for program administration; requiring the administering body to make a payment of a certain amount based on the length of employment as an eligible career attorney; providing for funding; requiring the Justice Administrative Commission and the Office of the Attorney General to develop procedures to administer the program; providing an effective date.

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

By Senator Bullard—

SB 148—A bill to be entitled An act relating to DNA evidence; creating the “Sentencing Procedures Applying Reasonable Evidence (SPARE) Act”; providing legislative intent; defining terms; requiring the state to administer a DNA test before imposing the death penalty on a convicted felon; providing exceptions; providing an effective date.

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

By Senators Clemens and Bullard—

SB 150—A bill to be entitled An act relating to voter registration; amending s. 97.057, F.S.; requiring the Department of Highway Safety and Motor Vehicles to automatically register to vote or update a voter registration record of an eligible individual; requiring the department to notify an applicant that certain information that he or she provides on a driver license or identification card initial or renewal application or change of address request is automatically transferred to a voter registration application or used to update his or her existing voter registration record; requiring a driver license examiner to notify an applicant that, by applying for, renewing, or updating a driver license or identification card, the applicant is consenting to automatic voter registration or to the automatic updating of his or her voter registration record; authorizing an applicant to revoke consent to automatic voter registration or updating of an existing voter registration record; providing that an applicant who fails to designate party affiliation must be registered without party affiliation; providing an effective date.

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

By Senator Grimsley—

SB 152—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 92.525, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 117.10, F.S.; authorizing certain law enforcement and correctional officers to administer oaths through electronic means; providing requirements; providing an effective date.

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

By Senator Soto—

SB 154—A bill to be entitled An act relating to electrical contracting; amending s. 489.537, F.S.; authorizing a municipality or county to re-

quire that one electrical journeyman who possesses a certificate of competency be present on certain industrial or commercial construction sites; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Community Affairs.

By Senators Negron, Benacquisto, Clemens, Evers, Brandes, Hukill, Abruzzo, Bradley, and Bean—

SB 156—A bill to be entitled An act relating to motor vehicle license taxes; amending s. 320.04, F.S.; reducing the service charge imposed on an application for an original or duplicate license plate, or transfer of specified registration stickers or certificates; amending s. 320.06, F.S.; reducing a fee collected for a motor vehicle registration; amending ss. 320.0804 and 320.08046, F.S.; reducing surcharges imposed on a license tax; reenacting and amending s. 320.0807(4), F.S., relating to special vehicle license plates for the Governor and federal and state legislators, to incorporate the amendment made to s. 320.06, F.S., in a reference thereto; providing an effective date.

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

By Senator Detert—

SB 158—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senators Bullard and Soto—

SB 160—A bill to be entitled An act relating to canned or perishable food distributed free of charge; amending s. 768.136, F.S.; revising the definition of the term “donor”; limiting the liability of public schools with respect to canned or perishable food donated to charitable or nonprofit organizations; making grammatical changes; providing an effective date.

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

By Senators Stargel and Benacquisto—

SB 162—A bill to be entitled An act relating to offenses against unborn children; providing a short title; amending s. 775.021, F.S.; providing a rule of construction that a person who engages in conduct that violates any provision of the Florida Criminal Code or of a criminal offense defined by another statute and causes the death of, or bodily injury to, an unborn child commits a separate offense if such an offense is not otherwise specifically provided for; providing for criminal penalties for such an offense; specifying that certain types of knowledge or intent are not necessary for such an offense; providing exceptions; providing a definition; amending ss. 316.193, 435.04, 782.071, 782.09, and 921.0022, F.S.; defining and substituting the term “unborn child” for similar terms used in provisions relating to driving under the influence, employment background screening standards, vehicular homicide, the killing of an unborn quick child by injury to the child’s mother, and the offense severity ranking chart of the Criminal Punishment Code, respectively; conforming terminology; providing an effective date.

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

By Senator Joyner—

SB 164—A bill to be entitled An act relating to court-ordered expunction of criminal history records; amending s. 943.0585, F.S.; requiring the Department of Law Enforcement to disclose the contents of

an expunged criminal history record to the subject of the record or the Parole Commission under certain circumstances; providing an effective date.

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

SB 166—Withdrawn prior to introduction.

By Senator Joyner—

SB 168—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from requiring an applicant who has been previously certified as permanently disabled to resubmit a certificate of disability for renewal of a disabled parking permit; providing an effective date.

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

By Senator Joyner—

SB 170—A bill to be entitled An act relating to the administration of county and municipal delinquency programs and facilities; amending s. 985.688, F.S.; deleting compliance criteria for county delinquency programs and facilities; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families, and Elder Affairs; and Community Affairs.

By Senator Soto—

SB 172—A bill to be entitled An act relating to notaries public; creating s. 117.055, F.S.; requiring a notary public to record certain information about each notarial act in a journal; requiring that a notary public retain a notarial journal for a specified period; requiring a notary public to notify the Department of State if a notarial journal is lost or destroyed during the retention period; providing that failure to comply with the notarial journal requirement constitutes grounds for suspension, nonrenewal, or denial of a notary public commission; authorizing the department to adopt rules and forms; providing an effective date.

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

By Senator Ring—

SB 174—A bill to be entitled An act relating to autism; creating s. 381.986, F.S.; requiring a physician, to whom a parent or legal guardian reports observing symptoms of autism exhibited by a minor child, to refer the minor to an appropriate specialist for screening for autism spectrum disorder under certain circumstances; defining the term “appropriate specialist”; amending ss. 627.6686 and 641.31098, F.S.; defining the term “direct patient access”; requiring that certain insurers and health maintenance organizations provide direct patient access to an appropriate specialist for screening for or evaluation or diagnosis of autism spectrum disorder; requiring that certain insurance policies and health maintenance organization contracts provide a minimum number of visits per year for screening for or evaluation or diagnosis of autism spectrum disorder; providing an effective date.

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

By Senator Hukill—

SB 176—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; reducing the tax levied on rental or license fees charged for the use of real property effective on a certain date; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Ring—

SB 178—A bill to be entitled An act relating to disability awareness; amending s. 1003.4205, F.S.; requiring that each district school board provide disability history and awareness instruction in all K-12 public schools; providing for individual presenters who have disabilities to augment the disability history and awareness instruction; requiring each public school to establish a disability history and awareness advisory council; providing membership on the council at each school; providing responsibilities of the council at each school; providing meeting times for the council at each school; providing an effective date.

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

By Senator Brandes—

SB 180—A bill to be entitled An act relating to vehicle tracking; amending s. 784.048, F.S.; providing that a specified use of a tracking device satisfies the element of “willfully following” for the purposes of the crime of stalking; creating s. 860.30, F.S.; prohibiting a person from installing a tracking device on a vehicle without the informed consent of the owner; providing a criminal penalty; providing an exception for a law enforcement officer or governmental entity in certain circumstances; providing an effective date.

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

By Senator Stargel—

SB 182—A bill to be entitled An act relating to sexual offenders; amending s. 948.30, F.S.; prohibiting certain probationers or community controllees from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating material, regardless of such material’s relevance to the offender’s deviant behavior pattern; providing an effective date.

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

By Senator Brandes—

SB 184—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System Investment Plan for employees in the Elected Officers’ Class or the Senior Management Service Class initially enrolled after a specified date; amending s. 121.052, F.S.; prohibiting members of the Elected Officers’ Class from joining the Senior Management Service Class after a specified date; amending s. 121.055, F.S.; prohibiting an elected official eligible for membership in the Elected Officers’ Class from enrolling in the Senior Management Service Class or in the Senior Management Service Optional Annuity Program; closing the Senior Management Optional Annuity Program to new members by a specified date; amending s. 121.4501, F.S.; requiring certain employees initially enrolled in the Florida Retirement System on or after a specified date to be compulsory members of the investment plan; conforming provisions to changes made by the act; amending ss. 238.072 and 413.051, F.S.; conforming cross-references; providing that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Hays—

SB 186—A bill to be entitled An act relating to self-administration of medications in assisted living facilities; amending s. 429.256, F.S.; re-

vising criteria for assistance with self-administration of medication; providing a technical change; providing an effective date.

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

By Senators Hukill, Negron, Bradley, Simpson, Flores, Brandes, Stargel, and Galvano—

SB 188—A bill to be entitled An act relating to the use of biometric information; amending s. 1002.01, F.S.; defining the term “biometric information” as it relates to student and parental rights and educational choices; amending s. 1002.20, F.S.; providing that parents have a right not to have their children submit any form of biometric information; providing that students have a right not to submit any form of biometric information; providing definitions; requiring each school district of a public elementary, middle, and high school that collects biometric information from students to develop, adopt, and implement policies that govern collection and use of the information; requiring each school district of a public elementary, middle, and high school that collects student biometric information to disclose on its website and at school locations the policies regarding collection and use of student biometric information; requiring the school district or the school to notify the student’s parent or legal guardian or the student if there has been a security breach regarding the student’s biometric information; requiring the superintendent of a school district to determine persons who may have access to student biometric information; requiring school districts and schools that collect biometric information to ensure the security and protection of such information; providing criminal penalties; prohibiting a school district or a school from refusing or denying a student services due to the failure of the parent, legal guardian, or student to provide written permission to collect biometric information; requiring the collection of student biometric information to comply with applicable state and federal laws and requirements; amending ss. 1002.39, 1002.395, and 1002.421, F.S.; conforming cross-references; providing an effective date.

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

By Senator Braynon—

SB 190—A bill to be entitled An act relating to false personation; amending s. 843.08, F.S.; prohibiting a person from falsely personating a firefighter; amending s. 843.085, F.S.; prohibiting operation or ownership of a motor vehicle falsely marked with the intent to mislead or cause another person to believe that such vehicle is authorized by a fire department for use by the person operating it; providing an exception; 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; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Braynon—

SB 192—A bill to be entitled An act relating to legislative lobbying expenditures; amending s. 11.045, F.S., and reenacting subsections (4)-(8), relating to lobbying before the Legislature; revising the term “expenditure” to exclude the use of a public facility or public property that is made available by a governmental entity to a legislator for a public purpose, to exempt such use from legislative lobbying requirements; providing exceptions when a member or an employee of the Legislature may accept certain expenditures made by a lobbyist or a principal; providing reporting requirements; requiring each house of the Legislature to establish rules governing reporting procedures; providing for the future expiration and the reversion as of a specified date of statutory text; providing an effective date.

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

By Senator Latvala—

SB 194—A bill to be entitled An act relating to crustaceans; amending s. 379.407, F.S.; providing that certain violations relating to spiny lobsters and stone crabs are separate and distinct offenses; conforming cross-references; amending s. 379.2431, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Agriculture; Environmental Preservation and Conservation; and Criminal Justice.

By Senator Margolis—

SM 196—A memorial to the Congress of the United States, urging the House of Representatives to support passage of the Marketplace Fairness Act of 2013.

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

By Senators Clemens, Latvala, and Soto—

SB 198—A bill to be entitled An act relating to social media privacy; creating s. 448.077, F.S.; providing definitions; prohibiting an employer from requesting or requiring access to a social media account of an employee or prospective employee; prohibiting an employer from taking retaliatory personnel action for an employee’s failure to provide access to his or her social media account; prohibiting an employer from failing or refusing to hire a prospective employee who does not provide access to his or her social media account; authorizing civil actions for violations; providing for recovery of attorney fees and court costs; providing an effective date.

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

SB 200—Withdrawn prior to introduction.

By Senator Margolis—

SB 202—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.0596, F.S.; revising the term “mail order sale” to specifically include sales of tangible personal property ordered through the Internet; deleting certain provisions that specify dealer activities or other circumstances that subject mail order sales to this state’s power to levy and collect the sales and use tax; providing that certain persons who make mail order sales and who have a substantial nexus with this state are subject to this state’s power to levy and collect the sales and use tax when they engage in certain enumerated activities; specifying that dealers are not required to collect and remit sales and use tax unless certain circumstances exist; creating a rebuttable presumption that a dealer is subject to the state’s power to levy and collect the sales or use tax under specified circumstances; specifying evidentiary proof that may be submitted to rebut the presumption; amending s. 212.06, F.S.; revising the definition of the term “dealer”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Margolis—

SB 204—A bill to be entitled An act relating to tax incentives; requiring the Office of Economic and Demographic Research to prepare an annual state tax incentive revenue report to be provided to the Legislature; providing for certification and distribution of the report; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Joyner—

SB 206—A bill to be entitled An act relating to employment discrimination; creating the Helen Gordon Davis Fair Pay Protection Act; providing legislative findings and intent relating to equal pay for equal work for women; recognizing the importance of the Department of Economic Opportunity and the Florida Commission on Human Relations in ensuring fair pay; providing for the duties of the department and the commission; creating the Governor’s Recognition Award for Pay Equity in the Workplace; requiring that the award be given annually to employers in this state which have engaged in activities that eliminate the barriers to equal pay for equal work for women; requiring the executive director of the department and the chair of the commission to work cooperatively with the Executive Office of the Governor to create eligibility criteria for employers to receive the award; providing an effective date.

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

By Senators Hukill, Thrasher, Hays, Latvala, Simpson, Simmons, and Negron—

SB 208—A bill to be entitled An act relating to motorsports entertainment complexes; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a complex certified as a motorsports entertainment complex by the Department of Economic Opportunity; amending s. 288.1171, F.S.; revising the definition of the term “motorsports entertainment complex”; revising requirements for the certification of a facility as a motorsports entertainment complex; specifying that the department may certify only one motorsports entertainment complex; authorizing the Auditor General to verify the expenditure of specified distributions and to notify the Department of Revenue of improperly expended funds so that it may pursue recovery; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Gibson—

SB 210—A bill to be entitled An act relating to juvenile civil citations; amending s. 985.12, F.S.; requiring that a law enforcement officer, upon making contact with a juvenile who admits having committed a misdemeanor, issue a civil citation in certain circumstances; providing an effective date.

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

By Senators Hukill, Sachs, Margolis, Simpson, Latvala, Bradley, Braynon, Thompson, Abruzzo, Gibson, and Garcia—

SB 212—A bill to be entitled An act relating to high school graduation requirements; amending ss. 1003.428 and 1003.4282, F.S.; revising the required credits for high school graduation and a standard high school diploma to include one-half credit for instruction in personal financial literacy and seven and one-half, rather than eight, credits in electives; providing an effective date.

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

By Senator Thompson—

SB 214—A bill to be entitled An act relating to the Black Cultural Tourism Enhancement Commission; creating the commission within the Department of State; directing the commission to independently exercise its powers and duties; requiring the department to provide administrative and staff support services to the commission; providing the powers and duties of the commission; providing for the appointment and

terms of commission members; providing for the reimbursement of per diem and travel expenses for commission members; authorizing the commission to establish or designate a direct-support organization for specified purposes; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Thompson—

SB 216—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.531, F.S.; revising student eligibility requirements for the Florida Medallion Scholars award; providing an effective date.

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

By Senator Grimsley—

SB 218—A bill to be entitled An act relating to transportation; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern and authorizing the Department of Transportation to pay for such costs under certain circumstances; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgement signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

—was referred to the Committees on Transportation; Communications, Energy, and Public Utilities; Commerce and Tourism; and Appropriations.

By Senators Thompson, Bullard, and Joyner—

SB 220—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.02, F.S.; providing a definition for the term “pregnancy”; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting discrimination with regard to employment benefits; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

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

By Senator Ring—

SB 222—A bill to be entitled An act relating to state technology; transferring, renumbering, and amending s. 14.204, F.S.; creating the Department of State Technology; providing the organizational structure of the department; creating a Technology Advisory Council and providing for membership; reordering and amending s. 282.0041, F.S.; revising and providing definitions for terms used in the Enterprise Information Technology Services Management Act; amending s. 282.0055, F.S.; requiring the department to develop a long-range plan; providing the powers and duties of the department; amending s. 282.0056, F.S.; conforming provisions to changes made by the act; deleting the requirement that the department’s work plan be presented at a public hearing; expressly exempting certain entities from data center consolidation; creating s. 282.0057, F.S.; providing a schedule for the initiation of department information technology projects; specifying tasks to be approved and completed; repealing s. 282.201, F.S., relating to the state data center system; amending s. 282.203, F.S.; conforming provisions to changes made by the act; providing for future repeal; repealing s. 282.204, F.S., relating to the Northwood Shared Resource Center; repealing s. 282.205, F.S., relating to the Southwood Shared Resource Center; creating s. 282.206, F.S.; establishing the Fletcher Shared Resource Center within the Department of Financial Services to provide enterprise information technology services to the department, to provide colocation services to the Department of Legal Services and the Department of Agriculture and Consumer Services, and to host the Legislative Appropriations System/Planning and Budgeting Subsystem; providing for governance of the center; authorizing the Department of Legal Affairs and the Department of Agriculture and Consumer Services to move data center equipment to the center; amending s. 282.318, F.S.; conforming provisions to changes made by the act; repealing s. 282.33, F.S., relating to objective standards for data center energy efficiency; repealing s. 282.34, F.S., relating to enterprise e-mail service; amending ss. 282.604, 282.702, 282.703, 17.0315, 20.22, 110.205, 215.22, 215.322, 215.96, 216.292, 287.012, 318.18, 320.0802, 328.72, 364.0135, 365.171, 365.172, 365.173, 365.174, 401.013, 401.015, 401.018, 401.021, 401.024, 401.027, 445.011, 445.045, and 668.50, F.S.; conforming provisions to changes made by the act; transferring the personnel, functions, and funds of the Agency for Enterprise Information Technology to the Department of State Technology; transferring specified personnel, functions, funds, trust funds, administrative orders, contracts, and rules relating to technology programs from the Department of Management Services to the Department of State Technology; transferring the Northwood Shared Resource Center and the Southwood Shared Resource Center to the department; providing that the status of any employee positions transferred to the department is retained; providing an appropriation; providing effective dates.

—was referred to the Committees on Governmental Oversight and Accountability; Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Benacquisto, Latvala, Sobel, and Flores—

SB 224—A bill to be entitled An act relating to alternative nicotine products; amending s. 569.002, F.S.; providing and revising definitions; amending s. 569.0075, F.S.; prohibiting the gift of sample alternative nicotine products to persons younger than 18 years of age; amending s. 569.101, F.S.; prohibiting the sale, delivery, bartering, furnishing, or giving of alternative nicotine products to persons younger than 18 years of age; amending s. 569.11, F.S.; prohibiting a person who is younger than 18 years of age from buying, possessing, or misrepresenting his or her age in order to buy alternative nicotine products; amending s. 569.14, F.S.; revising the contents of signs that must be displayed at locations where alternative nicotine products are available for purchase; reenacting s. 322.056(2) and (3), F.S., relating to mandatory driver license revocation or suspension for persons younger than 18 years of age who commit certain offenses, to incorporate changes made by the act to s. 569.11, F.S., in a reference thereto; providing an effective date.

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

By Senator Brandes—

SB 226—A bill to be entitled An act relating to public records; creating s. 316.0777, F.S.; providing definitions; creating a public records exemption for images obtained through the use of an automated license plate recognition system and personal identifying information of an individual in data generated from such images; providing for retroactive application of the public records exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Ring—

SB 228—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; revising definitions for the terms “losses” and “retention”; revising requirements for reimbursement contracts; revising provisions relating to times and circumstances wherein the State Board of Administration publishes certain statements and notices relating to the fund; requiring the board to negotiate a line of credit to reimburse insurers under certain circumstances; deleting a requirement that the formula for determining premiums to be paid to the fund include a cash build-up factor; deleting obsolete provisions; providing an effective date.

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

By Senator Simmons—

SB 230—A bill to be entitled An act relating to the Orlando-Orange County Expressway Authority; amending ss. 348.751 and 348.752, F.S.; renaming the Orlando-Orange County Expressway System as the “Central Florida Expressway System”; revising definitions; making technical changes; amending s. 348.753, F.S.; creating the Central Florida Expressway Authority; providing for the transfer of governance and control, legal rights and powers, responsibilities, terms, and obligations to the authority; providing conditions for the transfer; revising the composition of the governing body of the authority; providing for appointment of officers of the authority and for the expiration of terms of standing board members; revising quorum and voting requirements; conforming terminology and making technical changes; amending s. 348.754, F.S.; providing that the area served by the authority is within the geopolitical boundaries of Orange, Seminole, Lake, and Osceola Counties; requiring the authority to have prior consent from the Secretary of the Department of Transportation to construct an extension, addition, or improvement to the expressway system in Lake County; extending, to 99 years from 40 years, the term of a lease-purchase agreement; limiting the authority’s authority to enter into a lease-purchase agreement; limiting the use of certain toll-revenues; providing exceptions; removing the requirement that the route of a project must be approved by a municipality before the right-of-way can be acquired; requiring that the authority encourage the inclusion of local-, small-, minority-, and women-owned businesses in its procurement and contracting opportunities; removing the authority and criteria for an authority to waive payment and performance bonds for certain public works projects that are awarded pursuant to an economic development program; conforming terminology and making technical changes; amending ss. 348.7543, 348.7544, 348.7545, 348.7546, 348.7547, 348.755, and 348.756, F.S.; conforming terminology and making technical changes; amending s. 348.757, F.S.; providing that upon termination of the lease-purchase agreement of the former Orlando-Orange County Expressway System, title in fee simple to the system will be retained by the authority; conforming terminology and making technical changes; amending ss. 348.758, 348.759, 348.760, 348.761, 348.765, and 369.317, F.S.; conforming terminology and making technical changes; amending s. 369.324, F.S.; revising the membership of the Wekiva River Basin Commission; conforming terminology; providing criteria for the transfer of the Osceola County Expressway System to the Central Florida Expressway Authority; providing for the repeal of part V of ch. 348, F.S., when the Osceola County Expressway System is transferred to the Central Florida Expressway Authority; requiring the Central Flor-

ida Expressway Authority to reimburse other governmental entities for obligations related to the Osceola County Expressway System; providing for reimbursement after payment of other obligations; providing an effective date.

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

By Senator Hukill—

SB 232—A bill to be entitled An act relating to biometric information; amending s. 1003.01, F.S.; defining the term “biometric information” as it relates to public K-12 education; creating s. 1003.34, F.S.; prohibiting a school district or school from collecting a student’s biometric information; providing an effective date.

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

By Senators Clemens and Bullard—

SB 234—A bill to be entitled An act relating to discrimination in employment screening; creating s. 760.105, F.S.; prohibiting an employer from inquiring into or considering an applicant’s criminal record on an initial employment application unless required by law; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; Criminal Justice; and Rules.

By Senator Richter—

SB 236—A bill to be entitled An act relating to Edison State College; amending s. 1000.21, F.S.; renaming Edison State College as “Florida SouthWestern State College”; providing an effective date.

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

By Senator Joyner—

SB 238—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the names of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; providing for future review and repeal of the exemption; providing a statement of necessity; providing an effective date.

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

By Senators Clemens and Margolis—

SB 240—A bill to be entitled An act relating to sexual orientation change therapy; creating ss. 458.3166, 459.032, 490.0142, and 491.0142, F.S.; defining the term “sexual orientation change therapy”; prohibiting a person who is licensed under ch. 458, ch. 459, ch. 490, or ch. 491, F.S., from providing sexual orientation change therapy to a person who is younger than 18 years of age; providing an effective date.

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

By Senator Detert—

SB 242—A bill to be entitled An act relating to the security of a protected consumer’s information; creating s. 501.0051, F.S.; providing definitions; authorizing the representative of a protected consumer to place a security freeze on a protected consumer’s consumer report or record; specifying the procedure to request a security freeze; requiring a consumer reporting agency to establish a record if the protected consumer does not have an existing consumer report; prohibiting the use of a consumer record for certain purposes; providing that a security freeze on

a consumer record applies to a subsequently created consumer report; requiring a consumer reporting agency to place, and to provide written confirmation of, a security freeze within a specified period; prohibiting a consumer reporting agency from stating or implying that a security freeze reflects a negative credit history or rating; requiring a consumer reporting agency to provide a copy of a consumer report or record to a protected consumer or his or her representative upon request; authorizing a consumer reporting agency to charge a fee for a copy of a protected consumer's consumer report or record; specifying the procedure to request a copy of a protected consumer's consumer report or record; requiring a consumer reporting agency to remove a security freeze under specified conditions; specifying the procedure to remove a security freeze; providing applicability; authorizing a consumer reporting agency to charge a fee for placing or removing a security freeze and for reissuing a unique personal identifier; prohibiting a fee under certain circumstances; requiring written notification upon the change of specified information in a protected consumer's consumer report or record; providing exceptions; requiring a consumer reporting agency to notify a representative and provide specified information if the consumer reporting agency violates a security freeze; providing penalties and civil remedies; providing written disclosure requirements for consumer reporting agencies relating to a protected consumer's security freeze; providing an effective date.

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

By Senator Braynon—

SB 244—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Sun, Sea, and Smiles license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

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

By Senators Ring and Bradley—

SB 246—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; revising the legislative declaration to require that all firefighter pension plans meet the requirements of ch. 175, F.S., in order to receive insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising existing payment provisions and providing for an additional mandatory payment by the municipality or special fire control district to the firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits upon state funding; amending s. 175.351, F.S., relating to municipalities and special fire control districts that have their own pension plans and want to participate in the distribution of a tax fund; revising criteria governing the use of income from the premium tax; authorizing a pension plan to reduce excess benefits if the plan continues to meet its required benefits and certain minimum standards; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 175, F.S., for a limited time; amending s. 185.01, F.S.; revising the legislative declaration to require that all police officer pension plans meet the requirements of ch. 185, F.S., in order to receive insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and adding new definitions; deleting a provision allowing a local law plan to limit the amount of overtime payments which can be used for retirement benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising existing payment provisions and providing for an additional mandatory payment by the municipality to the police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits upon state funding; amending s. 185.35, F.S., relating to municipalities that have their own pension plans for police officers and want to participate in the distribution of a tax fund; conforming a cross-reference; revising criteria governing the use of income from the premium tax; authorizing a

plan to reduce excess benefits if the plan continues to meet its required benefits and certain minimum standards; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., for a limited time; 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 the Committee on Children, Families, and Elder Affairs—

SB 248—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid prepaid behavioral health plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid prepaid behavioral health plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors affecting the rights, health, safety, and welfare of nursing home residents; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting the rights, health, safety, and welfare of residents and make recommendations for improvement; amending s. 400.0078, F.S.; requiring that a resident or a representative of a resident of a long-term care facility be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.02, F.S.; conforming a cross-reference; providing a definition; amending s. 429.07, F.S.; requiring that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other agency inspections; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring an assisted living facility that serves one or more mental health residents to obtain a limited mental health license; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on

the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements to inform facility residents that the identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving the relevant service; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the administrator to attest to the completion of the preservice orientation; requiring two additional hours of training for assistance with medication; conforming a cross-reference; creating s. 429.55, F.S.; providing that a facility may apply for a flexible bed license; requiring a facility that has a flexible bed license to keep a log, specify certain information in a flexible bed contract, and retain certain records; requiring a licensed flexible bed facility to provide state surveyors with access to the log and certain independent living units; authorizing state surveyors to interview certain residents; providing that a flexible bed license does not preclude a resident from obtaining certain services; requiring the Office of Program Policy Analysis and Government Accountability to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to implement a rating system of assisted living facilities by a specified date, adopt rules, and create content for the agency's website that makes available to consumers information regarding assisted living facilities; providing criteria for the content; providing an effective date.

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

By Senators Abruzzo and Bullard—

SB 250—A bill to be entitled An act relating to the Henry Morrison Flagler Memorial; creating s. 265.004, F.S.; providing legislative intent; establishing the memorial; requiring the Department of Management Services to designate a location for the memorial and consult with the Henry Morrison Flagler Museum regarding the construction, installation, and management of the memorial; providing for the creation of a figurative bronze sculpture to be installed in the memorial area; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Abruzzo—

SB 252—A bill to be entitled An act relating to public school instruction; amending s. 1003.42, F.S.; requiring that instructional staff of public schools provide instruction to students about the terrorist attacks occurring on September 11, 2001, and the impact of those events; providing an effective date.

—was referred to the Committees on Education; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Education; and Appropriations.

By Senator Bradley—

SB 254—A bill to be entitled An act relating to indecent exposure; amending s. 800.03, F.S.; increasing the classification of second and subsequent violations of the provision prohibiting unlawful exposure of sexual organs; amending s. 901.15, F.S.; authorizing an arrest without a warrant if there is probable cause to believe that a person has committed an exposure of sexual organs in violation of specified provisions; providing an effective date.

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

By Senator Garcia—

SB 256—A bill to be entitled An act relating to public records; creating s. 916.1065, F.S.; creating an exemption from public records requirements for a forensic behavioral health evaluation filed with a court; providing a definition for the term "forensic behavioral health evaluation"; 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 Garcia—

SB 258—A bill to be entitled An act relating to transportation 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.

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

By Senator Latvala—

SB 260—A bill to be entitled An act relating to unaccompanied youth; amending s. 743.067, F.S.; authorizing certain unaccompanied youths to consent to medical, dental, psychological, substance abuse, and surgical diagnosis and treatment for themselves and for their children in certain circumstances; providing that such consent does not affect the requirements of the Parental Notice of Abortion Act; providing an effective date.

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

By Senator Abruzzo—

SB 262—A bill to be entitled An act relating to motorist safety; authorizing the governing body of a county to create a yellow dot critical motorist medical information program for certain purposes; authorizing a county to solicit sponsorships and enter into an interlocal agreement with another county to solicit such sponsorships for the medical information program; authorizing the Department of Highway Safety and Motor Vehicles and the Department of Transportation to provide education and training and publicize the program; requiring the program to be free to participants; providing for yellow dot program applications, decals, folders, and participant information forms; providing procedures for use of the decal, folder, and form; providing for limited use of information on the forms by emergency medical responders; limiting liability of emergency medical responders in certain circumstances; requiring the governing body of a participating county to adopt guidelines and procedures to ensure that confidential information is not made public; providing an effective date.

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

By Senator Brandes—

SB 264—A bill to be entitled An act relating to inflation and deflation; providing legislative intent; providing a definition; requiring each state agency, including the judicial branch, to identify all statutes relating to the agency which contain a reference to a monetary amount; requiring each state agency to submit an initial report relating to those findings and make recommendations to the Governor and Legislature by a certain date as to whether those amounts should be adjusted; requiring the posting of the reports on each agency's respective public website; requesting public input on the findings and recommendations; requiring each agency to submit a final report containing final recommendations to the Governor and Legislature by a certain date and include a fiscal impact statement for each recommended statutory change to the monetary amount; providing for expiration; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hukill—

SB 266—A bill to be entitled An act relating to communications services taxes; amending s. 202.12, F.S.; reducing the tax rate applied to the sale of communications services; reducing the tax rate applied to the retail sale of direct-to-home satellite services; amending ss. 202.12001 and 203.001, F.S.; conforming rates to the reduction of the communications services tax; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Grimsley—

SB 268—A bill to be entitled An act relating to certificates of need; amending s. 408.034, F.S.; decreasing the subdistrict average occupancy rate that the Agency for Health Care Administration is required to maintain as a goal of its nursing-home-bed-need methodology; conforming a provision to changes made by the act; authorizing an applicant to aggregate the need of geographically contiguous subdistricts within a district for a proposed community nursing home under certain circumstances; requiring the proposed nursing home site to be located in the subdistrict with the greater need under certain circumstances; amending s. 408.036, F.S.; providing that, under certain circumstances, replacement of a nursing home is a health-care-related project subject to expedited review; conforming a cross-reference; revising the requirements for projects that are exempted from applying for a certificate of need; repealing s. 408.0435, F.S., relating to the moratorium on the approval of certificates of need for additional community nursing home beds; providing an effective date.

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

By Senator Bullard—

SB 270—A bill to be entitled An act relating to the use of deadly force; amending s. 776.013, F.S.; limiting the application of the stand your ground law to instances in which the attacker commits an overt act that leads the person who is attacked to believe that it is necessary to meet force with force; amending s. 776.032, F.S.; providing that immunity from civil and criminal liability for certain uses of deadly force does not apply if the person injures a child or bystander who is not affiliated with the overt act; providing an effective date.

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

By Senator Simpson—

SB 272—A bill to be entitled An act relating to water and wastewater utilities; amending s. 367.081, F.S.; limiting the rates that may be charged by a public water and wastewater utility; requiring the Public Service Commission to adjust public water or wastewater utilities rates under certain circumstances; requiring rates to be adjusted retroactively; requiring a public water or wastewater utility to refund rates upon an adjustment; creating s. 367.0812, F.S.; requiring the commission to consider the value and quality of water or wastewater service provided by a utility when fixing rates; providing criteria that the commission must consider in making its determination; requiring the utility to meet with its customers to discuss the costs and benefits of plausible solutions if the commission finds that the utility failed to meet certain water and wastewater quality standards; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Community Affairs.

By Senators Simmons and Margolis—

SB 274—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; requiring the Department of Highway Safety and Motor Vehicles to waive the fee for identification cards issued to certain inmates; amending s. 382.0255, F.S.; requiring the Department of Health to waive fees for certain inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies to procure the necessary documents for certain inmates to acquire an identification card before release; providing exceptions; requiring the department to assist inmates born outside this state in obtaining identification cards; requiring the department to assist inmates in applying for a social security card; requiring a report; amending s. 944.803, F.S.; encouraging the department to operate and maintain faith- and character-based institutions that serve both male and female inmates at their respective institutions; providing an effective date.

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

SB 276—Withdrawn prior to introduction.

By Senator Grimsley—

SB 278—A bill to be entitled An act relating to pharmacy technicians; amending s. 465.014, F.S.; increasing the number of registered pharmacy technicians which a licensed pharmacist may supervise; deleting a provision to conform to changes made by the act; providing an effective date.

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

By Senator Garcia—

SB 280—A bill to be entitled An act relating to public records; amending s. 397.334, F.S.; exempting from public records requirements information relating to a participant or a person considered for participation in a treatment-based drug court program and contained in certain records, reports, and evaluations; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; 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 Garcia and Flores—

SB 282—A bill to be entitled An act relating to the Florida Kidcare program; amending s. 409.811, F.S.; defining the term "lawfully residing

child” and deleting the definition for “qualified alien”; amending s. 409.814, F.S.; revising eligibility for the program to conform to changes made in the definitions; clarifying that undocumented immigrants are excluded from eligibility; amending s. 409.904, F.S.; providing eligibility for optional payments for medical assistance and related services for certain lawfully residing children; clarifying that undocumented immigrants are excluded from eligibility for optional Medicaid payments or related services; amending s. 624.91, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Garcia, Margolis, and Soto—

SB 284—A bill to be entitled An act relating to student eligibility for interscholastic athletic competition; amending s. 1006.20, F.S.; revising requirements for the bylaws of the Florida High School Athletic Association governing student eligibility to participate in interscholastic athletic competition to mandate that the required medical evaluation include an electrocardiogram; revising the information that must be included on the preparticipation physical evaluation form; providing an effective date.

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

By Senators Richter, Latvala, Detert, Garcia, Bradley, Flores, and Smith—

SB 286—A bill to be entitled An act relating to concrete masonry education; providing a short title; creating the Florida Concrete Masonry Education Council, Inc.; specifying the powers and duties of the council; providing restrictions; providing for appointment and terms of the governing board of the council; authorizing the council to accept grants, donations, contributions, and gifts under certain circumstances; authorizing the council to make payments to other organizations under certain circumstances; providing for collection of a voluntary assessment on concrete masonry units; requiring manufacturers who elect to pay the assessment to commit to paying the assessment for a specified period; requiring the council to adopt bylaws by a specified date; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Governmental Oversight and Accountability.

SB 288—Withdrawn prior to introduction.

By Senators Hukill, Brandes, and Detert—

SB 290—A bill to be entitled An act relating to the State Poet Laureate; amending s. 265.285, F.S.; assigning duties to the Florida Council on Arts and Culture relating to the promotion of poetry and recommendations for the appointment of the State Poet Laureate; creating s. 265.2863, F.S.; creating the honorary position of State Poet Laureate within the Department of State; establishing procedures for the acceptance of nominations, the qualifications and recommendation of nominees, and the appointment of the State Poet Laureate; providing for filling vacancies; specifying that a former poet laureate becomes a State Poet Laureate Emeritus or Emerita; providing that the State Poet Laureate, the State Poet Laureate Emeritus, and the State Poet Laureate Emerita serve without compensation; authorizing the department to adopt rules; providing an effective date.

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

By Senator Hays—

SB 292—A bill to be entitled An act relating to public records; amending s. 213.053, F.S.; providing an exemption from public records requirements for specified information received by the Department of Revenue relating to the prepaid wireless E911 fee; authorizing the department to share such information with the Secretary of Management

Services and the E911 Board; amending s. 365.174, F.S.; including the Department of Revenue as an additional recipient of specified confidential information relating to wireless service; providing for future legislative review and repeal; providing statements of public necessity; providing a contingent effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

By Senator Hays—

SB 294—A bill to be entitled An act relating to emergency communication system; amending s. 365.172, F.S., relating to the Emergency Communications Number E911 System; revising definitions; revising provisions relating to oversight of certain fees by the Technology Program within the Department of Management Services; revising E911 board appointment provisions; revising duties of the board; revising provisions for administration, distribution, and use of the E911 fee; revising provisions for state E911 Grant Program funding; revising E911 fee provisions; revising fee collection procedures; providing that the state and local governments are not consumers for certain purposes; specifying the amount of the fee; revising provisions for use of the fees collected; authorizing the board to adjust the rate of the fee; providing that fees collected may not be included in the base for measuring any tax, fee, surcharge, or other charge; providing for a prepaid wireless E911 fee; limiting the amount of the fee; providing procedures for adjustment and imposition of the fee; requiring the Department of Revenue to provide notice to sellers; providing requirements for collection of the fee by the seller; providing criteria for the location of the transaction; providing requirements and procedures for filing returns and remitting fees to the Department of Revenue; providing that the Department of Revenue is the agent for the E911 Board for purposes of collecting the prepaid wireless E911 fee; requiring sellers of prepaid wireless services to register with the department; providing for distribution of funds remitted; limiting liability of provider or seller of prepaid wireless service; prohibiting a local government from imposing a fee on sellers of prepaid wireless services; providing that the state and local governments are not consumers for certain purposes; providing definitions for specified purposes; revising provisions for authorized expenditures of the E911 fee; providing that certain costs of the Department of Health are functions of 911 services; amending s. 365.173, F.S.; revising provisions for accounting, distribution, use, and auditing of the Emergency Communications Number E911 System Fund; providing for a prepaid wireless category in such fund; amending s. 401.465, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing an appropriation; providing effective dates.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 296—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when complying with a mandatory evacuation order during a declared state of emergency; providing an effective date.

—was referred to the Committees on Criminal Justice; Military and Veterans Affairs, Space, and Domestic Security; and Community Affairs.

By Senator Soto—

SB 298—A bill to be entitled An act relating to booking photographs; creating s. 836.12, F.S.; providing definitions; prohibiting an individual or business entity from soliciting, charging, or collecting compensation for the removal of a booking photograph or other information related to a criminal charge or conviction from the Internet or other public medium; requiring an individual or business entity that publishes booking photographs or criminal record information on an Internet website or other public medium to provide certain contact information; providing for a civil action; providing for the award of actual damages and attorney fees; providing an effective date.

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

By Senators Bullard, Soto, Clemens, and Abruzzo—

SB 300—A bill to be entitled An act relating to postsecondary student tuition; amending s. 1009.21, F.S.; providing an additional category of nonresident persons exempt from paying nonresident tuition at a state university or Florida College System institution; providing an effective date.

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

By Senators Braynon and Bullard—

SB 302—A bill to be entitled An act relating to driver licenses and driving privileges; creating the “Driver Accountability Act”; amending s. 318.18, F.S.; providing a criminal penalty payment alternative if a court finds that the violator has demonstrable financial hardship; amending s. 322.34, F.S., relating to driving while a license is suspended, revoked, canceled, or disqualified; revising penalty provisions; amending s. 322.245, F.S.; revising provisions for the Department of Highway Safety and Motor Vehicles to suspend the license of a person who has failed to pay a financial obligation for a criminal offense, to conform to changes made by the act; amending ss. 921.0022 and 932.701, F.S.; conforming cross-references; providing an effective date.

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

By Senators Braynon and Margolis—

SB 304—A bill to be entitled An act relating to college and career readiness; creating s. 1003.4991, F.S.; requiring each school district to offer high school students a college and career readiness course; providing course requirements; requiring students to take an interest assessment and develop a curriculum plan before taking the course; specifying components of the course curriculum and activities; providing an effective date.

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

By Senator Braynon—

SB 306—A bill to be entitled An act relating to community health workers; providing definitions; specifying the duties and activities of community health workers; creating the Community Health Worker Task Force within a Florida College System institution or state university; requiring the Department of Health to provide administrative support and services; providing membership and duties of the task force; requiring the members of the task force to elect a chair and vice chair; providing that task force members serve without compensation and are not entitled to reimbursement for per diem or travel expenses; requiring that the task force meet at least quarterly; authorizing the task force members to meet in person or by teleconference or other electronic means; specifying the number of members required for a quorum; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for future repeal of the task force; providing an effective date.

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

By Senator Brandes—

SB 308—A bill to be entitled An act relating to public assistance fraud; amending s. 414.411, F.S.; authorizing the Department of Financial Services to administer oaths and affirmations and issue and serve subpoenas when conducting investigations into public assistance

fraud; providing a penalty; providing for award of attorney fees and costs; providing an effective date.

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

By Senator Simpson—

SB 310—A bill to be entitled An act relating to title insurance; amending s. 627.7711, F.S.; revising the definition of “premium” to provide that that the term does not include payment for certain title services; providing an effective date.

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

By Senator Simpson—

SB 312—A bill to be entitled An act relating to agriculture; amending s. 193.461, F.S.; providing that participation in a water retention program may be considered a nonincome-producing use under certain circumstances; providing a date by which such classification is repealed; amending s. 212.02, F.S.; revising and providing definitions; amending s. 212.0501, F.S.; providing that certain uses of diesel fuel by a qualified agricultural producer are exempt from the sales and use tax imposed under ch. 212, F.S.; deleting a requirement that a purchaser or lessee sign an exclusive use certificate; amending s. 212.08, F.S.; providing that the use of certain farm equipment by a qualified agricultural producer is exempt from the sales and use tax imposed under ch. 212, F.S.; deleting a requirement that a purchaser, renter, or lessee sign an exclusive use certificate; providing that certain items in agricultural use, certain nets, gas or electricity used for agricultural purposes, and growth enhancers or performance enhancers used by a qualified agricultural producer for cattle are exempt from the sales and use tax imposed under ch. 212, F.S.; deleting a requirement that a purchaser or lessee of certain items in agricultural use or certain nets sign an exclusive use certificate; providing that a qualified agricultural producer is exempt from sales and use tax imposed on feeds for poultry, ostriches, and livestock; providing that certain products are exempt for use in home vegetable gardens; requiring a purchaser or lessee to sign an exclusive use certificate; creating s. 212.0802, F.S.; providing criteria for a qualified agricultural producer; requiring a qualified agricultural producer to apply for an agricultural sales and use tax exemption certificate from the Department of Revenue; requiring the department to issue a wallet-sized card containing the information provided on the tax exemption certificate; authorizing the department to adopt rules, establish an oversight board, direct staff, and charge annual fees; providing criteria for the department to determine eligibility for designation as a qualified agricultural producer; providing that possession by a seller, lessor, or other dealer of a written exemption certification by the purchaser, renter, or lessee relieves the seller, lessor, or dealer from the responsibility of collecting tax on nontaxable amounts; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 314—A bill to be entitled An act relating to fireworks; repealing ss. 791.013 and 791.015, F.S., relating to the testing and approval of sparklers and the registration of manufacturers, distributors, wholesalers, and retailers of sparklers; repealing s. 791.02, F.S., relating to the sale and use of fireworks; repealing s. 791.03, F.S., relating to the bond for licensees; amending ss. 791.01, 791.012, and 791.04, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Bean—

SB 316—A bill to be entitled An act relating to certification of assisted living facility administrators; amending s. 429.178, F.S.; conforming provisions to changes made by the act; amending s. 429.52, F.S.; re-

quiring assisted living facility administrators to meet the training and education requirements established by a third-party credentialing entity; revising requirements for new administrators; authorizing the Department of Elderly Affairs to require additional training or education of personal care staff of a facility under certain circumstances; authorizing the department to adopt rules to establish staff training requirements; providing for the future repeal of training and educational requirements for administrators and assisted living facility staff, requirements for new administrators, continuing education requirements for administrators, the adoption of rules, and requirements for trainers; creating s. 429.55, F.S., relating to assisted living facility administrators; providing legislative intent; providing definitions; requiring the department to approve third-party credentialing entities for the purpose of developing and administering a professional credentialing program for assisted living facility administrators; prohibiting an approved third-party credentialing entity or its affiliate from delivering training to an applicant or continuing education to a certificateholder; providing an appeal process for a decision that denies initial certification or that takes adverse action on a continued certification; requiring an administrator to be certified by a third-party credentialing entity; providing that an assisted living facility licensee that fails to employ a certified administrator is subject to an administrative fine; providing an exemption for an administrator licensed under part II of ch. 468, F.S.; requiring an approved third-party credentialing entity to establish a process for certifying persons who meet certain qualifications; requiring an approved third-party credentialing entity to establish core competency requirements according to nationally recognized certification and psychometric standards; requiring a third-party credentialing entity to meet certain certification program requirements; requiring a third-party credentialing entity to set certain fees; providing effective dates.

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

By Senator Stargel—

SB 318—A bill to be entitled An act relating to public meetings; amending s. 1004.28, F.S.; providing an exemption from public meeting requirements for any portion of a meeting of the board of directors of a university direct-support organization, or of the executive committee or other committees of such board, at which the identity of a donor or prospective donor, a proposal seeking research funding from the organization, or a plan or program for initiating or supporting research is discussed; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senators Sachs and Margolis—

SB 320—A bill to be entitled An act relating to commercial parasailing; providing a short title; amending s. 327.02, F.S.; defining terms; creating s. 327.375, F.S.; requiring the operator of a vessel engaged in commercial parasailing to ensure that specified requirements are met; requiring the owner of a vessel engaged in commercial parasailing to obtain and maintain an insurance policy; providing minimum coverage requirements for the insurance policy; providing requirements for proof of insurance; specifying the insurance information that must be provided upon request; requiring the operator to have a current and valid license issued by the United States Coast Guard; prohibiting commercial parasailing unless certain equipment is present on the vessel and certain weather conditions are met; requiring that a weather log be maintained and made available for inspection; providing a criminal penalty; amending ss. 320.08, 327.391, 328.17, 342.07, 713.78, and 715.07, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Community Affairs.

By Senators Sachs, Bradley, and Sobel—

SB 322—A bill to be entitled An act relating to use of wireless communications devices while driving; amending s. 316.305, F.S.; removing

provisions that limit law enforcement of the Florida Ban on Texting While Driving Law to a secondary action; providing an effective date.

—was referred to the Committees on Transportation; Communications, Energy, and Public Utilities; and Judiciary.

By Senator Detert—

SB 324—A bill to be entitled An act relating to employment practices; creating s. 448.071, F.S.; providing definitions; prohibiting an employer from using a job applicant's credit report or credit history to make certain hiring, compensation, or other employment decisions; providing specific situations in which an employer may use such information; providing exemptions for certain types of employers; providing remedies for an aggrieved person; providing for the award of actual damages and court costs; providing for a plaintiff to post a bond to indemnify the defendant for damages, including attorney fees, in certain situations; providing an effective date.

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

By Senator Thompson—

SB 326—A bill to be entitled An act relating to victims of wrongful incarceration; creating s. 961.055, F.S.; providing that a wrongfully incarcerated person who was convicted and sentenced to death on or before December 31, 1979, is exempt from certain application procedures for compensation if a special prosecutor issues a nolle prosequi after reviewing the defendant's conviction; creating s. 961.056, F.S.; providing alternative procedures for applying for compensation; requiring the claimant to file an application with the Department of Legal Affairs within a specified time; requiring the application to include certain information and documents; providing that the claimant is entitled to compensation if all requirements are met; providing that the section is repealed on a specified date; providing an effective date.

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

By Senators Joyner and Clemens—

SB 328—A bill to be entitled An act relating to trafficking in illegal drugs; amending s. 893.135, F.S.; providing that a specified mandatory minimum term of imprisonment and a specified fine no longer apply upon a first conviction of a person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, a specified quantity of certain designated illegal drugs; providing that a specified mandatory minimum term of imprisonment and specified fine apply upon a second or subsequent conviction; providing an effective date.

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

By Senators Simmons, Soto, and Margolis—

SB 330—A bill to be entitled An act relating to the admissions tax; amending s. 212.04, F.S.; revising the professional sporting events that are exempt from the admissions tax; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Garcia—

SM 332—A memorial to the Congress of the United States, urging Congress to waive the payment of all federal taxes until the executive and legislative branches can come to an agreement and pass a resolution to fund the federal budget.

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

By Senator Altman—

SB 334—A bill to be entitled An act relating to sentencing in capital felonies; amending ss. 921.141 and 921.142, F.S.; requiring that an advisory sentence of death be made by a unanimous recommendation of the jury after a defendant's conviction or adjudication of guilt for a capital felony or capital drug-trafficking felony; requiring the court to instruct the jury that, in order for the jury to recommend to the court that the death penalty be imposed, the jury must find that sufficient aggravating circumstances exist which outweigh any mitigating circumstances found to exist; requiring the court to instruct the jury that each aggravating circumstance used to support the jury's recommendation of death must be proven beyond a reasonable doubt by a unanimous vote; requiring that the court provide a special verdict form for each aggravating circumstance found; providing an effective date.

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

By Senator Joyner—

SB 336—A bill to be entitled An act relating to impact statements; creating s. 11.52, F.S.; providing definitions; requiring that, upon the request of a member of the Legislature, the Office of Program Policy Analysis and Government Accountability prepare a racial and ethnic impact statement describing the anticipated effects of proposed legislation or a proposed amendment to the State Constitution on certain minority persons; providing requirements for the statement; requiring the office to file a statement relating to a proposed amendment to the State Constitution with the Secretary of State by a certain date; requiring the secretary to hold a hearing to solicit suggestions for changes to the statement and file such statement by a certain date; requiring that the statement be made available to the public; providing that a failure to file a statement does not prevent the inclusion of the measure on the ballot; amending s. 101.161, F.S.; requiring a ballot to include a racial and ethnic impact statement under certain circumstances; creating s. 120.90, F.S.; providing a definition; requiring an agency that awards grants to require each grant application to include a racial and ethnic impact statement; providing requirements for the statement; requiring the Department of Management Services to create a racial and ethnic impact statement form and distribute it to state agencies; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Bullard—

SB 338—A bill to be entitled An act relating to community redevelopment; amending s. 163.330, F.S.; renaming the Community Redevelopment Act of 1969; amending s. 163.340, F.S.; redefining the term "blighted area," as applicable to the Community Redevelopment Act of 1969, to include land previously used as a military facility and adjacent to a county-owned zoological park; providing an effective date.

—was referred to the Committees on Community Affairs; Military and Veterans Affairs, Space, and Domestic Security; Commerce and Tourism; and Appropriations.

By Senators Flores, Hays, and Ring—

SB 340—A bill to be entitled An act relating to prepaid dental plans; amending s. 409.912, F.S.; postponing the scheduled repeal of a provision requiring the Agency for Health Care Administration to contract with dental plans for dental services on a prepaid or fixed-sum basis; authorizing the agency to provide a prepaid dental health program in Miami-Dade County on a permanent basis; requiring an annual report to the Governor and Legislature; authorizing the agency to seek any necessary revisions to the state plan or federal waivers; providing an effective date.

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

By Senators Bradley and Margolis—

SB 342—A bill to be entitled An act relating to the Florida Clean Indoor Air Act; amending s. 386.209, F.S.; authorizing a municipality or county to restrict smoking on certain properties; providing limitations on such restrictions; authorizing a law enforcement officer to issue a citation under certain circumstances; defining the term "playground"; providing an effective date.

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

By Senator Flores—

SB 344—A bill to be entitled An act relating to dentists; creating s. 381.4019, F.S.; establishing the Dental Student Loan Repayment Program in order to encourage dentists to work in underserved areas or public health programs; providing definitions; requiring the Department of Health, certain universities, and the Florida Dental Association to develop the program; providing for the award of funds; providing the maximum number of years funds may be awarded to a dentist; providing sanctions for failure to comply with loan requirements; requiring the department to adopt rules; providing an effective date.

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

By Senator Lee—

SB 346—A bill to be entitled An act relating to the Florida Insurance Guaranty Association; amending s. 631.57, F.S.; revising the duties of the association; authorizing the association to collect regular and emergency assessments directly from policyholders; clarifying that assessments are not considered premium for premium tax purposes; making technical and grammatical corrections; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Abruzzo, Soto, Bullard, Margolis, and Clemens—

SB 348—A bill to be entitled An act relating to prohibited discrimination; creating the "Florida Competitive Workforce Act"; amending s. 509.092, F.S.; adding sexual orientation and gender identity or expression and the perception of race, creed, color, sex, physical disability, sexual orientation, gender identity or expression, or national origin as impermissible grounds for discrimination in public lodging establishments and public food service establishments; providing an exception for constitutionally protected free exercise of religion; amending s. 760.01, F.S.; revising provisions to include sexual orientation and gender identity or expression and the perception of race, color, religion, sex, national origin, age, sexual orientation, gender identity or expression, handicap, or marital status as impermissible grounds for discrimination; amending s. 760.02, F.S.; defining additional terms; amending ss. 760.05 and 760.07, F.S.; adding sexual orientation and gender identity or expression and the perception of race, color, religion, sex, national origin, age, sexual orientation, gender identity or expression, handicap, or marital status as impermissible grounds for discrimination; conforming terminology; amending s. 760.08, F.S.; adding sexual orientation and gender identity or expression and the perception of race, color, national origin, sex, sexual orientation, gender identity or expression, handicap, familial status, or religion as impermissible grounds for discrimination; amending s. 760.10, F.S.; adding sexual orientation and gender identity or expression and the perception of race, color, religion, sex, national origin, age, sexual orientation, gender identity or expression, handicap, or marital status as impermissible grounds for discrimination; providing an exception for constitutionally protected free exercise of religion; amending s. 760.22, F.S.; defining

additional terms; amending ss. 760.23, 760.24, 760.25, and 760.26, F.S.; adding sexual orientation and gender identity or expression and the perception of race, color, national origin, sex, sexual orientation, gender identity or expression, handicap, familial status, or religion as impermissible grounds for discrimination; amending s. 760.29, F.S.; adding sexual orientation and gender identity or expression as impermissible grounds for discrimination; amending s. 760.60, F.S.; adding sexual orientation and gender identity or expression and the perception of race, color, religion, sex, national origin, handicap, age, sexual orientation, gender identity or expression, or marital status as impermissible grounds for discrimination; amending s. 419.001, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Abruzzo—

SB 350—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of participants in a yellow dot critical motorist medical information program; 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 Transportation; Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Abruzzo—

SB 352—A bill to be entitled An act relating to the use of wireless communications devices; creating s. 316.3035, F.S.; prohibiting a person younger than 18 years of age from operating a motor vehicle while using a wireless communications device; defining the term “wireless communications device” and including cellular telephones within that definition for purposes of the act; providing exceptions; providing a penalty; providing an effective date.

—was referred to the Committees on Transportation; Communications, Energy, and Public Utilities; and Judiciary.

By Senator Abruzzo—

SB 354—A bill to be entitled An act relating to state university fee exemptions; providing a short title; amending s. 1009.25, F.S.; providing an exemption from the payment of tuition for students enrolled in specified foreign language courses offered at a state university under certain circumstances; providing for future expiration unless reviewed and reenacted by the Legislature; providing an effective date.

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

By Senators Thrasher, Altman, Ring, Sobel, and Sachs—

SB 356—A bill to be entitled An act relating to the regulation of public lodging establishments and public food service establishments; amending s. 509.032, F.S.; deleting the restriction preventing local laws, ordinances, or regulations from regulating the use of vacation rentals based solely on their classification, use, or occupancy; providing an effective date.

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

By Senator Ring—

SB 358—A bill to be entitled An act relating to volunteers for organized youth sports and recreational programs; amending s. 943.0438, F.S.; defining the terms “volunteer” and “youth sports or recreation authority”; expanding provisions relating to athletic coaches for independent sanctioning authorities to require youth sports or recreation authorities to conduct specified background screening of all volunteers

with any youth athletic team or organized youth recreational program using publicly owned facilities; prohibiting a youth sports or recreation authority from delegating such duty; requiring that specified documentation be maintained for a specified period by such authorities; conforming provisions 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 Senators Bradley and Evers—

SB 360—A bill to be entitled An act relating to sentencing for controlled substance violations; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of oxycodone or hydrocodone, or who is knowingly in actual or constructive possession of specified quantities of oxycodone or hydrocodone, commits the offense of trafficking in illegal prescription drugs, a felony of the first degree; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offenses of trafficking in illegal prescription drugs for purposes of the criminal punishment code; reenacting s. 775.087(2)(a) and (3)(a), F.S., relating to mandatory minimum sentences for the possession or use of a weapon during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; reenacting s. 782.04(1)(a), (3), and (4), F.S., relating to the classification of a murder committed during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; providing an effective date.

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

By Senator Bradley—

SB 362—A bill to be entitled An act relating to hurricane preparedness; providing an exemption from the sales and use tax for sales of certain tangible personal property for a certain period for certain purposes; providing for expiration; authorizing the Department of Revenue to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 364—A bill to be entitled An act relating to computer crimes; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; defining terms; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization modifies or destroys data, programs, or supporting documentation residing or existing internal or external to a computer network or electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining terms; providing that a person who willfully, knowingly, and without authorization accesses a computer network or electronic device, disrupts the ability to transmit data to or from a computer network or electronic device, damages a computer network or electronic device, or engages in the audio or video surveillance of an individual without the individual’s knowledge by accessing a computer network or electronic device commits an offense against the users of computer networks and electronic devices; providing exceptions; providing criminal penalties; creating s. 815.061, F.S.; defining the term “public utility”; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 366—A bill to be entitled An act relating to public records; amending s. 815.04, F.S.; amending an exemption from public records requirements for data, programs, and supporting documentation that are trade secrets residing or existing internal or external to a computer, computer system, or computer network; expanding the exemption to include such trade secret information residing or existing internal or external to an electronic device; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Criminal Justice; Governmental Oversight and Accountability; and Rules.

By Senator Simpson—

SM 368—A memorial to the Congress of the United States, urging Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States to provide that every law enacted by Congress shall embrace only one subject, which shall be clearly expressed in its title.

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

By Senator Altman—

SB 370—A bill to be entitled An act relating to public records and public meetings exemptions; amending s. 383.412, F.S.; eliminating requirements that the closed portion of a meeting of the State Child Abuse Death Review Committee or a local committee at which specified identifying information is discussed be recorded, and that no portion of such meeting be off the record; providing an effective date.

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

By Senator Galvano—

SB 372—A bill to be entitled An act relating to developments of regional impact; amending s. 380.06, F.S.; deleting certain exemptions for dense urban land areas; revising the exemption for any proposed development within a county that has a population of at least 300,000 and an average population of at least 400 people per square mile; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Detert—

SB 374—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; revising restrictions on an initiative or referendum process with regard to local comprehensive plan amendments and map amendments; providing an effective date.

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

By Senator Soto—

SB 376—A bill to be entitled An act relating to local land development regulations; amending s. 163.3202, F.S.; requiring local land development regulations to provide for sinkhole testing; providing an effective date.

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

By Senator Abruzzo—

SB 378—A bill to be entitled An act relating to county and municipal parks; creating ss. 125.028 and 166.0447, F.S.; requiring counties and municipalities to provide discounts on public park entrance fees to military members, veterans, and the spouses and parents of certain deceased military members, law enforcement officers, and firefighters; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; and Appropriations.

By Senators Bean and Brandes—

SB 380—A bill to be entitled An act relating to hospitals; amending ss. 383.336 and 395.1051, F.S.; requiring certain hospitals to notify obstetrical physicians before the hospitals close their obstetrical departments or cease to provide obstetrical services; requiring the Department of Health to adopt rules; providing an effective date.

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

SR 382—Not introduced.

By Senator Bradley—

SB 384—A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal sentences applicable to a person who was under the age of 18 years at the time the offense was committed; requiring a judge to consider certain factors before determining if life imprisonment is an appropriate sentence for a homicide defendant; providing for review of sentences of certain offenders who were under the age of 18 at the time of the offense; providing requirements and procedures for such reviews; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

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

By Senator Hays—

SB 386—A bill to be entitled An act relating to the application of foreign law in certain cases; creating s. 45.022, F.S.; providing legislative intent; defining the term “foreign law, legal code, or system”; providing for applicability; specifying the public policy of this state on the application of a foreign law, legal code, or system in proceedings brought under or relating to chapter 61 or chapter 88, F.S., which relate to dissolution of marriage, support, time-sharing, the Uniform Child Custody Jurisdiction and Enforcement Act, and the Uniform Interstate Family Support Act; providing that certain decisions rendered under such laws, codes, or systems are void; providing that certain contracts and contract provisions are void; providing for the construction of a waiver by a natural person of the person’s fundamental liberties, rights, and privileges guaranteed by the State Constitution or the United States Constitution; providing that claims of forum non conveniens or related claims must be denied under certain circumstances; providing that the act may not be construed to require or authorize any court to adjudicate, or prohibit any religious organization from adjudicating, ecclesiastical matters in violation of specified constitutional provisions or to conflict with any federal treaty or other international agreement to which the United States is a party to a specified extent; providing for severability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Bean—

SB 388—A bill to be entitled An act relating to public retirement plans; amending ss. 185.03 and 185.08, F.S.; specifying the applicability of ch. 185, F.S., to certain consolidated governments; providing that a consolidated government that has entered into an interlocal agreement to provide police protection services to a municipality within its boundaries is eligible to receive the premium taxes reported for the municipality under certain circumstances; authorizing the municipality receiving the police protection services to enact an ordinance levying the tax as provided by law; including certain consolidated governments under provisions authorizing imposition of a state excise tax on casualty insurance premiums covering certain property; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hays—

SB 390—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying information of specific current and former personnel of the Department of Health and the spouses and children of such personnel, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; 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 Senators Brandes and Clemens—

SB 392—A bill to be entitled An act relating to state speed zones; amending s. 316.183, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 316.187, F.S.; raising the maximum allowable speed limit on certain highways; increasing the maximum allowable speed limit on roadways under the jurisdiction of the Department of Transportation; providing an effective date.

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

By Senator Gibson—

SB 394—A bill to be entitled An act relating to the licensing of facilities that offer health and human services; amending s. 402.302, F.S.; redefining the term “child care” to include a person or facility that does not receive compensation; redefining the term “child care facility” to include a child care center or child care arrangement that does not receive compensation and provides child care for more than four, rather than five, children unrelated to the operator; conforming terminology; amending ss. 402.313, F.S.; requiring a family day care home to conspicuously display its license or registration in the common area of the home, to provide proof of a written plan that identifies a designated substitute for the operator, and to provide proof of screening and background checks for certain individuals; amending s. 402.3131, F.S.; requiring a large family child care home to permanently post its license in a conspicuous location that is visible by all parents and guardians and the department; amending s. 402.315, F.S.; revising the licensing fee for a child care facility that has certain licensed capacity; amending s. 402.318, F.S.; prohibiting the advertising of a child care facility, family day care home, or large family day care home unless it is licensed or registered; providing an effective date.

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

By Senators Bean and Bradley—

SB 396—A bill to be entitled An act relating to the joint use of public school facilities; creating s. 1013.105, F.S.; providing legislative findings; authorizing each district school board to adopt written policies to promote public access to outdoor recreation and sports facilities on school property, to increase the number of joint-use agreements, and to develop and adopt written policies and procedures for an appeal process if negotiations for a joint-use agreement fail; providing duties of district school boards and the Department of Education; creating s. 768.072, F.S.; providing immunity from civil liability for a district school board that adopts public access policies or enters into a joint-use agreement except in instances of gross negligence or intentional misconduct; providing application; providing an effective date.

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

By Senators Detert and Margolis—

SB 398—A bill to be entitled An act relating to the Florida Tourism Hall of Fame; creating s. 265.004, F.S.; providing legislative intent; establishing the Florida Tourism Hall of Fame; providing for administration by the Florida Tourism Industry Marketing Corporation; designating a location for the display of inductee plaques; providing procedures for nomination, selection, and induction of members; providing an effective date.

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

By Senator Bullard—

SB 400—A bill to be entitled An act relating to nursing homes; amending s. 400.121, F.S.; requiring the Agency for Health Care Administration to prohibit a licensee or controlling interest from operating a nursing home facility in this state under certain circumstances; amending s. 400.23, F.S.; requiring the agency to impose a specified civil penalty if it determines that a resident in a nursing home facility died from abuse or neglect; providing an effective date.

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

By Senator Braynon—

SB 402—A bill to be entitled An act relating to the Council on the Social Status of Black Men and Boys; amending s. 16.615, F.S.; providing criteria for removal of a member of the council; revising the duties of the council; authorizing the council to identify initiatives and programs that support the council’s mission and strategic vision, study other topics suggested by the Legislature or as directed by the chair of the council, and subject to legislative appropriations, use funds appropriated to the Department of Legal Affairs to perform certain tasks; revising what constitutes a quorum of the council; authorizing the council to present its findings and strategic issues at an annual statewide conference; providing for reimbursement for per diem and travel expenses for individuals and entities that make presentations to the council regarding the mission or strategic vision of the council; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Grimsley—

SB 404—A bill to be entitled An act relating to professional geology; amending s. 492.105, F.S.; revising licensure requirements for professional geologists; creating s. 492.1051, F.S.; providing requirements for registration as a geologist-in-training; requiring geologist-in-training applicants to successfully complete the Fundamentals of Geology licensure examination; requiring an application fee and a licensing fee; requiring the Department of Business and Professional Regulation to

submit each completed application to the Board of Professional Geologists for certification; setting forth the criteria the board may use to certify applicants; requiring the department to register each person as a geologist-in-training whom the board certifies has successfully completed the exam; exempting registered geologists-in-training seeking licensure as a professional geologist from retaking the Fundamentals of Geology licensure examination; providing an effective date.

—was referred to the Committees on Regulated Industries; and Rules.

By Senator Latvala—

SB 406—A bill to be entitled An act relating to malt beverages; amending s. 563.06, F.S.; authorizing containers of malt beverages to be sold or offered for sale by a vendor at retail in any size; providing requirements for malt beverage containers; creating s. 563.09, F.S.; authorizing malt beverage tastings upon certain licensed premises under certain circumstances; providing an effective date.

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

By Senators Braynon and Sobel—

SB 408—A bill to be entitled An act relating to a needle and syringe exchange pilot program; amending s. 381.0038, F.S.; requiring the Department of Health to establish a needle and syringe exchange pilot program in Miami-Dade County; providing for administration of the pilot program by the department or a designee; establishing pilot program criteria; providing that the distribution of needles and syringes under the pilot program is not a violation of the Florida Comprehensive Drug Abuse Prevention and Control Act or any other law; providing conditions under which a pilot program staff member or participant may be prosecuted; prohibiting the collection of participant identifying information; providing for the pilot program to be funded through private grants and donations; providing for expiration of the pilot program; requiring a report to the Legislature; providing rulemaking authority; providing for severability; providing an effective date.

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

By Senator Braynon—

SB 410—A bill to be entitled An act relating to the Fair Housing Act; amending ss. 760.34 and 760.35, F.S.; providing that a person aggrieved by a discriminatory housing practice may file a civil action to enforce the rights granted and protected by the Fair Housing Act without filing a complaint with the Florida Commission on Human Relations or without regard to the status of a complaint filed with the commission; providing that if the commission or local agency has obtained a conciliation agreement with the consent of a person aggrieved by a discriminatory housing practice in response to a complaint filed with the commission, the filing of a civil action to enforce rights granted and protected by the act is prohibited except to enforce the terms of such conciliation agreement; reorganizing provisions of the act for clarity; providing an effective date.

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

By Senator Diaz de la Portilla—

SB 412—A bill to be entitled An act relating to guardians and wards; amending s. 744.108, F.S.; providing that a guardian or attorney is entitled to a reasonable fee for services and costs if there is a proven benefit to the ward by the actions of the guardian or the attorney; revising criteria for award of fees for a guardian or attorney; prohibiting fee awards when a conflict of interest exists; providing that fees for legal services may include reasonable charges for work performed by paralegals; revising requirements for petitions for guardian fees and attorney fees; amending s. 744.331, F.S.; deleting obsolete language; revising the requirements for the composition and appointment of an examining

committee; providing that the attending or family physician may be appointed to the committee unless good cause is shown; revising the requirements for examinations and reports; authorizing family members and caregivers to observe and record evaluations; requiring that the court dismiss a petition if an examining committee member concludes that the alleged incapacitated person is not incapacitated; revising provisions relating to suspension of a trust, trust amendment, or durable power of attorney in certain circumstances; creating s. 744.4461, F.S.; defining the term “undue influence”; prohibiting financial exploitation of a ward; providing criminal penalties; amending s. 932.701, F.S.; redefining the term “contraband article” to include the forfeiture of personal property used in connection with the financial exploitation of a ward; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Dean—

SB 414—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 personal identifying information of current and former researchers whose duties include or included experimenting on animals for the purpose of conducting life-sustaining medical research at a public research facility, including a university; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Simpson—

SB 416—A bill to be entitled An act relating to sinkhole coverage; amending s. 627.351, F.S.; requiring Citizens Property Insurance Corporation to submit a biannual report on the number of residential sinkhole policies requested, issued, and declined; providing legislative intent and establishing a Citizens Sinkhole Stabilization Repair Program for sinkhole claims; providing definitions; prohibiting the corporation from requiring a policyholder to advance payment for repairs provided under the program; providing requirements and procedures for contractors who conduct stabilization repairs; providing requirements and terms for contracts between the corporation and such contractors; specifying additional parameters with respect to the program; amending s. 627.706, F.S.; requiring policies to include specified deductible amounts for sinkhole loss coverage; providing an effective date.

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

By Senators Sachs and Dean—

SB 418—A bill to be entitled An act relating to fee waivers for military veterans; amending s. 455.213, F.S.; increasing the amount of time available for a military veteran to apply to the Department of Business and Professional Regulation for certain licenses without paying initial fees; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Regulated Industries.

By Senator Detert—

SB 420—A bill to be entitled An act relating to fine arts courses; creating s. 1003.4995, F.S.; requiring the Commissioner of Education to prepare an annual report relating to student access to and participation in fine arts courses and information on educators, facilities, and instruction in such courses; providing an effective date.

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

By Senator Gibson—

SB 422—A bill to be entitled An act relating to renter insurance; creating s. 83.491, F.S.; requiring a residential rental agreement to specify whether renter insurance is required and specifying provisions that must be included if insurance is or is not required; providing an effective date.

—was referred to the Committees on Judiciary; Regulated Industries; and Commerce and Tourism.

By Senators Lee and Latvala—

SB 424—A bill to be entitled An act relating to discriminatory insurance practices; amending s. 626.9541, F.S.; providing that unfair discrimination on the basis of gun ownership in the provision of personal lines property or personal lines automobile insurance is a discriminatory insurance practice; providing an effective date.

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

By Senators Bullard and Garcia—

SB 426—A bill to be entitled An act relating to food deserts; creating s. 220.197, F.S.; defining terms; providing an income tax credit for certain businesses that sell nutrient-dense food items in areas designated as food deserts; providing for the amount of the credit; requiring an application; requiring the Department of Revenue and the Department of Agriculture and Consumer Services to review and make recommendations to the Legislature regarding the continuation of the credit; providing penalties for fraudulent claims for the credit; authorizing rule-making; providing applicability; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bullard—

SB 428—A bill to be entitled An act relating to resident status for tuition purposes; amending s. 1009.21, F.S.; redefining the terms “dependent child” and “parent”; revising certain residency requirements for a dependent child; prohibiting denial of classification as a resident for tuition purposes based on certain immigration status; revising provisions relating to required documentation as evidence of residency; revising requirements relating to classification or reclassification as a resident for tuition purposes based on marriage; revising requirements relating to reevaluation of classification as a resident for tuition purposes; providing that certain veterans of the Armed Services of the United States and persons who receive certain tuition exemptions or waivers are classified as residents for tuition purposes; providing for the adoption of rules and regulations; amending s. 1009.25, F.S.; providing a fee exemption for students with certain immigration status who meet specified requirements; amending s. 1009.26, F.S.; authorizing state universities and Florida College System institutions to adopt fee and tuition waivers based on certain student eligibility; providing an effective date.

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

SR 430—Not introduced.

By Senators Bullard and Clemens—

SB 432—A bill to be entitled An act relating to mandatory minimum sentencing; amending s. 775.087, F.S.; authorizing a judge to impose a sentence below the mandatory minimum sentence under certain circumstances; requiring the judge to state in writing the reasons for de-

parting from or using the mandatory minimum sentence; providing factors that the judge must consider in deciding whether to depart from the mandatory minimum sentence; providing an effective date.

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

By Senator Ring—

SB 434—A bill to be entitled An act relating to lewd and lascivious behavior; repealing s. 798.02, F.S., relating to a prohibition on lewd and lascivious behavior, including a prohibition on lewd and lascivious association and cohabitation together by a man and woman who are not married to each other; amending ss. 39.0139, 39.509, and 435.04, 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 Altman—

SB 436—A bill to be entitled An act relating to payment for services provided by licensed psychologists; amending ss. 627.6131 and 641.3155, F.S.; adding licensed psychologists to the list of health care providers who are protected by a limitations period from claims for overpayment being sought by health insurers or health maintenance organizations; adding licensed psychologists to the list of health care providers who are subject to a limitations period for submitting claims to health insurers or health maintenance organizations for underpayment; amending s. 627.638, F.S.; adding licensed psychologists to the list of health care providers who are eligible for direct payment for medical services by a health insurer under certain circumstances; making technical and grammatical changes; providing an effective date.

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

By Senator Altman—

SB 438—A bill to be entitled An act relating to defense of life, home, or property; creating s. 776.001, F.S.; providing legislative findings and intent; defining terms; providing that the defensive display of a weapon or firearm, including the discharge of a firearm as a warning shot, does not constitute the use of deadly force; providing that a person is immune from prosecution if he or she acts in defense of life, home, or property from an unlawful activity or the threat of an unlawful activity under certain circumstances; providing for the justifiable defensive display of a weapon or firearm in certain circumstances; providing exceptions; providing that a person is not required to defensively display a weapon or firearm or issue a defensive warning before using force or deadly force if the person is otherwise justified in using or threatening to use force; amending s. 776.06, F.S.; revising the definition of the term “deadly force” to apply to a law enforcement officer or correctional officer; creating s. 775.0878, F.S.; providing legislative findings; requiring the sentencing court to impose a downward departure from minimum sentence requirements related to the possession or use of a weapon or firearm by a person convicted of certain offenses under specified circumstances; providing an effective date.

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

By Senator Altman—

SB 440—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; limiting the application of certain requirements relating to bylaws to residential condominiums and their associations and boards; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

By Senator Ring—

SB 442—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising penalties for violations of the Florida Ban on Texting While Driving Law; providing enhanced penalties for such violations when committed in a school zone or school crossing; providing an effective date.

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

By Senator Galvano—

SB 444—A bill to be entitled An act relating to workers' compensation; amending s. 440.107, F.S.; revising powers of the Department of Financial Services relating to compliance with and enforcement of workers' compensation coverage requirements; revising requirements for the release of stop-work orders; revising penalties; amending ss. 440.15 and 440.16, F.S.; revising rate formulas related to the determination of compensation for disability and death; providing an effective date.

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

By Senator Abruzzo—

SB 446—A bill to be entitled An act relating to school district educational programs; requiring that a school district be given specified lead time to plan, budget, and implement certain new state requirements; providing an effective date.

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

By Senator Evers—

SB 448—A bill to be entitled An act relating to the threatened use of force; providing legislative findings and intent; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; amending s. 776.013, F.S.; applying presumption relating to the use of deadly force to the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; providing an effective date.

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

By Senator Clemens—

SB 450—A bill to be entitled An act relating to telephone solicitation; reordering and amending s. 501.059, F.S.; redefining the term “telephonic sales call” as used in the administration of the “no sales solicitation calls” list by the Department of Agriculture and Consumer Services to include voice, text, or electronic communication through a landline, mobile, or internet telephone service for the purpose of prohibiting certain communications from telephone solicitors to consumers; providing an effective date.

—was referred to the Committees on Agriculture; and Communications, Energy, and Public Utilities.

By Senator Clemens—

SB 452—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; requiring charter schools to meet certain needs that the local school district does not, or is unable to, provide to students in that district in order to obtain approval; providing an effective date.

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

By Senator Altman—

SB 454—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; providing child restraint requirements for children age 7 years or younger who are less than a specified height; providing exceptions; redefining the term “motor vehicle” to exclude certain vehicles from such requirements; providing a grace period; requiring a law enforcement officer to issue a warning and give educational literature to an operator of a motor vehicle during the grace period under certain circumstances; providing effective dates.

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

By Senators Bullard and Soto—

SB 456—A bill to be entitled An act relating to the state minimum wage; amending s. 448.110, F.S.; increasing the state minimum wage; providing that an employer may not pay an employee at a rate less than the state minimum wage; deleting the requirement that only individuals entitled to receive the federal minimum wage are eligible to receive the state minimum wage; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Altman—

SB 458—A bill to be entitled An act relating to the regulation of knives and weapons; creating s. 790.332, F.S.; providing a short title; providing legislative intent to preempt the regulation of knives and weapons to the Legislature; providing definitions; prohibiting state agencies and political subdivisions from regulating knives and weapons; providing that certain rules or ordinances of a state agency or political subdivision regulating knives or weapons are void; requiring the repeal of rules and ordinances regulating knives or weapons by a specified date; authorizing civil actions against a state agency or political subdivision that enacts or fails to repeal a prohibited rule or ordinance; providing that certain elected or appointed officials are liable for damages and attorney fees as the result of violations of the act; providing for the termination of employment or removal from office of a person in violation of the act; authorizing enforcement by an organization whose members are adversely affected by the act; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Community Affairs.

By Senator Simpson—

SB 460—A bill to be entitled An act relating to construction liens; amending s. 28.24, F.S.; specifying a new fee for recording a claim of lien under the Construction Lien Law; amending s. 713.08, F.S.; providing that recording a claim of lien after a specified time is an act of fraud; requiring certain documents to be provided before a claim of lien is recorded; requiring the clerk of court to attach such document to the claim of lien before recording the claim; providing an effective date.

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

By Senator Bradley—

SB 462—A bill to be entitled An act relating to title insurance rates; amending s. 627.782, F.S.; revising the date that certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; providing an effective date.

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

By Senator Thompson—

SM 464—A memorial to the Congress of the United States, urging Congress to revise the preclearance coverage formula contained in Section 4 of the Voting Rights Act of 1965.

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

By Senator Thompson—

SB 466—A bill to be entitled An act relating to state lotteries; creating s. 24.132, F.S.; offering a special instant scratch-off lottery game entitled “Ticket for the Cure” by the Department of the Lottery; providing for revenues to be used for the purpose of funding breast cancer research and services for certain breast cancer victims; providing restrictions for the use of funds; defining the terms “net revenue” and “research”; authorizing the department to adopt rules; amending s. 24.121, F.S.; providing for revenues to be equitably apportioned to certain state universities to be used for the purpose of funding breast cancer research and services for certain breast cancer victims; providing an effective date.

—was referred to the Committees on Gaming; Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bullard—

SB 468—A bill to be entitled An act relating to public school personnel evaluation; delaying the implementation of personnel evaluation procedures conducted for purposes of awarding contracts and providing performance pay; providing an effective date.

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

By Senator Detert—

SB 470—A bill to be entitled An act relating to malt beverages; amending s. 561.42, F.S.; removing the prohibition on beer samplings at the premises of certain vendors; creating s. 563.09, F.S.; authorizing malt beverage tastings upon certain licensed premises; providing an effective date.

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

By Senator Abruzzo—

SB 472—A bill to be entitled An act relating to the Florida Enterprise Zone Act; amending s. 290.016, F.S.; postponing the repeal of the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Simpson—

SB 474—A bill to be entitled An act relating to the community contribution tax credit program; amending ss. 212.08, 220.183, and

624.5105, F.S.; postponing the expiration date applicable to the granting of the community contribution tax credit against the sales and use tax, corporate income tax, and insurance premium tax for contributions and donations to eligible sponsors of revitalization and housing projects approved by the Department of Economic Opportunity; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hays—

SM 476—A memorial to the Congress of the United States, applying to Congress to call a convention for the sole purpose of proposing amendments to the Constitution of the United States which impose fiscal restraints on the Federal Government, limit the power and jurisdiction of the Federal Government, and limit the terms of office for federal officials and members of Congress.

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

By Senator Evers—

SB 478—A bill to be entitled An act relating to the Move Over Act; amending s. 316.003, F.S.; defining the term “utility service vehicle”; amending s. 316.126, F.S.; requiring a driver to move over for a utility service vehicle on the roadside under certain circumstances; making technical changes; providing an effective date.

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

By Senator Evers—

SB 480—A bill to be entitled An act relating to the Commission on Federalism; creating s. 11.9006, F.S.; creating the Commission on Federalism; requiring that the commission meet six times each calendar year beginning on a specified date; providing staff support for the commission; providing membership of the commission; providing for members to be reimbursed for per diem and travel expenses; providing duties of the commission; providing criteria to evaluate a federal law; requiring the commission to determine if an evaluated federal law violates the principle of federalism; specifying what sources the commission may rely on in an evaluation of a federal law; requiring the commission to submit twice a year a report to the Governor and the Legislature; providing report requirements; providing an effective date.

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

By Senator Hays—

SB 482—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; providing and phasing in a reduction in the fund’s coverage limits for reimbursement contracts; amending s. 627.062, F.S.; authorizing an insurer to recoup certain reinsurance payments paid to cover a potential gap in the fund’s claims-paying capacity; deleting a provision prohibiting the recoupment of certain other reinsurance costs; providing an effective date.

—was referred to the Committees on Community Affairs; Banking and Insurance; and Appropriations.

By Senators Braynon and Brandes—

SB 484—A bill to be entitled An act relating to rental car sales and use tax surcharges; amending s. 212.0606, F.S.; providing that the surcharge for car-sharing services shall be imposed on an hourly basis rather than a daily basis; defining the term “car-sharing service”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Evers—

SB 486—A bill to be entitled An act relating to the federal write-in absentee ballot; amending s. 101.6952, F.S.; authorizing absent uniformed services voters and overseas voters to use the federal write-in absentee ballot in any state or local election; providing that an eligible elector may vote on any ballot measure in an election using the federal write-in absentee ballot; clarifying that a vote cast in a judicial merit retention election be treated in the same manner as a vote on certain ballot measures; making technical changes; amending s. 102.166, F.S.; revising minimum requirements for Department of State rules used in determining what constitutes a valid vote on a federal write-in absentee ballot; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Military and Veterans Affairs, Space, and Domestic Security.

By Senator Ring—

SB 488—A bill to be entitled An act relating to out-of-network physician charges; amending s. 381.026, F.S., relating to the Florida Patient's Bill of Rights and Responsibilities; providing that a patient is responsible for reviewing a document informing the patient that he or she may be charged for out-of-network physician services; amending s. 395.301, F.S.; requiring a patient of a licensed facility to be presented with a document regarding charges for out-of-network physician services; providing an effective date.

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

By Senator Garcia—

SB 490—A bill to be entitled An act relating to motor vehicle liability policy requirements; amending s. 627.7275, F.S.; extending the period during which the policy may be cancelled by the insurer; specifying minimum limits for such policy; deleting a provision requiring an insured who obtains additional coverage to obtain a new 6-month non-cancelable policy; providing an effective date.

—was referred to the Committees on Banking and Insurance; Transportation; and Appropriations.

By Senator Margolis—

SB 492—A bill to be entitled An act relating to the regulation of firearms and ammunition; amending s. 790.33, F.S.; providing that, except as otherwise expressly prohibited by the State Constitution, a county or municipality may regulate the field of possession of firearms on property owned by such county or municipality; amending s. 790.251, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Benacquisto—

SB 494—A bill to be entitled An act relating to time limitations; amending s. 775.15, F.S.; eliminating time limitations to the prosecution of specified criminal offenses relating to lewd or lascivious battery, molestation, conduct, or exhibition against a child if the victim was younger than 16 years of age at the time of the offense; providing applicability; providing an effective date.

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

By Senator Simpson—

SB 496—A bill to be entitled An act relating to warranty associations; amending ss. 634.121 and 634.312, F.S.; authorizing electronic transmission of service agreements and home warranties; providing requirements for electronic transmission; providing notice requirements; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; amending s. 634.414, F.S.; providing requirements for the delivery of service warranty contracts; providing notice requirements; providing an effective date.

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

By the Committee on Children, Families, and Elder Affairs—

SB 498—A bill to be entitled An act relating to adoptions; amending s. 63.142, F.S.; requiring that the court provide a petitioner with certain information related to postadoption services and informal change of custody; amending s. 63.212, F.S.; removing the requirement that a violation of the section must be willful and with criminal intent in order for such violation to result in criminal liability; providing that a person other than an adoption entity who advertises or offers to the public that a child is available for adoption commits a felony of the third degree; amending s. 409.175, F.S.; defining the term "intercountry adoption"; requiring any adoption entity that conducts intercountry adoptions to meet certain requirements; requiring such entity to maintain certain records; providing an effective date.

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

By Senator Ring—

SB 500—A bill to be entitled An act relating to the sales, storage, and use tax; amending s. 212.05, F.S.; removing the tax from security systems services; making technical corrections; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

SB 502—Withdrawn prior to introduction.

By Senator Lee—

SB 504—A bill to be entitled An act relating to tax credits or refunds; amending s. 212.17, F.S.; providing procedures, requirements, and calculation methodologies that allow dealers to obtain tax credits or refunds for taxes paid on worthless or uncollectable private-label credit card or dealer credit accounts or receivables; providing limitations on the amount that may be recovered; providing definitions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By the Committee on Banking and Insurance—

SB 506—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 631.582, F.S., which provides an exemption from public records for certain records held by the Florida Insurance Guaranty Association; abrogating the scheduled repeal of the exemption; providing an effective date.

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

By Senator Detert—

SB 508—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and providing definitions;

amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the Office of State Long-Term Care Ombudsman; amending s. 400.0063, F.S.; revising duties of the office; amending s. 400.0065, F.S.; revising the purpose of the office; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts; providing duties of representatives of the office in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; deleting provisions that provide for an election of a chair of a local council and the meeting times for the local council; amending s. 400.0070, F.S.; providing conditions under which a representative of the office could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the Department of Elderly Affairs to consult with the state ombudsman to adopt rules pertaining to complaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of complaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.1413, 400.162, 400.19, 400.191, 400.23, 400.235, 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.07, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, 429.85, and 744.444, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Ring—

SB 510—A bill to be entitled An act relating to local government neighborhood improvement districts; amending s. 163.506, F.S.; providing that an ordinance that creates a local government neighborhood improvement district may authorize the district to incur certain debts and pledge the funds, credit, property, and special assessment power of the district to pay such debts for the purpose of financing certain projects; providing conditions on the exercise of such power; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Flores—

SB 512—A bill to be entitled An act relating to cemeteries; amending s. 497.260, F.S.; revising the exemptions to ch. 497, F.S., relating to cemeteries, to include certain religious-institution-owned cemeteries; amending s. 497.452, F.S.; deleting obsolete provisions; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; and Banking and Insurance.

By Senator Flores—

SB 514—A bill to be entitled An act relating to the Gender-Specific School pilot project; requiring the Department of Education to administer a pilot project in certain school districts in which an elementary school is designated as a Gender-Specific School; providing criteria for selection as a Gender-Specific School and requirements for instruction and enrollment; requiring school administrators and instructional personnel to participate in certain professional development; providing for funding for pilot project implementation; requiring the Office of Program Policy Analysis and Government Accountability to provide a report on the academic performance of students; providing an effective date.

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

By Senator Latvala—

SB 516—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; creating a public records exemption for individual identifying information of a person contained in a Point-In-Time Count and Survey or data in a Homeless Management Information System; defining the term “individual identifying information”; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Flores—

SB 518—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are younger than a specified age and less than a specified height; requiring an operator of a motor vehicle to use a separate carrier or integrated child seat; subjecting a violation to penalties; providing an effective date.

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

By Senator Richter—

SB 520—A bill to be entitled An act relating to public records; creating s. 466.051, F.S.; providing an exemption from public records requirements for information contained in dental workforce surveys submitted by dentists or dental hygienists to the Department of Health; providing exceptions to the exemption; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; 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 Senators Grimsley and Detert—

SB 522—A bill to be entitled An act relating to involuntary civil commitment of sexually violent predators; amending s. 394.913, F.S.; requiring the agency with jurisdiction over a person who has been convicted of a sexually violent offense to give written notice to the multidisciplinary team as soon as practicable after receipt into custody of such person in a local detention facility; designating certain licensed professionals as “primary members” of the multidisciplinary team; expanding the membership of the multidisciplinary team to include three advisory members; requiring that advisory members demonstrate certain qualifications; requiring the primary members of the multidisciplinary team to prepare a written assessment as to whether a person who has been convicted of a sexually violent offense meets the definition of a sexually violent predator and to submit a written recommendation to the state attorney; requiring the victim advocate to prepare a victim impact

statement; requiring the multidisciplinary team to give equal consideration to an attempt, criminal solicitation, or conspiracy to commit certain offenses as it does to the commission of such offenses; amending s. 394.9135, F.S.; providing for certain released persons to be taken into custody by the Department of Children and Families; authorizing the state attorney to file, within a specific timeframe, a petition alleging that a person released from a local detention facility was not referred as required before release because of a mistake, oversight, or intentional act or was referred for commitment consideration but released rather than transferred to custody, as required, due to a mistake, oversight, or intentional act; requiring a judge to order that a person so released be taken into custody and delivered to an appropriate secure facility under certain circumstances; amending s. 394.926, F.S.; requiring the department to provide written notice of placement of a person in the department's custody for a commitment hearing to a victim of such person; requiring the department to notify the Department of Corrections of the release of a sexually violent predator or a person who is in custody pending sexually violent predator commitment proceedings; requiring the Department of Children and Families to send notification of the release of a sexually violent predator, or a person who is in custody pending sexually violent predator commitment proceedings, to the sheriff of the county in which such person intends to reside; amending s. 394.931, F.S.; requiring the Department of Corrections to collect recidivism information and prepare an annual report by a specified date; specifying minimum requirements for the report; requiring the department to provide necessary information; amending s. 394.912, F.S.; redefining the term "agency with jurisdiction" to include an agency that releases certain persons from the custody of a local detention facility; redefining the term "total confinement" to include persons being held in a local detention facility and certain persons held in custody beyond their lawful release date; providing severability; providing an effective date.

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

By Senators Sobel and Detert—

SB 524—A bill to be entitled An act relating to sexually violent predators; providing a short title; amending s. 394.913, F.S.; requiring the Department of Children and Families to provide training to the members of the multidisciplinary team; limiting the term of contract of multidisciplinary team members who contract with the department to 1 year; providing that such contracts may be renewed; requiring the department to evaluate contracted members of the multidisciplinary team; providing requirements for such evaluations; requiring the multidisciplinary team to proceed without a personal interview under certain circumstances; providing that a person meets the definition of a sexually violent predator if a specified number of multidisciplinary team members make such a finding; creating s. 1005.10, F.S.; requiring nonpublic colleges, universities, and schools to inform students and employees of the Florida Department of Law Enforcement sexual predator and sexual offender registry website and toll-free number; creating s. 1006.695, F.S.; requiring public colleges, universities, and schools to inform students and employees of the Florida Department of Law Enforcement sexual predator and sexual offender registry website and toll-free number; providing an effective date.

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

By Senators Bradley and Detert—

SB 526—A bill to be entitled An act relating to sexual offenses; amending s. 794.011, F.S.; revising and creating offenses involving sexual battery; increasing felony degree of certain sexual battery offenses; amending s. 800.04, F.S.; revising and creating offenses involving lewd or lascivious battery and molestation; increasing felony degree of certain lewd or lascivious battery and molestation offenses; amending s. 921.0022, F.S.; assigning new offense severity rankings for lewd or lascivious molestation and sexual battery offenses; amending s. 921.0024, F.S.; providing that sentence points are multiplied for specified sex offenses committed by an adult upon a minor under certain circumstances; creating s. 921.30, F.S.; authorizing a state attorney to move a court to make a written finding that an offense was a sexually motivated offense under certain circumstances; amending s. 944.275, F.S.; prohibiting

award of gain-time for certain offenses; amending s. 947.1405, F.S.; providing for tolling of conditional release supervision; providing applicability; amending s. 948.012, F.S.; requiring split sentence for certain sexual offenses; providing for tolling of probation or community control; providing applicability; providing severability; providing an effective date.

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

By Senators Evers and Detert—

SB 528—A bill to be entitled An act relating to sex offenses; amending s. 775.21, F.S.; revising definitions; providing that voluntary disclosure of specified information waives a disclosure exemption for such information; adding additional offenses to the list of sexual predator qualifying offenses; requiring disclosure of additional information during the sexual predator registration process; requiring that a sexual predator who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified time after such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; revising reporting requirements if a sexual predator plans to leave the United States for more than a specified time; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending s. 943.0435, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional sexual offender registration information; requiring that a sexual offender who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified period of time of such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; providing additional requirements for sexual offenders intending to reside outside of the United States; revising criteria applicable to provisions that allow removal of the requirement to register as a sexual offender; tolling the registration period during the offender's term of incarceration, commitment to a residential program, civil commitment, or detention pursuant to ch. 985, F.S.; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending s. 943.04354, F.S.; revising the criteria applicable to provisions that allow removal of the requirement to register as a sexual offender or sexual predator; amending s. 943.0437, F.S.; conforming terminology; amending ss. 944.606 and 944.607, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional registration information; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending ss. 985.481 and 985.4815, F.S.; requiring disclosure of additional registration information by certain sexual offenders adjudicated delinquent and certain juvenile sexual offenders; providing criminal penalties for knowingly providing false registration information by act or omission; amending s. 921.0022, F.S.; updating provisions of the offense severity ranking chart of the Criminal Punishment Code to reflect prior changes in the law; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

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

By Senator Flores—

SB 530—A bill to be entitled An act relating to postsecondary education textbook and instructional materials affordability; amending s. 1004.085, F.S.; revising textbook affordability policies and procedures to include other instructional materials; requiring an institution to post on its course schedule information relating to required and recommended textbooks and other instructional materials and cost information; requiring the policies and procedures to be adopted by Florida College System institutions and state universities; requiring annual reporting of textbook and other instructional materials costs; requiring the State Board of Education and the Board of Governors of the State University System to submit recommendations to the Governor and the Legislature

to reduce student costs; requiring the Florida Virtual Campus to report textbook and other instructional materials affordability policies and procedures and bookstore contracts; amending s. 1001.7065, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Simmons—

SB 532—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; providing an effective date.

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

By Senator Latvala—

SB 534—A bill to be entitled An act relating to tax exemptions; amending s. 212.08, F.S.; exempting medical products and special diet food items used to treat animals from the state tax on sales, use, and other transactions; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Simpson—

SB 536—A bill to be entitled An act relating to reclaimed water; requiring the Department of Agriculture and Consumer Services and the Department of Environmental Protection to conduct a study in cooperation with the water management districts on the expansion of the beneficial use of reclaimed water and to submit a report based upon such study; providing requirements for the report; requiring the departments to provide the public an opportunity for input and for public comment; requiring that the report be submitted to the Governor and the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Agriculture; and Environmental Preservation and Conservation.

By Senators Latvala and Brandes—

SB 538—A bill to be entitled An act relating to public records; creating s. 197.3225, F.S.; providing an exemption from public records requirements for e-mail addresses obtained by the tax collector for the purpose of electronically sending tax notices or obtaining the consent of the taxpayer to the electronic transmission of tax notices; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senators Simmons, Soto, and Abruzzo—

SB 540—A bill to be entitled An act relating to sharks; creating s. 379.2427, F.S.; providing definitions; prohibiting the possession, sale, trade, purchase, shipping, barter, exchange, or distribution of shark fins; providing criminal penalties and the assessment of specified fees and costs by the Fish and Wildlife Conservation Commission; requiring the destruction of seized shark fins; providing for applicability; authorizing the commission to adopt rules; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Criminal Justice; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Brandes, Simpson, and Benacquisto—

SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing a rate filing; amending s. 627.0628, F.S.; increasing the membership of the Florida Commission on Hurricane Loss Projection Methodology to include an engineer who is an expert in floodplain management and a meteorologist who specializes in floods; requiring the commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance in this state; providing legislative findings; defining the term “flood”; establishing the minimum coverage requirements for such policies; providing coverage limitations that an insurer may include in such policies; requiring such limitations to be noted on the policy declarations or face page; providing the insurer with rate options; requiring the insurer to provide notice that flood insurance is available from the National Flood Insurance Program; allowing an insurer to export a contract or endorsement to a surplus lines insurer without meeting certain requirements; providing prior notice requirements for cancellation or nonrenewal of a policy; requiring the insurer to notify the office before writing flood insurance and to file a plan of operation with the office; providing that any conflicts with other provisions of the Florida Insurance Code are preempted by this section; providing an effective date.

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

By Senators Simpson, Latvala, Bean, Benacquisto, Hays, Brandes, Bradley, Negron, Dean, Evers, Stargel, and Galvano—

SB 544—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an effective date.

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

By Senators Simpson, Bean, and Bradley—

SB 546—A bill to be entitled An act relating to public records; amending s. 790.0601, F.S.; creating an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm pursuant to s. 790.06, F.S.; providing for retroactive application of the exemption; providing for disclosure of such information under specified conditions; providing for review and repeal of the exemption; providing a statement of public necessity; providing a conditional effective date.

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

By Senator Simmons—

SB 548—A bill to be entitled An act relating to bullying; creating s. 784.049, F.S.; defining terms; providing that a person who willfully, maliciously, and repeatedly harasses or cyberbullies another person commits the offense of bullying; providing that a person who willfully, maliciously, and repeatedly harasses or cyberbullies another person and makes a credible threat to that person commits the offense of aggravated bullying; providing criminal penalties; providing an effective date.

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

By Senator Hukill—

SB 550—A bill to be entitled An act relating to traveling across county lines to commit a felony offense; creating s. 843.22, F.S.; defining the terms “county of residence” and “felony offense” for the purpose of the crime of traveling across county lines with the intent to commit a felony offense; providing a criminal penalty; amending s. 903.046, F.S.; adding the crime of traveling across county lines with the intent to commit a felony offense to the factors a court must consider in determining whether to release a defendant on bail; providing an effective date.

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

By Senator Thompson—

SB 552—A bill to be entitled An act relating to transactions in fresh produce markets; providing definitions; authorizing certain owners or operators of farmers’ markets, community farmers’ markets, flea markets, and other open-air markets selling fresh produce to allow certain authorized Food and Nutrition Service groups, associations, or third-party organizations to implement and operate electronic benefits transfer systems for the purpose of accepting SNAP benefits in such markets; requiring the owners or operators to reasonably accommodate the groups, associations, or third-party organizations in the implementation and operation of the electronic benefits transfer system; providing applicability; providing an effective date.

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

By Senator Thompson—

SB 554—A bill to be entitled An act relating to patient lifting; creating s. 395.1013, F.S.; requiring hospitals to establish a protocol concerning the lifting and associated handling of patients by hospital employees; requiring that the protocol be developed by a committee; providing for membership of the committee; providing factors for the committee to consider in developing the protocol; establishing a continuous assessment and evaluation of the protocol; providing an effective date.

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

By Senator Thompson—

SB 556—A bill to be entitled An act relating to persons excused from jury service; amending s. 40.013, F.S.; allowing a woman breastfeeding her child to be excused from jury service for a specified period following the child’s birth; providing for additional excused periods; providing an effective date.

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

By Senators Ring and Sobel—

SB 558—A bill to be entitled An act relating to genetically engineered food; creating s. 500.90, F.S.; providing definitions; providing a list of raw agricultural commodities found by the Legislature to be cultivated commercially in genetically engineered form; requiring the Department of Agriculture and Consumer Services to annually compile and publish a list of raw agricultural commodities that are cultivated commercially in genetically engineered form by a specified date; requiring that the list be based upon the most current available information and specific legislative findings; requiring manufacturer, processor, packer, distributor, and retail food store labeling practices for genetically engineered foods by a specified date; exempting specified foods, commodities, ingredients, and other substances from the labeling requirements; providing penalties and civil remedies; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Agriculture; Commerce and Tourism; Regulated Industries; and Community Affairs.

By Senator Stargel—

SB 560—A bill to be entitled An act relating to employment of school district personnel after retirement; amending ss. 121.091 and 238.181, F.S.; revising provisions relating to reemployment of retirees as instructional personnel on a contractual basis; clarifying applicability and legislative intent; amending s. 1012.33, F.S.; revising provisions relating to reemployment of retirees as instructional personnel on a contractual basis; providing legislative intent and findings to clarify authorization to such award contracts; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Gibson—

SB 562—A bill to be entitled An act relating to sexual predators and offenders; creating s. 316.87, F.S.; prohibiting a person from knowingly authorizing or allowing a sexual predator or sexual offender to operate a motor vehicle owned or under the dominion or control of that person, except for certain purposes; providing a criminal penalty; requiring an additional penalty if the motor vehicle is used in the commission of a felony; amending s. 318.17, F.S.; providing that ch. 318, F.S., relating to disposition of traffic infractions, is not available to a person who is charged with the offense of knowingly authorizing or allowing a sexual predator or sexual offender to operate a motor vehicle owned or under the dominion or control of that person; amending s. 394.912, F.S.; redefining the term “total confinement” as it relates to part V of ch. 394, F.S., to apply civil commitment procedures for care and treatment of offenders in physically secured facilities that are being operated or contractually operated for a county; creating s. 921.2312, F.S.; requiring the circuit court to have a qualified practitioner conduct a risk assessment before sentencing for a defendant who has been found guilty of or has entered a plea of nolo contendere or guilty to specified sex offenses; providing reporting requirements for the risk assessment; amending s. 948.30, F.S.; requiring the court to order curfew as a condition of probation or community control for offenders who commit certain sex offenses; amending s. 948.31, F.S.; directing the court to require a probationer or community controllee to undergo sexual offender treatment that is provided by a qualified practitioner under certain circumstances as a term or condition of probation or community control; providing an effective date.

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

By Senator Richter—

SB 564—A bill to be entitled An act relating to security for public deposits; amending s. 280.02, F.S.; revising definitions; amending s. 280.03, F.S.; clarifying provisions relating to public deposits that are exempt from state security requirements; amending s. 280.04, F.S.; lowering the collateral-pledging level for public deposits; amending s. 280.05, F.S.; conforming provisions to changes made by the act;

amending s. 280.051, F.S.; updating terms; repealing s. 280.071, F.S., relating to the qualified public depository oversight board; amending s. 280.085, F.S.; providing that a notice of the default or insolvency of a qualified public depository is not required if the Florida public deposits are acquired by another insured depository; amending s. 280.10, F.S.; providing that the depository institution acquiring the Florida public deposits is subject to certain requirements; amending s. 280.11, F.S.; conforming provisions to changes made by the act; amending s. 280.16, F.S.; deleting obsolete provisions; revising provisions relating to required reports and forms; amending s. 280.17, F.S.; deleting obsolete provisions; deleting a provision requiring public depositories to request confirmation information from qualified public depositories by a certain date; providing that a protection from loss is effective when a public depositor does not comply with certain provisions under specified circumstances; providing an effective date.

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

By Senator Lee—

SB 566—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit for the volunteer service work performed; providing examples of volunteer service work; requiring that the hours of volunteer service work performed be documented in writing and the document be signed by the student, the student's parent or guardian, and a representative of the organization for which the student performed the volunteer service work; deleting obsolete provisions; providing an effective date.

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

By Senator Abruzzo—

SB 568—A bill to be entitled An act relating to value adjustment boards; amending s. 194.011, F.S.; providing that presiding magistrates must use a specified manual in proceedings before the board; amending s. 194.015, F.S.; deleting the requirement that a value adjustment board must appoint a private counsel; prohibiting a meeting of the board unless a quorum and the presiding magistrate are present; creating s. 194.016, F.S.; requiring the Department of Revenue to appoint a presiding magistrate for each county value adjustment board; providing qualifications, compensation, responsibilities, requirements, and duties with respect to presiding magistrates; amending s. 194.035, F.S.; requiring presiding magistrates to appoint special magistrates; deleting a requirement that the value adjustment board appoint special magistrates in counties having more than a specified population; deleting a requirement that the Department of Revenue provide a list of qualified special magistrates to counties having less than a specified population; deleting certain requirements relating to the training of persons designated to hear petitions before the board in certain counties that do not appoint special magistrates; amending s. 195.002, F.S.; requiring a separate school account and program account in the Certification Program Trust Fund in the State Treasury for funding certain expenses with respect to presiding magistrates; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Galvano—

SB 570—A bill to be entitled An act relating to title insurance; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title insurance agent or agency may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a

title insurance agency license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing effective dates.

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

By Senator Sobel—

SB 572—A bill to be entitled An act relating to the use of a tanning facility by a minor; providing a short title; amending s. 381.89, F.S.; revising the age of a minor prohibited from using a tanning device at a tanning facility; prohibiting a minor of any age from using a tanning device; providing an exception if a health care provider prescribes tanning sessions for a minor to treat a medical condition and the tanning facility has on file a statement signed by the minor's parent or guardian; requiring the statement to be witnessed by the operator or proprietor of the tanning facility; prohibiting a tanning facility from providing a number of tanning sessions that exceeds the health care provider's authorization, the department's rules, or the manufacturer's exposure schedule; requiring a parent or guardian to accompany a minor who is younger than 14 years of age during the prescribed tanning sessions; providing an effective date.

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

By Senator Sobel—

SB 574—A bill to be entitled An act relating to the establishment of a mental health first aid training program; requiring the Department of Children and Families to establish a mental health first aid training program; providing for a mental health first aid course to be offered by behavioral health managing entities or other community providers; providing program requirements; requiring instructors to be certified; requiring the department to submit a report to the Governor and the Legislature; providing for expiration of the program; providing an effective date.

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

By Senator Abruzzo—

SM 576—A memorial to the Congress of the United States, urging Congress to restore funding for the Supportive Housing for the Elderly Program.

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

By Senators Sobel and Margolis—

SB 578—A bill to be entitled An act relating to domestic partners; amending s. 28.24, F.S.; requiring the clerk of the circuit court to collect a filing fee for domestic partner registrations; amending s. 382.009, F.S.; requiring notification of a patient's domestic partner in the event of the brain death of the patient; amending s. 394.459, F.S.; requiring a facility providing mental health services to authorize access to a patient by his or her domestic partner; amending s. 400.022, F.S.; requiring that nursing homes allow a domestic partner access to his or her partner who is a resident and requiring that the domestic partner be allowed to meet with the families of other residents; amending s. 406.50, F.S.; including a domestic partner as a legally authorized person who may object to the use of unclaimed remains for medical education or research; requiring a person or entity in charge of or in control of the remains to make a reasonable effort to determine the identity of the decedent and contact the decedent's relatives, including the domestic partner; authorizing a

funeral director to assume responsibility as the legally authorized person if there is no relative or domestic partner; amending s. 408.051, F.S.; adding “domestic partner” to the definition of the term “patient representative” as it relates to the Florida Electronic Health Records Exchange Act; amending s. 429.28, F.S.; requiring that assisted living facilities allow domestic partners to share a room; amending s. 429.85, F.S.; requiring that adult family-care homes allow domestic partners to share a room; amending s. 446.50, F.S.; providing for deposit of moneys generated from the fee charged for a Declaration of Domestic Partnership into the Displaced Homemaker Trust Fund; amending s. 497.005, F.S.; including a domestic partner as a legally authorized person who may make funeral arrangements for a decedent; amending s. 497.152, F.S.; adding the domestic partner to the list of persons whose written authorization must be obtained prior to the entombment, interment, disinterment, disentanglement, or disinurnment of a person’s remains; amending s. 741.01, F.S.; requiring that funds generated from the Declaration of Domestic Partnership fee be deposited in and disbursed from the Domestic Violence Trust Fund; creating s. 741.501, F.S.; providing legislative findings; creating s. 741.502, F.S.; providing definitions; creating s. 741.503, F.S.; requiring the Department of Health to adopt forms; creating s. 741.504, F.S.; establishing requirements for domestic partnership; providing criminal penalties for providing false information; creating s. 741.505, F.S.; specifying prohibitions to forming domestic partnerships under certain circumstances; creating s. 741.506, F.S.; identifying rights afforded to domestic partners; providing for the enforcement of such rights; creating s. 741.507, F.S.; providing fees for establishing and terminating a domestic partnership; creating s. 741.508, F.S.; providing methods to prove the existence of a domestic partnership under certain circumstances; creating s. 741.509, F.S.; providing for termination of a domestic partnership; creating s. 741.510; providing that the act does not preempt the authority of a county or municipality to enact a domestic partnership ordinance that does not conflict with the act; amending s. 765.105, F.S.; including a patient’s domestic partner as one of several specified persons who may seek judicial intervention to question the surrogate’s or proxy’s health care decisions; amending s. 765.401, F.S.; providing that a domestic partner may serve as a health care proxy; amending s. 765.512, F.S.; providing that the domestic partner may make an anatomical gift on behalf of a decedent; amending s. 765.517; adding a domestic partner to the list of people who may receive the remainder of body parts after an anatomical gift; amending s. 872.04, F.S.; requiring written authorization of a domestic partner to perform an autopsy on his or her deceased partner if no health care surrogate has been designated; providing an effective date.

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

By Senator Margolis—

SB 580—A bill to be entitled An act relating to concealed weapons and firearms; amending s. 790.06, F.S.; prohibiting a person from openly carrying a handgun or carrying a concealed weapon or firearm into a hospital, mental health facility, or nursing home unless such person is a security guard employed by the hospital, mental health facility, or hospital or a law enforcement officer; providing a criminal penalty; providing an effective date.

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

By Senator Clemens—

SB 582—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; creating s. 397.487, F.S.; prohibiting a sober house transitional living home from operating in this state without a valid certificate of registration from the Department of Children and Families; requiring a sober house operator to annually apply for a certificate of registration with the department; requiring certain sober house transitional living homes to apply for a certificate of registration by a specified date; requiring the department to adopt rules pertaining to the application process for obtaining a certificate of registration; requiring background screening of certain personnel; requiring the department to suspend and reinstate a certificate of registration of a sober house transitional living home under certain circumstances; providing a criminal penalty for operating a sober house transitional living home without a valid certificate of registration; pro-

viding certain requirements in advertising a sober house transitional living home; providing a criminal penalty; authorizing the department to conduct inspections; authorizing the department to deny, suspend, or revoke the certificate of registration of a sober house transitional home; providing eviction procedures; requiring the department to adopt rules; amending ss. 212.055 and 440.102, F.S.; conforming cross-references; providing an effective date.

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

By Senator Lee—

SB 584—A bill to be entitled An act relating to medical examiners; amending s. 382.011, F.S.; clarifying the circumstances under which a case must be referred to the district medical examiner for an investigation and determination of cause of death; amending s. 406.06, F.S.; prohibiting medical examiners from charging user fees for specified services involving a determination of cause of death; providing an effective date.

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

By Senator Altman—

SB 586—A bill to be entitled An act relating to brownfields; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas by local governments; providing procedures for adoption of a resolution; providing requirements for notice and public hearings; authorizing local governments to use a term other than “brownfield area” when naming such areas; amending s. 376.82, F.S.; providing an exemption from liability for property damages for entities that execute and implement certain brownfield site rehabilitation agreements; providing for applicability; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Judiciary.

By Senator Richter—

SB 588—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out-of-court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty; specifying when an unlawful appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

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

By Senator Richter—

SB 590—A bill to be entitled An act relating to check cashing services; amending s. 560.111, F.S.; revising the elements of prohibited acts; updating cross-references; reenacting and amending s. 560.114, F.S.; updating cross-references; authorizing the Office of Financial Regulation to summarily suspend a license if criminal charges are filed against certain persons or such persons are arrested for certain offenses; amending s.

560.1235, F.S.; updating cross-references; amending s. 560.125, F.S.; providing that a deferred presentment transaction conducted by an unlicensed person is void; amending ss. 560.1401 and 560.141, F.S.; updating cross-references; amending s. 560.304, F.S.; requiring persons cashing payment instruments that have a lower aggregate face value to be licensed; amending s. 560.309, F.S.; updating a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Criminal Justice.

By the Committee on Criminal Justice—

SB 592—A bill to be entitled An act relating to criminal justice; amending s. 944.70, F.S.; requiring the Department of Corrections to verify the authenticity of certain court orders before releasing a person from incarceration; providing an exception; providing an effective date.

—was referred to the Committee on Judiciary.

By Senators Bean and Abruzzo—

SB 594—A bill to be entitled An act relating to the use of tobacco products in motor vehicles; creating s. 316.6136, F.S.; prohibiting smoking a tobacco product in a motor vehicle in which a minor is present; providing penalties; providing for secondary enforcement; providing an effective date.

—was referred to the Committees on Transportation; and Regulated Industries.

By Senator Evers—

SB 596—A bill to be entitled An act relating to defense contracting; creating s. 288.1046, F.S.; providing definitions; authorizing certain prime contractors to apply to the Department of Economic Opportunity to certify that such contractors may reduce their computation of adjusted federal income by a certain amount when awarded a prime contract; providing requirements to apply for a reduction in computation of income; requiring a prime contractor to apply separately for each qualified subcontract award and to provide documentation; providing guidelines for the department to certify an award; authorizing the department and the Department of Revenue to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bean—

SB 598—A bill to be entitled An act relating to juvenile justice education programs; amending s. 985.622, F.S.; revising requirements for the multiagency career education plan for students in juvenile justice education programs; revising terminology; revising the date by which the Department of Juvenile Justice and the Department of Education are required to align certain policies and practices with the multiagency career education plan; requiring both departments to provide a report on the implementation of the multiagency education plan to the Governor and the Legislature; amending s. 985.632, F.S.; requiring the Department of Juvenile Justice to provide cost and effectiveness information for education programs and program activities to the Legislature and to the public; requiring implementation of an accountability system to ensure student needs are met; deleting legislative intent language; revising requirements for the department to publish an annual report that includes data on education program costs and effectiveness, student learning gains, and recommendations for modification or elimination of juvenile justice education programs or program activities; amending s. 1001.31, F.S.; expanding access to certain student records held by a district school system to all instructional personnel in juvenile justice education programs; amending s. 1003.51, F.S.; revising terminology; revising requirements for rules adopted by the State Board of Education related to policies and standards for students in juvenile justice education programs; providing expectations for effective education programs for students in Department of Juvenile Justice programs; revising re-

quirements for contract and cooperative agreements for the delivery of appropriate education services to students in juvenile justice education programs; requiring education providers to maintain additional education records for students in juvenile justice education programs; requiring the Department of Education to ensure that students in juvenile justice education programs who are eligible have access to high school equivalency examinations and to assist juvenile justice education programs with becoming high school equivalency examination centers; requiring district school boards to respond to a request for student education records, to provide access to certain courses to students in juvenile justice education programs, to complete certain assessments, and to monitor compliance with education contracts for students in juvenile justice education programs; revising requirements for an accountability system for all juvenile justice education programs; amending s. 1003.52, F.S.; revising legislative findings and activities related to educational services in juvenile justice education programs to be coordinated between the Department of Education and the Department of Juvenile Justice; revising requirements for a joint agency plan for juvenile justice education service enhancements; authorizing contracting for educational assessments, programs of instruction, and education services; revising requirements for assessments; requiring access to local virtual education courses in juvenile justice education programs; requiring that an educational program be based on each student's transition plan, each student's assessed educational needs, and programs available in the school district; providing requirements for prevention, day treatment, and residential juvenile justice education programs; requiring individualized progress monitoring plans for all students not classified as students of exceptional student education programs upon the students' entry into a juvenile justice program and reentry into a school district; revising requirements for the individualized progress monitoring plan; requiring that school districts and juvenile justice education providers develop an individualized transition plan for students in consultation with others; providing requirements for the individualized transition plan; requiring a school district to consider the individualized transition plan when re-enrolling a student in district schools; requiring the Department of Education and the Department of Juvenile Justice to provide oversight and guidance on transition planning and services; authorizing the Secretary of Juvenile Justice or the director of a juvenile justice facility to request that a school district teacher's performance in a juvenile justice education program be reviewed by the district and that the teacher be reassigned in certain circumstances; revising the eligibility of certain juvenile justice education programs to receive Florida Education Finance Program funding; revising the requirements of the cooperative agreement between district school boards and the Department of Juvenile Justice regarding the delivery of educational services to students in juvenile justice education programs; requiring the Department of Education to establish by rule certain objective and measurable student performance standards and education program performance ratings; providing requirements for such ratings; requiring a comprehensive accountability and education program improvement process; providing requirements for such a process; deleting provisions establishing minimum thresholds for the standards and key indicators for education programs in juvenile justice programs; requiring the Department of Education and the Department of Juvenile Justice to monitor and report specific data concerning the performance of students in juvenile justice education programs; eliminating a required annual report to the Legislature regarding the development of effective education programs for students in juvenile justice programs; requiring the Department of Education and the Department of Juvenile Justice to collect specific data on the development of effective education programs for students in juvenile justice programs; deleting references to educational programs at the Arthur Dozier School for Boys; requiring, rather than authorizing, the State Board of Education to adopt rules; amending s. 1001.42, F.S.; revising terminology; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Dean—

SB 600—A bill to be entitled An act relating to administrative procedures; amending s. 120.595, F.S.; requiring that a final order in specified administrative proceedings award all reasonable costs and attorney fees to a prevailing party under certain circumstances; revising the

criteria used by an administrative law judge to determine if a party participated in a proceeding for an improper purpose; making technical changes; providing an effective date.

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

By Senator Latvala—

SB 602—A bill to be entitled An act relating to the residency of candidates and public officers; creating ss. 99.0125 and 111.015, F.S.; requiring a candidate or public officer required to reside in a specific geographic area to have only one domicile at a time; providing factors that may be considered when determining residency; providing exceptions for active duty military members; providing an effective date.

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

By Senator Ring—

SB 604—A bill to be entitled An act relating to the Florida State Employees' Charitable Campaign; amending s. 110.181, F.S.; providing an exception to the requirement that state officers and employees designate a charitable organization to receive contributions from the Florida State Employees' Charitable Campaign; providing for the distribution of undesignated funds by the fiscal agent; removing the requirement that a local steering committee be established in each fiscal agent area; providing an effective date.

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

By Senator Clemens—

SB 606—A bill to be entitled An act relating to governmental ethics; amending s. 112.3142, F.S.; requiring elected municipal officials to participate in annual ethics training; amending s. 112.3148, F.S.; deleting the requirement that each reporting individual or procurement employee file a quarterly statement disclosing certain gifts with the Commission on Ethics; authorizing a reporting individual or procurement employee to request an advisory opinion regarding application of the section; requiring the opinion to be issued within 10 days after the request is received; providing that a reporting individual or procurement employee may reasonably rely on such opinion; amending s. 112.3149, F.S.; authorizing a reporting individual or procurement employee to request an advisory opinion regarding application of the section; requiring the opinion to be issued within 10 days after the request is received; providing that a reporting individual or procurement employee may reasonably rely on such opinion; amending s. 112.317, F.S.; requiring the commission to impose a civil penalty on a person who has filed a complaint with malicious intent under certain circumstances; amending s. 112.322, F.S.; requiring the commission to dismiss a complaint against a state, county, municipal, or school district officer or employee if certain circumstances are met; amending s. 112.326, F.S.; prohibiting a political subdivision from imposing additional standards of conduct upon the officers and employees of another political subdivision; amending s. 286.012, F.S.; conforming a provision to changes made by the act; providing for severability; providing effective dates.

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

By Senator Hukill—

SB 608—A bill to be entitled An act relating to the POW-MIA Chair of Honor Memorial; creating s. 265.0031, F.S.; providing legislative intent; defining the term "Capitol Complex"; establishing the POW-MIA Chair of Honor Memorial; authorizing the Florida chapters of Rolling Thunder, Inc., to administer the memorial; requiring the Department of Management Services to designate an area of the Capitol Complex for the memorial; requiring the department to consult with the Department of Veterans' Affairs and the Florida chapters of Rolling Thunder, Inc., regarding specific aspects of the memorial; 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 Lee—

SB 610—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; revising definitions; establishing an aggregate limit on insurer retention levels; revising coverage levels available under reimbursement contracts; revising the schedule and circumstances under which the State Board of Administration is required to publish certain statements and notices relating to the fund; revising requirements for reimbursement contracts; requiring the board to obtain a line of credit to reimburse insurers under certain circumstances; deleting a requirement that the formula for determining premiums to be paid to the fund include a cash build-up factor; requiring peer review of the formula; deleting provisions relating to temporary emergency options for additional coverage; deleting obsolete provisions; making technical corrections; amending s. 624.424, F.S.; conforming a cross-reference; amending s. 627.062, F.S.; deleting a provision prohibiting an insurer from recouping reinsurance costs under certain conditions; amending s. 627.0629, F.S.; conforming provisions to changes made by the act; amending s. 627.351, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Appropriations.

By Senator Hays—

SB 612—A bill to be entitled An act relating to preference in the award of state contracts; amending s. 287.084, F.S.; expanding provisions that require an agency, university, college, school district, or other political subdivision of the state to provide preferential consideration to a Florida business in awarding competitively bid contracts to purchase personal property to include the purchase of construction services; requiring counties and municipalities to provide such preferential consideration; providing that for specified competitive solicitations the authority to grant a preference supersedes any local ordinance or regulation that restricts specified contractors from competing for an award based upon certain conditions; requiring a university, college, county, municipality, school district, or other political subdivision to make specified disclosures in competitive solicitation documents; providing that a university, college, county, municipality, school district, or other political subdivision is not prohibited from awarding a contract to a vendor under certain circumstances; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; Judiciary; and Appropriations.

By Senator Altman—

SB 614—A bill to be entitled An act relating to cigarette products of nonsettling manufacturers; creating s. 210.23, F.S.; providing a purpose; providing definitions; imposing a fee on the sale, receipt, purchase, possession, consumption, handling, distribution, and use of nonsettling manufacturer cigarettes that are required to have a stamp affixed or stamp insignia applied to the package of cigarettes on which tax is otherwise required to be paid; providing that the fee imposed is in addition to any other privilege, license, fee, or tax required or imposed by state law; prescribing methods to affix a stamp or stamp insignia to the tobacco products; requiring a settling manufacturer to certify the names of certain brand families to the Attorney General; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to post a directory listing of certain settling manufacturers on its website; requiring that cigarettes of a brand family that are not on the directory list be presumed to be nonsettling manufacturer cigarettes; requiring each dealer, agent, and distributing agent, and distributor to report additional information; requiring the report to include certain information; providing penalties for a nonsettling manufacturer that fails to pay the mandated fee; providing for application; providing conditions for imposing the fee on certain subsequent participating manufacturers; authorizing the division to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Evers—

SB 616—A bill to be entitled An act relating to public records; amending s. 338.155, F.S.; providing an exemption from public records requirements for personal identifying information held by the Department of Transportation, a county, a municipality, or an expressway authority for the purpose of paying, prepaying, or collecting tolls and associated administrative charges for the use of toll facilities; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senators Simmons and Soto—

SB 618—A bill to be entitled An act relating to professional sports franchises; amending s. 288.1162, F.S.; redefining the term “league” to include Major League Soccer; providing that a previously certified applicant is not eligible for an additional certification under certain circumstances; requiring the Department of Economic Opportunity to reserve two facility certifications for new Major League Soccer franchises; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Detert—

SB 620—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; requiring sheriffs to charge a uniform fee for service of process; providing that such uniform fee does not include the cost of docketing; amending s. 48.031, F.S.; requiring an employer to allow an authorized individual to make service on an employee in a private area designated by the employer; providing a civil fine for employers who fail to comply with the process; revising provisions relating to substitute service if a specified number of attempts of service have been made at a business that is a sole proprietorship under certain circumstances; requiring the person requesting service or the person authorized to serve the process to file the return-of-service form; amending s. 48.081, F.S.; revising a provision related to service on a corporation; amending s. 56.27, F.S.; providing that a sheriff may rely on the affidavit submitted by the levying creditor; authorizing a sheriff to apply for instructions from the court regarding the distribution of proceeds from the sale of a levied property; providing an effective date.

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

By Senator Clemens—

SB 622—A bill to be entitled An act relating to paper recycling; creating s. 403.7147, F.S.; defining terms; requiring each district school board to develop a paper recycling program to be implemented within each classroom of the school district; requiring each district school board to adopt rules; authorizing exemptions; requiring money received for the recycling of paper or paper products to be deposited into the school district’s general fund; providing an effective date.

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

By Senator Simpson—

SB 624—A bill to be entitled An act relating to fair associations; creating s. 157.37, F.S.; prohibiting a county from levying a tax, special assessment, or fee for the planning, construction, operation, use, or

maintenance of stormwater facilities against land owned by a fair association; amending s. 163.31801, F.S.; prohibiting a county, municipality, or special district from imposing an impact or mobility fee on a fair association; providing for retroactive application; requiring a county, municipality, or special district to refund certain impact and mobility fees to a fair association by a certain date; amending s. 170.01, F.S.; prohibiting a municipality from levying a special assessment for the planning, construction, operation, use, or maintenance of stormwater facilities against real property owned by a fair association; creating s. 196.1988, F.S.; exempting personal and real property of a fair association used predominantly for certain purposes from the imposition of ad valorem taxes; amending s. 298.305, F.S.; prohibiting a water control district from levying special assessments for proposed works and improvements against real property owned by a fair association; amending s. 298.54, F.S.; exempting real property owned by a fair association from the imposition of a maintenance tax by a water control district; amending s. 403.0893, F.S.; exempting fair associations from the assessment or imposition of a fee by local or regional governmental entities for the planning, construction, operation, use, or maintenance of stormwater management systems; declaring an important state interest; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Hays, Simpson, and Soto—

SB 626—A bill to be entitled An act relating to the charitable exemption from ad valorem taxation; amending s. 196.196, F.S.; providing that, for purposes of the charitable exemption from ad valorem taxation, property owned by an exempt organization is used for a charitable purpose if the organization has taken affirmative steps to prepare the property for a charitable purpose; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Montford and Stargel—

SB 628—A bill to be entitled An act relating to educational facilities financing; renaming chapter 243, F.S., and part II thereof to conform to changes made by the act; amending ss. 243.50, 243.51, 243.52, 243.53, 243.54, 243.59, 243.66, 243.67, and 243.73, F.S.; revising provisions relating to the financing of independent nonprofit higher educational facilities to include financing for private nonprofit elementary, middle, and secondary schools meeting certain criteria; revising the short title and findings to conform; revising definitions; renaming the facilities financing authority to conform; revising powers of the authority, including the issuance and payment of bonds, to conform; revising the date for submission of an annual financial report by the authority to the Governor and Legislature; providing an effective date.

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

SR 630—Not introduced.

By Senator Lee—

SB 632—A bill to be entitled An act relating to enterprise zones; creating s. 290.00724, F.S.; authorizing the City of Plant City to apply to the Department of Economic Opportunity for designation of an enterprise zone; providing application requirements; authorizing the department to designate an enterprise zone in the City of Plant City; requiring the department to establish the initial effective date for the enterprise zone; providing an effective date.

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

By Senator Brandes—

SB 634—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term “audit”; amending s. 744.3135, F.S.; requiring a nonprofessional guardian to submit to a credit history investigation and background screening; amending s. 744.3678, F.S.; authorizing the court to order an accounting of property or a trust of which the ward is a beneficiary but which is not under the administration or control of the guardian; amending s. 744.368, F.S.; authorizing the clerk to obtain and review records impacting guardianship assets and to issue subpoenas upon application to the court; amending s. 744.474, F.S.; providing for the removal of a guardian for failure to submit records during an audit; amending s. 943.059, F.S.; providing that a person seeking an appointment as a guardian may not lawfully deny or fail to acknowledge the arrests covered by a sealed record; providing an effective date.

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

By Senator Braynon—

SB 636—A bill to be entitled An act relating to public utility suppliers; creating s. 350.118, F.S.; providing a statement of purpose; providing definitions; requiring certain public utilities, defined as regulated companies, to submit a plan for increasing procurement from businesses controlled and operated by women, minorities, and service-disabled veterans; specifying requirements for such plans; requiring the Florida Public Service Commission to establish guidelines to assist regulated companies in establishing such plans; encouraging unregulated corporations to voluntarily adopt such plans; requiring the commission to develop an outreach program and regulated companies to implement such program; providing that a regulated company may take certain measures to facilitate the participation of businesses controlled and operated by women, minorities, or service-disabled veterans; requiring each regulated company to submit an annual report to the commission regarding the implementation of its plan; requiring the commission to annually submit a summary report to the Legislature; requiring the commission to make recommendations; providing penalties for any person or corporation that falsely represents a business as being controlled or operated by women, minorities, or service-disabled veterans; authorizing the commission to adopt rules; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Commerce and Tourism; Community Affairs; and Rules.

By Senator Brandes—

SB 638—A bill to be entitled An act relating to charities; amending s. 212.08, F.S.; excluding charitable organizations or sponsors disqualified by the Department of Agriculture and Consumer Services from receiving certain tax exemptions; amending s. 212.084, F.S.; requiring the Department of Revenue to revoke or deny a sales tax exemption to charitable organizations or sponsors disqualified by the department; providing for a limited appeal of the denial or revocation of the sales tax exemption; amending s. 496.404, F.S.; defining terms; redefining the term “religious institution”; amending s. 496.405, F.S.; revising the timeframe within which a charitable organization or sponsor must report changes to certain information provided to the department on an initial or renewal registration statement; providing for the automatic expiration of a registration for failure to file a renewal or financial statement by a certain date; repealing a requirement that the renewal statement be filed subsequent to the financial statement; repealing authorization to extend the time to file a renewal statement; specifying the information that must be submitted by a parent organization on a consolidated financial statement; extending the time allowed for the department to review certain initial or renewal registration statements; providing that failure of a charitable organization or sponsor to make certain disclosures in a registration statement results in the automatic suspension of an active registration for a specified period; prohibiting the officers, directors, trustees, or employees of a charitable organization or sponsor from allowing certain persons to solicit contributions on behalf of the charitable organization or sponsor; specifying that the prohibition against certain persons soliciting contributions on behalf of a charitable organization or sponsor due to the commission of certain felonies includes those felonies committed in any state as well as any misdemeanor

in another state which constitutes a disqualifying felony in this state; authorizing the department to deny or revoke the registration of a charitable organization or sponsor under certain circumstances; requiring a charitable organization or sponsor that has ended solicitation activities in this state to notify the department in writing; making technical changes; creating s. 496.4055, F.S.; defining the term “conflict of interest transaction”; requiring the board of directors of a charitable organization or sponsor, or an authorized committee thereof, to adopt a policy regarding conflict of interest transactions; amending s. 496.407, F.S.; requiring that the financial statements of certain charitable organizations or sponsors be audited or reviewed; specifying requirements and standards for the audit or review of a financial statement; restricting the use of an existing alternative to the required annual financial statement to certain charities; authorizing the department to require an audit or review of any financial statement and to extend the time to file a financial statement under certain circumstances; providing that the registration of a charitable organization or sponsor be suspended upon its failure to file a financial statement within an extension period; making technical changes; creating s. 496.4071, F.S.; requiring certain charitable organizations or sponsors to report specified supplemental financial information to the department by a certain date; creating s. 496.4072, F.S.; requiring certain charitable organizations or sponsors who solicit contributions for a specific disaster relief effort to submit quarterly financial statements to the department; specifying information to be included in the quarterly financial statement and the length of the required reporting period; amending ss. 496.409 and 496.410, F.S.; prohibiting a professional fundraising consultant or professional solicitor from entering into a contract or agreement with a charitable organization or sponsor that has not complied with certain requirements; extending the time that the department may review initial or renewal registration statements of professional fundraising consultants or professional solicitors which contain certain disclosures; providing that the failure of a professional fundraising consultant or professional solicitor to make certain disclosures in an initial or renewal registration statement results in automatic suspension of an active registration; prohibiting the officers, trustees, directors, or employees of a professional fundraising consultant or a professional solicitor from allowing certain persons to solicit contributions on behalf of the professional fundraising consultant or professional solicitor; specifying that the prohibition against acting as a professional solicitor or the employment of certain persons by a professional solicitor due to the commission of certain felonies includes those felonies committed in any state as well as any misdemeanor in another state which constitutes a disqualifying felony in this state; authorizing the department to deny or revoke the registration of a professional fundraising consultant or professional solicitor under certain circumstances; revising required information in the initial or renewal application of a professional solicitor; repealing a provision authorizing the payment of a single registration fee for certain professional solicitors; requiring a professional solicitor to provide additional specified information to the department in a solicitation notice; creating s. 496.4101, F.S.; requiring each officer, director, trustee, or owner of a professional solicitor and any employee of a professional solicitor that conducts telephone solicitations to obtain a solicitor license from the department; specifying application information and the application procedure for a solicitor license; requiring each applicant for a solicitor license to submit a complete set of his or her fingerprints and a fee for fingerprint processing to the department; requiring that the applicant’s fingerprints be taken by a law enforcement officer or approved provider; requiring the department to submit the applicant’s fingerprints to the Department of Law Enforcement for a criminal history background check; requiring the Department of Law Enforcement to report findings of the criminal history background check to the department within a specified period; requiring that a solicitor license be renewed annually or expire automatically upon nonrenewal; requiring that an applicant for a solicitor license pay certain licensing fees; providing that licensing fees be deposited into the General Inspection Trust Fund; requiring that an applicant for a solicitor license report changes in information submitted to the department in a specified manner along with a processing fee; specifying violations; requiring the department to adopt rules allowing certain persons to engage in solicitation activities without a solicitor license for a specified period; authorizing the department to deny or revoke a solicitor license under specified circumstances; amending ss. 496.411 and 496.412, F.S.; expanding and revising required solicitation disclosures of charitable organizations, sponsors, and professional solicitors; requiring that certain exempt charitable organizations or sponsors also provide such solicitation disclosures; requiring that such solicitation disclosures be placed online under certain

circumstances; creating s. 496.4121, F.S.; defining the term “collection receptacle”; requiring that collection receptacles display permanent signs or labels; specifying requirements for the physical appearance of such labels or signs and information displayed thereon; requiring that a charitable organization or sponsor using a collection receptacle provide certain information to a donor upon request; amending s. 496.415, F.S.; providing that the submission of false, misleading, or inaccurate information in a document connected with a solicitation or sales promotion is unlawful; providing that the failure to remit specified funds to a charitable organization or sponsor is unlawful; amending s. 496.419, F.S.; increasing administrative fines for violations of the Solicitation of Contributions Act; creating s. 496.4191, F.S.; requiring the department to immediately suspend a registration or processing of an application for registration for a specified period if the registrant, applicant, or any officer or director thereof is criminally charged with certain offenses; creating s. 496.430, F.S.; authorizing the department to disqualify a charitable organization or sponsor from receiving a sales tax exemption under specified circumstances; providing that a charitable organization or sponsor may appeal a disqualification order; specifying appeal procedure; providing exceptions; providing that a disqualification order remains effective for a specified period; specifying the procedure to lift a disqualification order; requiring the department to provide a final disqualification order to the Department of Revenue within a specified period; providing that a final disqualification order is conclusive as to a charitable organization or sponsor’s right to a sales tax exemption; requiring the Department of Revenue to revoke or deny a sales tax exemption to a charitable organization or sponsor subject to a final disqualification order within a specified period; providing for a limited appeal of the revocation or denial of the sales tax exemption; providing applicability; amending s. 741.0305, F.S.; conforming a cross-reference; making an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Braynon—

SB 640—A bill to be entitled An act relating to public health trusts; amending s. 154.11, F.S.; authorizing public health trusts to lease certain real property; providing an effective date.

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

By Senator Brandes—

SB 642—A bill to be entitled An act relating to the Florida Transportation Corporation Act; repealing s. 11.45(3)(m), F.S., relating to the authority of the Auditor General to conduct audits of transportation corporations authorized under the Florida Transportation Corporation Act; repealing the Florida Transportation Corporation Act; repealing s. 339.401, F.S., relating to the short title; repealing s. 339.402, F.S., relating to definitions; repealing s. 339.403, F.S., relating to legislative findings and purpose; repealing s. 339.404, F.S., relating to authorization of transportation corporations; repealing s. 339.405, F.S., relating to the type, structure, and income of an authorized transportation corporation; repealing s. 339.406, F.S., relating to the contract between the Department of Transportation and an authorized transportation corporation; repealing s. 339.407, F.S., relating to the articles of incorporation of an authorized transportation corporation; repealing s. 339.408, F.S., relating to the board of directors and advisory directors of an authorized transportation corporation; repealing s. 339.409, F.S., relating to the bylaws of an authorized transportation corporation; repealing s. 339.410, F.S., relating to notice of meetings and open records of an authorized transportation corporation; repealing s. 339.411, F.S., relating to the amendment of the articles of incorporation of an authorized transportation corporation; repealing s. 339.412, F.S., relating to the powers of an authorized transportation corporation; repealing s. 339.414, F.S., relating to the use of state property by an authorized transportation corporation; repealing s. 339.415, F.S., relating to tax exemptions for an authorized transportation corporation; repealing s. 339.416, F.S., relating to the authority of the department to alter or dissolve an authorized transportation corporation; repealing s. 339.417, F.S., relating to the dissolution of an authorized transportation corporation upon the completion of its purpose and obligations; repealing s.

339.418, F.S., relating to the transfer of funds and property of an authorized transportation corporation to the department upon the dissolution of such corporation; repealing s. 339.419, F.S., relating to department rules implementing the act; repealing s. 339.420, F.S., relating to construction of the act; repealing s. 339.421, F.S., relating to the issuance of debt by an authorized transportation corporation; providing an effective date.

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

By Senator Simpson—

SB 644—A bill to be entitled An act relating to accessory dwelling units; creating s. 163.31772, F.S.; providing legislative findings; providing definitions; authorizing certain property owners to construct accessory dwelling units for exclusive occupancy by specified seniors, disabled persons, or the caregivers of such persons under certain circumstances; requiring such property owners to submit an application and affidavit to local government authorities to construct an accessory dwelling unit; providing that accessory dwelling units must comply with specified local government regulations and are subject to local government fees and charges; providing civil penalties; exempting certain residential communities from the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Community Affairs; and Commerce and Tourism.

By Senator Montford—

SB 646—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1006.52, F.S., which provides an exemption from public records requirements for student education and applicant records of public postsecondary educational institutions; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By Senator Montford—

SB 648—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1002.221, F.S., which provides an exemption from public records requirements for education records, as defined in the Family Educational Rights and Privacy Act and related federal regulations; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By the Committee on Judiciary—

SB 650—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 733.604, F.S., which provides exemptions from public records requirements for the inventories of an estate or elective estate filed with the clerk of court or the accountings filed in an estate proceeding; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By Senator Braynon—

SB 652—A bill to be entitled An act relating to habitual traffic offender designations; amending s. 318.14, F.S.; providing for the removal of a habitual traffic offender designation upon proof of compliance with specified statutory provisions; providing an effective date.

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

By Senators Clemens and Richter—

SB 654—A bill to be entitled An act relating to business organizations; amending s. 605.0112, F.S.; providing additional exceptions regarding the requirement that limited liability company names be distinguishable from the names of other entities or filings; specifying differences in names which are not considered distinguishable; designating part I of ch. 607, F.S., entitled “Corporations”; amending s. 607.0101, F.S.; revising a provision to conform to changes made by the act; amending s. 607.0401, F.S.; providing additional exceptions regarding the requirement that corporate names be distinguishable; specifying differences in corporate names which are not considered distinguishable; amending s. 607.1302, F.S.; providing that the amendment of articles of incorporation or the merger, conversion, or share exchange of a social purpose or benefit corporation entitles the shareholders to appraisal rights; creating part II of ch. 607, F.S., entitled “Social Purpose Corporations”; creating s. 607.501, F.S.; providing application and effect; creating s. 607.502, F.S.; providing definitions; creating s. 607.503, F.S.; establishing requirements for the formation of a social purpose corporation; creating s. 607.504, F.S.; providing procedures for an existing corporation to become a social purpose corporation; creating s. 607.505, F.S.; providing procedures for the termination of a social purpose corporation status; creating s. 607.506, F.S.; requiring that the corporate purpose must be to create a public benefit; providing criteria; creating s. 607.507, F.S.; requiring that the directors of a social purpose corporation meet a standard of conduct; providing criteria for the standards; creating s. 607.508, F.S.; authorizing the articles of incorporation of a social purpose corporation to provide for a benefit director; providing powers and duties of a benefit director; creating s. 607.509, F.S.; requiring that the officers of a social purpose corporation meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.510, F.S.; authorizing a social purpose corporation to designate an officer as a benefit officer; providing for the powers and duties of a benefit officer; creating s. 607.511, F.S.; authorizing certain legal actions to be brought against a social purpose corporation, its officers, or its directors; creating s. 607.512, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.513, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; providing criteria; creating part III of ch. 607, F.S., entitled “Benefit Corporations”; creating s. 607.601, F.S.; providing for application and effect; creating s. 607.602, F.S.; providing definitions; creating s. 607.603, F.S.; establishing requirements for the formation of a benefit corporation; creating s. 607.604, F.S.; providing procedures for an existing corporation to become a benefit corporation; creating s. 607.605, F.S.; providing procedures for the termination of a benefit corporation status; creating s. 607.606, F.S.; requiring that the corporate purpose be to create a public benefit; providing criteria; creating s. 607.607, F.S.; requiring the directors of a benefit corporation to meet a standard of conduct; providing criteria for the standards; creating s. 607.608, F.S.; authorizing the articles of incorporation of a benefit corporation to provide for a benefit director; providing powers and duties of the benefit director; creating s. 607.609, F.S.; requiring the officers of a benefit corporation to meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.610, F.S.; authorizing a benefit corporation to designate an officer as a benefit officer; providing for the powers and duties of the benefit officer; creating s. 607.611, F.S.; authorizing certain legal actions to be brought against a benefit corporation, its officers, or its directors; creating s. 607.612, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.613, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; amending ss. 617.0401 and 620.1108, F.S.; providing additional exceptions regarding the requirement that the names of entities be distinguishable; specifying differences in names which are not considered distinguishable; amending ss. 48.091, 215.555, 243.54, 310.171, 310.181, 329.10, 339.412, 420.101, 420.111, 420.161, 440.02, 440.386, 609.08, 617.1908, 618.221, 619.04, 624.430, 624.462, 624.489, 628.041, 631.262, 636.204, 641.2015, 655.0201, 658.23, 658.2953, 658.30, 658.36, 663.03, 663.04, 663.301, 663.306, 663.313, 718.111, 719.104, 720.302,

720.306, 766.101, and 865.09, F.S.; conforming cross-references to changes made by the act; providing an effective date.

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

By Senator Montford—

SB 656—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1008.24, F.S., which provides an exemption from public records requirements for certain information held by the Department of Education during active investigations of allegations of testing impropriety; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By Senators Stargel and Benacquisto—

SM 658—A memorial to the Congress of the United States, applying to Congress to call a convention for the sole purpose of proposing an amendment to the Constitution of the United States which requires a balanced federal budget.

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

By Senator Simpson—

SB 660—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Bonefish and Tarpon Trust license plate; specifying the design of the plate; establishing an annual use fee for the plate; requiring the department to distribute the use fee to the Bonefish and Tarpon Trust; restricting the use of the fee for specified purposes; providing an effective date.

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

By the Committee on Health Policy—

SB 662—A bill to be entitled An act relating to nonresident pharmacies; amending s. 465.0156, F.S.; conforming provisions to changes made by the act; deleting a requirement that the Board of Pharmacy refer regulatory issues affecting a nonresident pharmacy to the state where the pharmacy is located; creating s. 465.0158, F.S.; requiring registered nonresident pharmacies to obtain a permit in order to ship, mail, deliver, or dispense compounded sterile products into this state; requiring submission of an application and a nonrefundable fee; specifying requirements; requiring the Department of Health to inform permittees of any law or rule changes; authorizing the board to deny, revoke, or suspend a permit for certain actions; providing dates by which certain registered and unregistered nonresident pharmacies must obtain a permit; authorizing the Board of Pharmacy to adopt rules; providing for future repeal; amending s. 465.017, F.S.; authorizing the department to inspect registered nonresident pharmacies; requiring nonresident pharmacies to pay for the costs of such inspections; providing an effective date.

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

By the Committee on Health Policy—

SB 664—A bill to be entitled An act relating to health access dental licenses; amending ss. 466.0067 and 466.00671, F.S.; deleting the requirement that a license applicant or renewing licensee not have been reported to the National Practitioner Data Bank; authorizing the Board of Dentistry to deny licensure to an applicant or renewing licensee who

has committed or is under investigation or prosecution for certain violations; amending s. 466.00673, F.S.; extending the future repeal of provisions authorizing the health access dental license; providing an effective date.

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

By Senator Detert—

SB 666—A bill to be entitled An act relating to loan originators, mortgage brokers, and mortgage lenders; amending s. 494.001, F.S.; adding and revising definitions; amending s. 494.0012, F.S.; authorizing the Office of Financial Regulation to conduct joint or concurrent examinations with other state or federal regulatory agencies; amending s. 494.00255, F.S.; providing additional grounds for disciplinary action against a licensee or person required to be licensed based on certain violations of the Nationwide Mortgage Licensing System and Registry's Rules of Conduct for Test Takers; repealing s. 494.0028, F.S., relating to arbitration requirements included in certain agreements or applications; amending s. 494.00313, F.S.; providing additional requirements, fees, and consequences for failing to renew a loan originator license by a certain date; amending s. 494.00322, F.S.; providing additional requirements, fees, and consequences for a mortgage broker license renewal that is not submitted by a certain date; amending s. 494.0036, F.S.; specifying requirements for the renewal of a mortgage broker branch office license; providing additional requirements, fees, and consequences for failing to renew a branch office license that is not submitted by a certain date; amending s. 494.0038, F.S.; deleting certain disclosure requirements relating to mortgage broker agreements; amending s. 494.004, F.S.; deleting certain notification requirements relating to mortgage loan transactions; authorizing the Financial Service Commission to specify a deadline for submitting reports of condition to the registry; amending s. 494.0042, F.S.; deleting a cross-reference; repealing s. 494.00421, F.S., relating to fee disclosure requirements in a mortgage broker agreement; amending s. 494.00611, F.S.; correcting a cross-reference; amending s. 494.00612, F.S.; providing additional requirements, fees, and consequences for failing to renew a mortgage lender license that is not submitted by a certain date; amending s. 494.0066, F.S.; specifying mortgage lender branch office license renewal requirements; amending s. 494.0067, F.S.; deleting disclosure requirements relating to the provision of costs estimates for a mortgage loan; repealing s. 494.0068, F.S., relating to disclosure requirements in the loan application process; amending s. 494.007, F.S.; deleting a disclosure requirement relating to commitment fees; amending s. 494.0073, F.S.; deleting a cross-reference; repealing ss. 494.0078, 494.0079, 494.00791, 494.00792, 494.00793, 494.00794, 494.00795, 494.00796, and 494.00797, F.S., relating to the Florida Fair Lending Act; repealing s. 494.008, F.S., relating to Loans under Florida Uniform Land Sales Practices Law; providing an effective date.

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

By Senator Stargel—

SB 668—A bill to be entitled An act relating to amusement machines; amending s. 849.161, F.S.; redefining terms; revising applicability; prohibiting merchandise from exceeding a specified value; requiring the Department of Revenue to calculate annually an adjusted cap on the per-game cost of merchandise; requiring the department to publish the amount and effective date of the adjusted cap by a specified date; repealing s. 849.21, F.S., relating to an injunction to restrain violation; providing an effective date.

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

By Senator Thrasher—

SB 670—A bill to be entitled An act relating to nursing home litigation; amending s. 400.023, F.S.; providing that a nursing home resident who alleges negligence or a violation of residents' rights has a cause of action against the nursing home licensee or its management company

and the licensee's direct caregiver employees; declaring that ss. 400.023-400.0238, F.S., provide the exclusive remedy against a nursing home licensee or its management company for a cause of action for recovery of damages arising out of negligence or a violation of residents' rights; providing that a cause of action may not be asserted against certain specified persons or entities; providing exceptions; amending s. 400.0237, F.S.; providing that a claim for punitive damages may not be brought unless there is a showing of admissible evidence submitted by the parties which provides a reasonable basis for recovery of punitive damages when certain criteria are applied; requiring the court to conduct a hearing to determine whether there is sufficient admissible evidence to ensure that there is a reasonable basis to believe that the claimant will be able to demonstrate by clear and convincing evidence that the recovery of punitive damages is warranted; requiring the trier of fact to find by clear and convincing evidence that a specific person or corporate defendant actively and knowingly participated in intentional misconduct or engaged in conduct that constituted gross negligence and contributed to the loss, damages, or injury suffered by the claimant before a defendant may be held liable for punitive damages; requiring an officer, director, or manager of the employer, corporation, or legal entity to condone, ratify, or consent to certain specified conduct before holding the licensee vicariously liable for punitive damages; providing an effective date.

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

By Senator Bean—

SB 672—A bill to be entitled An act relating to sites of historic interest and value within the state park system; amending s. 258.007, F.S.; authorizing historical monuments to be erected and maintained; requiring express legislative approval for such historical monuments; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bean—

SB 674—A bill to be entitled An act relating to background screening; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to share reproductions of driver license images with the Department of Health and the Agency for Health Care Administration for specified purposes; amending s. 408.806, F.S.; revising the requirements for licensure; revising a provision requiring an affidavit; amending s. 408.809, F.S.; revising requirements for proof of compliance with level 2 screening standards; revising terminology; adding additional disqualifying offenses to background screening requirements; amending s. 413.208, F.S.; providing applicability for background screening requirements for certain registrants; repealing s. 7 of chapter 2012-73, Laws of Florida, relating to background screening requirements; amending s. 435.04, F.S.; revising information to be required for vendors submitting employee fingerprints; adding an additional disqualifying offense to background screening requirements; amending s. 435.05, F.S.; revising a provision requiring the annual submission of an affidavit; amending s. 435.07, F.S.; revising criteria for an exemption from disqualification for an employee under certain conditions; amending s. 435.12, F.S.; requiring simultaneous submission of a photographic image and electronic fingerprints to the Care Provider Background Screening Clearinghouse; requiring an employer to follow certain criminal history check procedures and include specified information regarding referral and registration of an employee for electronic fingerprinting with the clearinghouse; providing an effective date.

—was referred to the Committees on Health Policy; Transportation; and Criminal Justice.

By Senator Galvano—

SB 676—A bill to be entitled An act relating to trust funds; re-creating the Welfare Transition Trust Fund within the Department of Education without modification; repealing s. 1001.283(3), F.S.; abrogating provi-

sions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Hays—

SB 678—A bill to be entitled An act relating to trust funds; terminating the Agricultural Law Enforcement Trust Fund, the Market Trade Show Trust Fund, and the Relocation and Construction Trust Fund within the Department of Agriculture and Consumer Services; providing for the disposition of balances in, revenues of, and all outstanding appropriations of the trust funds; prescribing procedures for the termination of the trust funds; creating s. 570.192, F.S.; providing for the administration and funding of the Administrative Trust Fund; creating s. 570.193, F.S.; providing for the administration and funding of the Federal Grants Trust Fund; creating s. 570.194, F.S.; providing for the administration and funding of the Florida Saltwater Products Promotion Trust Fund; creating s. 570.321, F.S.; providing for the administration and funding of the Plant Industry Trust Fund; creating s. 570.441, F.S.; providing for the administration and funding of the Pest Control Trust Fund; creating s. 570.482, F.S.; providing for the administration and funding of the Citrus Inspection Trust Fund; creating s. 570.5481, F.S.; providing for the administration and funding of the Incidental Trust Fund; amending s. 571.24, F.S.; adding collecting rental receipts for industry promotions to the list of departmental duties; amending s. 253.025, F.S.; redirecting proceeds from the Relocation and Construction Trust Fund to the Incidental Trust Fund; conforming provisions to changes made by the act; amending s. 932.7055, F.S.; redirecting proceeds from the Agricultural Law Enforcement Trust Fund to the General Inspection Trust Fund; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Hays—

SB 680—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Department of Business and Professional Regulation without modification; repealing s. 455.1165(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Hays—

SB 682—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Department of Financial Services without modification; repealing s. 17.67(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Gardiner—

SB 684—A bill to be entitled An act relating to trust funds; re-creating the State Economic Enhancement and Development Trust Fund within the Department of Economic Opportunity without modification; repealing s. 288.1201(4), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Gardiner—

SB 686—A bill to be entitled An act relating to trust funds; terminating specified trust funds within the Department of Economic Opportunity; providing for the disposition of balances in and revenues of such trust funds; prescribing procedures for the termination of such trust funds; amending ss. 17.61 and 420.36, F.S.; conforming provisions to changes made by this act; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Gardiner—

SB 688—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Executive Office of the Governor without modification; repealing s. 14.235(4), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Diaz de la Portilla—

SB 690—A bill to be entitled An act relating to involuntary examinations of minors; amending s. 381.0056, F.S.; redefining the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing conditions for delay in notification; requiring district school boards to develop certain policies and procedures for notification; amending s. 394.4599, F.S.; requiring a receiving facility to provide notice of the whereabouts of an adult or emancipated minor patient held for involuntary examination; providing conditions for delay in notification; requiring documentation of contact attempts; amending s. 1002.20, F.S.; requiring public schools to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing conditions for delay in notification; requiring district school boards to develop certain policies and procedures for notification; amending s. 1002.33, F.S.; requiring charter schools to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing conditions for delay in notification; requiring charter school governing boards to develop certain notification policies and procedures; providing an effective date.

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

By Senator Stargel—

SB 692—A bill to be entitled An act relating to engineers; amending s. 471.007, F.S.; revising qualifications and procedures for the appointment and reappointment of members to the Board of Professional Engineers; providing staggered terms; amending s. 471.013, F.S.; revising requirements for an applicant who fails a certain examination and wants to retake it in order to practice in the state as an engineer; authorizing an applicant who is delayed in taking the examination because of military service to have additional attempts to take the examination; amending s. 471.017, F.S.; revising requirements for professional development hours and license renewal for engineers; providing an effective date.

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

By Senators Garcia and Flores—

SB 694—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and Legislature; providing for contents of the report; providing an effective date.

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

By the Committee on Transportation—

SB 696—A bill to be entitled An act relating to the Department of Transportation; repealing s. 316.530(3), F.S., relating to load limits for certain towed vehicles; amending s. 316.545, F.S.; increasing the weight used in calculating whether a vehicle equipped with fully functional idle-reduction technology is overweight; updating terminology; amending s. 332.007, F.S.; authorizing the department to fund strategic airport investments; providing criteria; amending s. 334.044, F.S.; prohibiting the department from entering into a lease-purchase agreement with certain transportation authorities; providing that certain lease-purchase agreements are not invalidated; providing an exception from the requirement to purchase all plant materials from Florida commercial nursery stock; amending s. 338.161, F.S.; revising the authorization of the department to enter into an agreement with an owner of a transportation facility under which the department uses its electronic toll collection and video billing systems to collect for the owner certain charges for use of the owner's transportation facility; amending s. 338.26, F.S.; revising the uses of fees generated from Alligator Alley tolls to include the cost of design and construction of a fire station that may be used by certain local governments and certain related operating costs; providing that excess tolls, after payment of certain expenses, be transferred to the Everglades Trust Fund in accordance with a specified memorandum; removing authority of the South Florida Water Management District to issue bonds or notes; amending ss. 343.82 and 343.922, F.S.; removing references to advances from the previously repealed Toll Facilities Revolving Trust Fund as a source of funding for certain authority projects; amending s. 373.4137, F.S.; providing legislative intent that environmental mitigation be implemented in a manner that promotes efficiency, timeliness in project delivery, and cost-effectiveness; revising the criteria for the environmental impact inventory and for mitigation of projected impacts identified in the environmental impact inventory; requiring the Department of Transportation to include funding for environmental mitigation for projects in its work program; revising the process and criteria for the payment by the department or participating transportation authorities of mitigation implemented by water management districts or the Department of Environmental Protection; revising the requirements for the payment to a water management district or the Department of Environmental Protection of the costs of mitigation planning and implementation of the mitigation required by a permit; revising the payment criteria for preparing and implementing mitigation plans adopted by water management districts for transportation impacts based on the environmental impact inventory; adding federal requirements for the development of a mitigation plan; providing for transportation projects in the environmental mitigation plan for which mitigation has not been specified; revising a water management district's responsibilities relating to a mitigation plan; amending s. 373.618, F.S.; subjecting certain public information systems to local government review or approval and to the requirements of ch. 479, F.S., relating to outdoor advertising; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Stargel—

SB 698—A bill to be entitled An act relating to sexual misconduct with students by authority figures; providing a short title; creating s. 775.0862, F.S.; providing definitions; providing for reclassification of specified sexual offenses committed against a student by an authority figure; providing for severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

By Senators Bradley and Detert—

SB 700—A bill to be entitled An act relating to the Department of Juvenile Justice; amending s. 985.01, F.S.; revising the purposes of ch. 985, F.S., relating to juvenile justice; amending s. 985.02, F.S.; revising the legislative intent and findings relating to the juvenile justice system; amending s. 985.03, F.S.; defining and redefining terms; amending s. 985.0301, F.S.; allowing a child who has been detained to be transferred to the detention center or facility in the circuit in which the child resides

or will reside at the time of detention; deleting provisions relating to the retention of jurisdiction by the court of a child under certain circumstances; conforming provisions to changes made by the act; amending s. 985.037, F.S.; requiring the court to hold a hearing if a child is charged with direct contempt of court and to afford the child due process at such hearing; requiring the court to review the placement of a child in a secure detention facility upon motion by the defense or state attorney; conforming provisions to changes made by the act; repealing s. 985.105, F.S., relating to youth custody officers; amending s. 985.11, F.S.; providing that a child's fingerprints do not need to be submitted to the Department of Law Enforcement under certain circumstances; amending s. 985.14, F.S.; authorizing juvenile assessment center personnel to perform the intake process for children in custody of the Department of Juvenile Justice; providing requirements for the intake process; amending s. 985.145, F.S.; transferring responsibilities relating to the intake process from the juvenile probation officer to the department; creating s. 985.17, F.S.; providing goals for the department's prevention services; requiring the department to engage with certain faith-based and community-based organizations; requiring the department to establish volunteer coordinators; requiring the department to promote a specified license plate; providing for the use of funds related to prevention services; amending s. 985.24, F.S.; requiring that a determination or court order regarding the use of detention care include any findings that the child illegally possessed a firearm; authorizing the department to develop evening-reporting centers; providing requirements for such centers; conforming provisions to changes made by the act; amending s. 985.245, F.S.; conforming provisions to changes made by the act; amending s. 985.25, F.S.; transferring the responsibility for detention intake from the juvenile probation officer to the department; requiring that a child be placed in secure detention care until the child's detention hearing under certain circumstances; conforming provisions to changes made by the act; amending s. 985.255, F.S.; requiring that a child taken into custody and placed into secure or nonsecure detention care be given a hearing within a certain timeframe; authorizing the court to order continued detention under certain circumstances; requiring that, if the initial order placing the youth on detention care does not include a release date, a release date be requested of the court on the same date the youth is placed on detention care; requiring that, if a subsequent hearing is needed to provide additional information to the court for safety planning, the initial order reflect the date of the next detention review hearing, which must be within 3 calendar days after the child's initial detention placement; conforming provisions to changes made by the act; amending s. 985.26, F.S.; conforming provisions to changes made by the act; amending s. 985.265, F.S.; requiring that detention staff immediately notify law enforcement, school personnel, and the victim, when a juvenile charged with a specified crime is released from secure detention or transferred to nonsecure detention; conforming provisions to changes made by the act; amending s. 985.27, F.S.; conforming provisions to changes made by the act; amending s. 985.275, F.S.; requiring an authorized agent of the department to notify law enforcement and attempt to locate a child who has escaped from a residential commitment facility; requiring that the victim be notified under certain circumstances; amending s. 985.433, F.S.; revising provisions relating to educational goals of a child in a predisposition report; requiring the department, rather than the juvenile probation officer, to recommend to the court the most appropriate treatment and placement plan; amending s. 985.435, F.S.; authorizing a probation program to include an alternative consequence component; providing requirements for such component; requiring that the department provide an evaluation of the youth's risk to reoffend; conforming provisions to changes made by the act; amending s. 985.439, F.S.; providing that the section applies to children on probation or postcommitment probation, regardless of adjudication; authorizing the department to establish programs to provide alternative consequences for certain probation violations; providing requirements for such programs; conforming provisions to changes made by the act; amending s. 985.441, F.S.; providing that the court may commit a child who is on probation for a misdemeanor or a certain probation violation only at a specified restrictiveness level; authorizing the court to commit such child to a nonsecure residential placement in certain circumstances; conforming provisions to changes made by the act; amending s. 985.46, F.S.; providing that conditional release includes transition-to-adulthood services; requiring certain students to participate in an educational or career education program; amending s. 985.461, F.S.; authorizing the department to provide transition-to-adulthood services under certain circumstances; authorizing the department to use community reentry teams composed of certain individuals and entities for certain purposes; removing age restrictions for

youth who receive transition-to-adulthood services; requiring the department to assist youth in developing a portfolio of certain accomplishments and to collaborate with school districts to facilitate certain educational services; amending ss. 985.481 and 985.4815, F.S.; deleting obsolete provisions; amending s. 985.601, F.S.; requiring the department to contract for programs to provide trauma-informed care, family engagement resources, and gender-specific programming; authorizing the department to pay expenses in support of certain programs; repealing s. 985.605, F.S., relating to prevention service programs, monitoring, and uniform performance measures; repealing s. 985.606, F.S., relating to prevention services providers, performance data collection, and reporting; repealing s. 985.61, F.S., relating to early delinquency intervention programs; amending s. 985.632, F.S.; revising legislative intent to include that the department establish a performance accountability system for certain providers that contract with the department; providing requirements for such contracts; requiring that the department's Bureau of Research and Planning submit a report to the Legislature; providing requirements for the report; defining terms; requiring that the department develop, in consultation with specified entities, a standard methodology for measuring, evaluating, and reporting; providing requirements for the methodology; deleting reporting requirements related to cost data; revising the requirements of the department's cost-effectiveness model; requiring the department to establish a quality improvement system rather than a quality assurance system; conforming provisions to changes made by the act; amending s. 985.644, F.S.; providing that specified individuals are not required to submit to certain screenings under certain circumstances; creating s. 985.6441, F.S.; defining the terms "hospital" and "health care provider"; limiting the department's compensation of health care providers; amending s. 985.66, F.S.; revising the purpose of juvenile justice programs and courses; revising the duties of the department for staff development and training; providing that employees of certain contract providers may participate in the training program; amending s. 985.664, F.S.; requiring the juvenile justice circuit advisory board, rather than the secretary of the department, to appoint a new chair to that board; providing that the chair serves at the pleasure of the secretary; amending s. 985.672, F.S.; redefining the term "direct-support organization"; authorizing the department to allow the use of personnel services of the juvenile justice system by a direct-support organization; amending s. 985.682, F.S.; deleting provisions relating to a statewide study; conforming provisions to changes made by the act; amending s. 985.69, F.S.; providing for repair and maintenance funding for juvenile justice purposes; repealing s. 985.694, F.S., relating to the Juvenile Care and Maintenance Trust Fund; amending s. 985.701, F.S.; defining the term "juvenile offender"; removing the requirement that the juvenile be detained by, supervised by, or committed to the custody of the department for the purposes of charging sexual misconduct by an employee of the department; creating s. 985.702, F.S.; defining terms; prohibiting an employee from willfully and maliciously neglecting a juvenile offender; providing criminal penalties; providing for dismissal from employment with the department; requiring an employee to report certain information; requiring the department's inspector general to conduct an appropriate administrative investigation; requiring that the inspector general notify the state attorney under certain circumstances; amending s. 943.0582, F.S.; requiring that the department expunge the nonjudicial arrest record of certain minors under certain circumstances; repealing s. 945.75, F.S., relating to tours of state correctional facilities for juveniles; amending s. 121.0515, F.S.; conforming provisions to changes made by the act; amending ss. 985.045 and 985.721, F.S.; conforming cross-references; providing an effective date.

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

By Senators Bean and Sobel—

SB 702—A bill to be entitled An act relating to pharmacy audits; creating s. 465.1885, F.S.; enumerating the rights of pharmacies relating to audits of pharmaceutical services which are conducted by certain entities; exempting audits in which fraudulent activity is suspected or which are related to Medicaid claims; establishing a claim for civil damages if the pharmacy's rights are violated; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Judiciary.

By Senator Margolis—

SJR 704—A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution to allow the Legislature, by general law, to exempt from taxation any property owned by a municipality.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Montford—

SB 706—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing a county school board to use the school capital outlay surtax to purchase school buses and for certain operational expenses; providing an effective date.

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

By Senator Bean—

SB 708—A bill to be entitled An act relating to insurance claims; amending s. 626.601, F.S.; adding mediators and neutral evaluators to the list of individuals or entities that the Department of Financial Services or the Office of Insurance Regulation may investigate for alleged improper conduct; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.409, F.S.; providing that a claim for residential property insurance cannot be denied based on certain credit information; amending s. 627.4133, F.S.; providing that a policy or contract be cancelled based on certain credit information; amending s. 627.422, F.S.; providing for the assignment of property insurance policy benefits; specifying requirements for the assignment of post-loss benefits in a valid agreement for services; amending s. 627.7015, F.S.; revising the rule requirements relating to the property insurance mediation program administered by the department; creating s. 627.70151, F.S.; providing grounds for challenging an umpire's impartiality in estimating the amount of a property loss; amending s. 627.706, F.S.; redefining the term "neutral evaluator"; amending s. 627.7074, F.S.; specifying grounds for denying, suspending, or revoking approval of a neutral evaluator; creating s. 627.7142, F.S.; establishing a Claims Bill of Rights for residential property insurance policyholders; providing that such bill of rights does not provide a cause of action; creating s. 627.715, F.S.; defining terms; providing requirements for emergency mitigation repair agreements; requiring an emergency mitigation contractor to be appropriately certified or to possess a contracting license; amending s. 627.745, F.S.; revising qualifications for mediators of personal injury claims; providing grounds for denying, suspending, or revoking the application or approval of a mediator; providing an effective date.

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

By Senators Garcia and Soto—

SB 710—A bill to be entitled An act relating to health care; providing a directive to the Division of Law Revision and Information; amending s. 409.811, F.S.; revising and providing definitions; transferring, renumbering, and amending s. 624.91, F.S.; revising the Florida Healthy Kids Corporation Act to include the Healthy Florida program; revising participation guidelines for nonsubsidized enrollees in the Healthy Kids program; revising the medical loss ratio requirements for contracts for the Florida Healthy Kids Corporation; modifying the membership of the corporation's board of directors; creating an executive steering committee; requiring additional corporate compliance requirements; amending s. 409.813, F.S.; revising the components of Florida Kidcare; prohibiting a cause of action from arising against the Florida Healthy Kids Corporation for failure to make health services available; amending s. 409.8132, F.S.; revising the eligibility of the Medikids program component; revising the enrollment requirements for Medikids; amending s. 409.8134, F.S., relating to Florida Kidcare; conforming provisions to changes made by the act; amending s. 409.814, F.S.; revising eligibility requirements for Florida Kidcare; amending s. 409.815, F.S.; revising certain minimum health benefits coverage under Florida Kidcare; deleting obsolete provisions; amending s. 409.816, F.S.; conforming provisions to changes made by the act; repealing s. 409.817, F.S., relating to

the approval of health benefits coverage and financial assistance under the Kidcare program; repealing s. 409.8175, F.S., relating to the delivery of services in rural counties; amending s. 409.8177, F.S.; conforming provisions to changes made by the act; amending s. 409.818, F.S.; revising the duties of the Department of Children and Families and the Agency for Health Care Administration with regard to the Kidcare program; deleting the duties of the Department of Health and the Office of Insurance Regulation with regard to the Kidcare program; amending s. 409.820, F.S.; requiring the Department of Health, in consultation with the agency and the Florida Healthy Kids Corporation, to develop a minimum set of pediatric and adolescent quality assurance and access standards for all program components; creating s. 409.822, F.S.; creating the Healthy Florida program; providing eligibility and enrollment requirements; authorizing the corporation to contract with certain insurers, managed care organizations, and provider service networks; encouraging the corporation to contract with insurers and managed care organizations that participate in more than one affordable insurance program under certain circumstances; requiring the corporation to establish a benefits package and a process for payment of services; authorizing the corporation to collect premiums and copayments; requiring the corporation to oversee the Healthy Florida program and to establish a grievance process and integrity process; providing for the applicability of certain state laws for administering the program; requiring the corporation to collect certain data and to submit enrollment reports and interim independent evaluations to the Legislature; providing for expiration of the program; authorizing the corporation to comply with federal requirements upon giving notice to the Legislature; amending ss. 154.503, 408.910, and 408.915, F.S.; conforming cross-references; repealing s. 624.915, F.S., relating to the operating fund of the Florida Healthy Kids Corporation; amending ss. 627.6474, 636.035, and 641.315, F.S.; prohibiting a contract between a health insurer, a prepaid health service organization, or a health maintenance organization and a dentist from requiring the dentist to provide services at a set fee under certain circumstances or to participate in a discount medical plan; amending s. 766.1115, F.S.; revising a definition; requiring a contract with a governmental contractor for health care services to include a provision that a health care provider licensed under ch. 466, F.S., as an agent of the governmental contractor, may allow a patient or a parent or guardian of the patient to voluntarily contribute a fee to cover costs of dental laboratory work related to the services provided to the patient without forfeiting the provider's sovereign immunity; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; providing that the contribution complies with the requirements of s. 766.1115, F.S.; providing applicability; providing appropriations; providing an effective date.

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

By Senators Galvano, Gibson, Stargel, Abruzzo, and Soto—

SB 712—A bill to be entitled An act relating to taxes on prepaid calling arrangements; amending ss. 202.11 and 212.05, F.S.; revising the definition of “prepaid calling arrangement” to clarify and update which services are included under that definition and subject to a sales tax; providing for retroactive application; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bean—

SB 714—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Florida Homebuilders license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

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

By Senator Hukill—

SB 716—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senator Legg—

SB 718—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; requiring that the notice of a public meeting include a description of each matter to be considered at such meeting; prohibiting the board or commission of an agency or authority of the state, a county, a municipality, or a political subdivision from acting upon a matter at a public meeting which was not included in the notice of such meeting; providing an exception for certain emergency matters upon the approval of a super majority of the members of the board or commission; providing applicability; providing an effective date.

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

SR 720—Not introduced.

By Senator Garcia—

SB 722—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests or screenings to the newborn's health care practitioner; defining the term “health care practitioner” as it relates to such release; amending s. 383.145, F.S.; revising the definition of “hearing impairment”; updating a cross-reference; providing an effective date.

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

By Senator Dean—

SB 724—A bill to be entitled An act relating to military veterans; amending ss. 1.01 and 295.125, F.S.; revising references from the “Korean Conflict” and the “Vietnam Era” to the “Korean War” and the “Vietnam War,” respectively, and from “Korean Conflict Veteran” to “Korean War Veteran”; amending s. 320.089, F.S.; authorizing the issuance of a Combat Medical Badge license plate; revising references; establishing a method of proof of eligibility for certain specialty license plates; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; and Appropriations.

By Senator Detert—

SB 726—A bill to be entitled An act relating to the Reemployment Assistance Appeals Commission; amending s. 443.012, F.S.; revising membership requirements of the commission; removing a provision requiring payment of a daily stipend for certain commissioners; providing an effective date.

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

By Senator Hays—

SB 728—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president, provost, or dean of a state university or Florida College System institution; providing an exemption from public

meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of a state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing qualifications of, or any compensation framework to be offered to, such potential applicants that would disclose personal identifying information of an applicant or potential applicant; providing for applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

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

By Senator Galvano—

SB 730—A bill to be entitled An act relating to municipal governing body meetings; amending s. 166.0213, F.S.; authorizing the governing body of a municipality to hold joint meetings with the governing body of the county within which the municipality is located; providing an effective date.

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

By Senator Galvano—

SB 732—A bill to be entitled An act relating to the Stanley G. Tate Florida Prepaid College Program; amending s. 1009.98, F.S.; redefining the term “tuition differential”; revising the purchase date of an advance payment contract as it relates to the amount paid by the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary; prohibiting the amount of the aggregate sum of registration fees, the tuition differential fee, and local fees paid by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for the aggregate sum of those fees; prohibiting the amount of the dormitory fees paid for by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for those fees; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Sobel and Abruzzo—

SB 734—A bill to be entitled An act relating to cancer control and research; amending s. 1004.435, F.S.; revising definitions; revising the membership of the Florida Cancer Control and Research Advisory Council; requiring that the council chairperson be selected by the council; authorizing renewal of member terms; revising the compensation of council members; requiring a statewide research plan; deleting the duties of the council, Board of Governors, and State Surgeon General relating to the awarding of grants and contracts for cancer-related programs; deleting council duties relating to the development of written summaries of treatment alternatives; deleting financial aid provisions and the Florida Cancer Control and Research Fund; amending ss. 458.324, and 459.0125, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

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

By Senator Sobel—

SB 736—A bill to be entitled An act relating to discretionary education funding; providing a short title; amending s. 1011.71, F.S.; increasing the maximum millage a district school board may levy for capital outlay purposes; amending ss. 1013.64 and 1013.738, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Sobel—

SB 738—A bill to be entitled An act relating to postsecondary education; creating s. 1009.9995, F.S.; requiring the Board of Governors of the State University System to establish a pilot program to create a system under which a person who is accepted to attend an institution of higher learning may forgo paying tuition and fees if he or she contracts with the institution to pay to the institution or the state a percentage of his or her income for a specified number of years after graduation, transfer, withdrawal, or expulsion; providing duties of the Board of Governors; authorizing the pilot program to vary by institution of higher learning depending on certain criteria; requiring the Board of Governors to submit by a specified date to the Governor and the Legislature a report of its findings and recommendations; providing that the pilot program expires on a specified date; providing an effective date.

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

By Senator Sobel—

SB 740—A bill to be entitled An act relating to energy-efficient appliances; creating s. 212.0512, F.S.; defining the term “energy-efficient appliance”; providing a tax exemption for energy-efficient appliances during the month of October; providing exceptions; authorizing the Department of Revenue to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Sobel, Soto, Clemens, and Abruzzo—

SB 742—A bill to be entitled An act relating to greyhound racing injuries; amending s. 550.2415, F.S.; requiring the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to maintain records of greyhounds injured while racing; providing for the content of such records; providing fines for making false statements on an injury form; providing an effective date.

—was referred to the Committees on Gaming; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Detert—

SB 744—A bill to be entitled An act relating to motor vehicle insurance and driver education for children in care; creating s. 409.1454, F.S.; providing legislative findings; directing the Department of Children and Families to establish a statewide pilot program to pay specified costs of driver education, licensure and costs incidental to licensure, and motor vehicle insurance for a child in care who meets certain qualifications; providing limits of the amount to be paid; requiring payments to be made in the order of eligibility until funds are exhausted; requiring the department to contract with a qualified not-for-profit entity to operate and develop procedures for the pilot program; requiring the department to submit an annual report with recommendations to the Governor and the Legislature; creating s. 743.047, F.S.; removing the disability of nonage of minors for purposes of obtaining motor vehicle insurance; requiring an order by the court for the disability of nonage to be removed; amending s. 1003.48, F.S.; providing for preferential enrollment in driver education for specified children in care; providing an appropriation; providing an effective date.

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

By Senator Sobel—

SB 746—A bill to be entitled An act relating to the Health Care Clinic Act; amending s. 400.9905, F.S.; redefining the term “clinic”; amending s.

400.9935, F.S.; clarifying that a clinic that employs a physician whose license is suspended or revoked is subject to administrative and criminal penalties; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; Community Affairs; and Appropriations.

By Senator Soto—

SB 748—A bill to be entitled An act relating to the special risk class; amending s. 121.0515, F.S.; adding certified 911 public safety telecommunicators to the class; providing that such telecommunicators are not eligible for a certain adjustment in his or her monthly retirement benefit; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

By Senator Abruzzo—

SB 750—A bill to be entitled An act relating to the rights of grandparents and great-grandparents; amending s. 39.01, F.S.; revising the definition of the term “next of kin” to include great-grandparents for purposes of various proceedings relating to children; amending s. 39.509, F.S.; providing great-grandparents the same visitation rights as grandparents; amending ss. 39.801 and 63.0425, F.S.; providing for a great-grandparent’s right to notice of adoption; repealing s. 752.01, F.S., relating to actions by a grandparent for visitation rights; creating s. 752.011, F.S.; authorizing the grandparent of a minor child to petition a court for visitation under certain circumstances; requiring a preliminary hearing; providing for the payment of attorney fees and costs by a petitioner who fails to make a prima facie showing of harm; authorizing grandparent visitation if the court makes specified findings; providing factors for court consideration; providing for application of the Uniform Child Custody Jurisdiction and Enforcement Act; encouraging the consolidation of certain concurrent actions; providing for modification of an order awarding grandparent visitation; limiting the frequency of actions seeking visitation; limiting application to a minor child placed for adoption; providing for venue; repealing s. 752.07, F.S., relating to the effect of adoption of a child by a stepparent on grandparent visitation rights; creating s. 752.071, F.S.; providing conditions under which a court may terminate a grandparent visitation order upon adoption of a minor child by a stepparent or close relative; amending ss. 39.6221, 39.6231, 63.087, 63.172, and 752.015, F.S.; conforming provisions and cross-references 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 Diaz de la Portilla—

SB 752—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Play Ball license plate; establishing an annual use fee for the plate; providing for the distribution of the use fees received from the sale of such plates; providing an effective date.

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

By Senator Bradley—

SB 754—A bill to be entitled An act relating to certificates of destruction; amending s. 319.30, F.S.; revising the requirements for an owner or insurance company to obtain a certificate of destruction for certain motor vehicles or mobile homes; providing an effective date.

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

By Senator Ring—

SJR 756—A joint resolution proposing an amendment to Section 2 of Article IV of the State Constitution to require the Governor to assign the Lieutenant Governor the duty of serving as the head of any one department or agency of the executive branch.

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

By Senator Lee—

SB 758—A bill to be entitled An act relating to title insurer reserves; amending s. 625.041, F.S.; specifying that a title insurer is liable for all of its unpaid losses and claims; amending s. 625.111, F.S.; specifying the reserves certain title insurers must set aside after a certain date; specifying how such reserves will be released; specifying which state law governs the amount of the reserve when a title insurer transfers its domicile to this state; defining “bulk reserve”; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; providing an effective date.

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

By Senator Detert—

SB 760—A bill to be entitled An act relating to trust funds; amending s. 20.1971, F.S.; creating the Grants and Donations Trust Fund within the Agency for Persons with Disabilities; providing for annual carry-forward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

By Senator Detert—

SB 762—A bill to be entitled An act relating to family care councils; amending s. 393.502, F.S.; revising the membership of the family care council within each service area of the Agency for Persons with Disabilities; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Governmental Oversight and Accountability.

By Senator Detert—

SB 764—A bill to be entitled An act relating to hearsay; amending s. 90.801, F.S.; providing that a statement that is inconsistent with the declarant’s testimony is not hearsay regardless of whether it was given under oath subject to the penalty of perjury at a trial, hearing, or other proceeding or in a deposition; providing an effective date.

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

By Senator Latvala—

SB 766—A bill to be entitled An act relating to recreational vehicle dealers; amending s. 320.771, F.S.; requiring a licensed recreational vehicle dealer who applies for a supplemental license to hold certain off-premises sales to notify the local Department of Highway Safety and Motor Vehicles office of the dates and location for such sales; specifying requirements for licensed recreational vehicle dealers to hold such sales; providing an effective date.

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

By Senator Braynon—

SB 768—A bill to be entitled An act relating to human trafficking; amending s. 39.01, F.S.; redefining the term “sexual abuse of a child” to include human trafficking; amending s. 92.56, F.S.; authorizing a defendant who has been charged with specified human trafficking offenses to apply for an order of disclosure of confidential and exempt information; authorizing the court to use a pseudonym, instead of a victim’s name, to designate the victim of specified human trafficking offenses; providing that trial testimony for specified human trafficking offenses may be published or broadcast under certain circumstances; amending s. 787.06, F.S.; making technical changes; amending s. 794.024, F.S.; prohibiting a public employee or officer from disclosing specified information about a victim of specified human trafficking offenses; amending s. 960.065, F.S.; providing an exception to ineligibility for victim assistance awards to specified victims of human trafficking; amending s. 960.199, F.S.; authorizing the Department of Legal Affairs to provide relocation assistance to a victim of specified human trafficking offenses; requiring the human trafficking offense to be reported to the proper authorities and certified by the state attorney or statewide prosecutor; requiring the state attorney or statewide prosecutor’s approval of a rape crisis center’s certification that a victim is cooperating with law enforcement officials; providing that the act of human trafficking must occur under certain circumstances for the victim to be eligible for relocation assistance; providing an effective date.

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

By Senator Detert—

SB 770—A bill to be entitled An act relating to nonrelative caregivers; amending s. 39.5085, F.S.; revising legislative intent; authorizing placement of a child with a nonrelative caregiver and financial assistance for such nonrelative caregiver through the Relative Caregiver Program under certain circumstances; requiring that a nonrelative caregiver be given temporary legal custody of a child; providing an effective date.

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

By Senator Garcia—

SB 772—A bill to be entitled An act relating to expressway authorities; amending s. 338.165, F.S.; revising provisions for toll rate adjustments to limit applicability to certain authorities; amending s. 348.0003, F.S.; revising governing body membership provisions for certain authorities; amending s. 348.0004, F.S.; revising powers of certain authorities to increase tolls and incur debt; revising authorized use of surplus revenues; providing that certain toll increases are rescinded and such tolls must be reduced by a specified date; requiring certain authorities to provide periodic financial audits to the governing body of the county; amending s. 348.0005, F.S.; revising authority of certain authorities to issue bonds; providing an effective date.

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

By Senator Bullard—

SB 774—A bill to be entitled An act relating to windstorm insurance coverage; amending s. 627.712, F.S.; deleting the requirement that a mortgageholder or lienholder must approve a policyholder’s decision to exclude windstorm coverage from a property insurance policy; providing an effective date.

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

By Senator Simpson—

SB 776—A bill to be entitled An act relating to business entities; amending s. 605.0213, F.S.; revising the filing fees of a limited liability company; making technical changes; amending s. 607.0122, F.S.; revising

the filing fees for a corporation; making technical changes; amending s. 607.01401, F.S.; defining the term “department”; creating s. 607.1623, F.S.; requiring a fee to be imposed for late annual reports; specifying the fee; repealing s. 607.193, F.S., relating to a supplemental corporate fee; amending 617.0122, F.S.; revising the filing fees of a corporation not for profit; making technical changes; amending s. 620.1102, F.S.; defining the term “department”; amending s. 620.1109, F.S.; revising the filing fees of a limited partnership; making technical changes; amending s. 620.8101, F.S.; defining the term “department”; amending s. 620.81055, F.S.; revising the filing fees of a partnership; making technical changes; amending ss. 339.12, 605.0118, 607.0505, 610.104, and 631.0515, F.S.; conforming cross-references to changes made in the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Appropriations.

By Senator Bullard—

SB 778—A bill to be entitled An act relating to student discipline; creating s. 1006.01, F.S.; providing definitions; amending s. 1006.07, F.S.; revising the duties of the district school boards relating to student discipline and school safety; requiring school districts to adopt standards for intervention, rather than a code of student conduct, which standards include certain requirements; amending s. 1006.12, F.S.; revising the qualifications of a school resource officer and school safety officer; authorizing a school resource officer and school safety officer to arrest a student only for certain violations of law; authorizing a school resource officer and a school safety officer to make an arrest only after certain circumstances occur; requiring the school resource officer and school safety officer to immediately notify the principal or the principal’s designee if the officer arrests a student in a school-related incident; prohibiting a student from being arrested or referred to the criminal justice system or juvenile justice system for petty acts of misconduct; providing an exception; requiring written documentation of certain determinations; requiring a law enforcement agency that serves a school district to enter into cooperative agreements with the district school board, ensure the training of school resource officers and safety officers as specified, and develop guidelines for the selection of such officers; amending s. 1006.13, F.S.; requiring each district school board to adopt a policy on referrals to the criminal justice system or the juvenile justice system, rather than a policy of zero-tolerance for crime and victimization; revising and providing requirements for a policy on referrals to the criminal justice system or the juvenile justice system; providing that a school’s authority and discretion to use other disciplinary consequences and interventions is not limited by the act; conforming terminology; requiring each district school board, in collaboration with students, educators, parents, and stakeholders, to enter into cooperative agreements with a county sheriff’s office and a local police department for specified purposes; revising the requirements for these agreements; requiring each school district to annually review the cost, effectiveness, and necessity of its school safety programs and submit findings to the Department of Education; requiring a school district to arrange and pay for transportation for a student in certain circumstances; requiring, rather than encouraging, a school district to use alternatives to expulsion or referral to a law enforcement agency unless the use of such alternatives poses a threat to school safety; requiring each school district to submit to the Department of Education its policies and agreements; requiring the department to develop by a specified date a model policy for referrals to the criminal justice system or the juvenile justice system; requiring the Commissioner of Education to report by a specified date each year to the Governor and the Legislature on the implementation of policies on referrals to the criminal justice system or the juvenile justice system; amending ss. 1002.20, 1002.23, 1003.32, 1006.09, 1006.147, and 1006.15, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

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

By Senator Bradley—

SB 780—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to the list of Schedule I controlled substances specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances, or any of their salts, isomers,

and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation; reenacting and amending s. 893.13(1)-(6), F.S., relating to prohibited acts and penalties involving controlled substances, to incorporate the amendment made to s. 893.03, F.S., in a reference thereto; providing reduced penalties for possession of 3 grams or less of specified controlled substances; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylmethcathinone, commits the offense of trafficking in Phenethylamines, a felony of the first degree; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylmethcathinone, commits the offense of capital manufacture or importation of Phenethylamines, a capital felony; providing criminal penalties; reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i), F.S., relating to the Criminal Punishment Code, to incorporate the amendment made to ss. 893.03 and 893.135, F.S., in a reference thereto; providing an effective date.

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

By Senator Brandes—

SB 782—A bill to be entitled An act relating to government data practices; amending s. 257.36, F.S.; requiring the Division of Library and Information Services of the Department of State to adopt rules providing procedures for an agency to establish schedules for the physical destruction or other disposal of records containing personal identification information; creating part IV of ch. 282, F.S., consisting of s. 282.801, F.S.; providing definitions; requiring an agency that collects and maintains personal identification information to post a privacy policy on the agency's website; prescribing minimum requirements for a privacy policy; requiring an agency to provide notice of the installation of cookies on an individual's computer; requiring that an individual who would otherwise be granted access to an agency's website be granted access even if he or she declines to have the cookie installed; providing an exception; requiring that privacy policy requirements be specified in a contract between a public agency and a contractor; specifying that a violation does not create a civil cause of action; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; providing report requirements; requiring the Agency for Health Care Administration to provide specified data on assisted living facilities by a certain date; providing minimum requirements for such data; authorizing the agency to create a comment webpage regarding assisted living facilities; providing minimum requirements; authorizing the agency to provide links to certain third-party websites; authorizing the agency to adopt rules; amending s. 408.05, F.S.; dissolving the Center for Health Information and Policy Analysis within the Agency for Health Care Administration; requiring the agency to coordinate a system to promote access to certain data and information; requiring that certain health-related data be included within the system; assigning duties to the agency relating to the collection and dissemination of data; establishing conditions for the funding of the system; requiring the Office of Program Policy Analysis and Government Accountability to monitor the agency's implementation of the health information system; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature after completion of the implementation; providing report requirements; reenacting s. 120.54(8), F.S., relating to rulemaking, to incorporate the amendment made to s. 257.36, F.S., in a reference thereto; amending ss. 20.42, 381.026, 395.301, 395.602, 395.6025, 408.07, 408.18, 465.0244, 627.6499, and 641.54, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Clemens—

SB 784—A bill to be entitled An act relating to online voter registration; creating s. 97.0525, F.S.; requiring the Department of State to develop an online voter registration system; providing application requirements for the system; requiring the Department of Highway Safety and Motor Vehicles to verify information submitted online; requiring supervisors of elections to notify applicants in certain situations; requiring system compliance with federal accessibility provisions; providing an effective date.

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

By Senator Latvala—

SB 786—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; revising the uses of the proceeds of the local government infrastructure surtax to include the maintenance of transportation infrastructure; authorizing a county to levy a homeless services and facilities surtax; defining “homeless services” and “homeless facilities”; requiring an ordinance, referendum, and voter approval; providing an effective date.

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

By Senator Ring—

SB 788—A bill to be entitled An act relating to clerks of court; amending s. 28.246, F.S.; providing for default payment plans if an individual fails to enroll in a payment plan; providing for length of payment plans; requiring an individual to file a financial affidavit with the clerk to establish a payment plan; requiring the Department of Highway Safety and Motor Vehicles to suspend an individual's driver license and place a registration stop on any vehicle owned by an individual for nonpayment; amending s. 40.32, F.S.; authorizing jurors and witnesses to be paid by check; amending s. 77.28, F.S.; requiring a party applying for garnishment to pay a deposit to the garnishee, rather than the registry of the court; amending s. 197.432, F.S.; providing that tax certificates on homesteads may be purchased from the county; amending s. 197.472, F.S.; deleting a provision relating to the redemption of tax certificates to conform to changes made by the act; amending s. 197.502, F.S.; requiring the certificateholder to pay costs of resale within 15 days if applicable; providing circumstances under which land shall be placed on a specified list; amending s. 197.542, F.S.; requiring the certificateholder to pay a specified amount of the assessed value of the homestead under certain circumstances; providing circumstances under which land shall be placed on a specified list; amending s. 197.582, F.S.; clarifying notice requirements; providing for excess proceeds relating to unclaimed property; requiring the clerk to ensure that excess funds are paid according to specified priorities; amending s. 322.245, F.S.; authorizing the suspension of vehicle registration for nonpayment of financial obligations; providing an effective date.

—was referred to the Committees on Judiciary; Transportation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Legg—

SB 790—A bill to be entitled An act relating to education technology; amending s. 1011.62, F.S.; providing the purpose for the Florida digital classrooms allocation; requiring a school district to adopt a district digital classrooms plan and submit the plan to the Department of Education for approval; providing requirements for the plan; requiring that allocated funds be used for a specified purpose; requiring a district school board to submit to the department the district's digital classrooms plan; providing requirements for the district's plan; requiring the Commissioner of Education to adopt a Florida digital classrooms plan that establishes certain protocols, parameters, requirements, and digital tools; providing requirements for the plan; providing calculations for funding; requiring the commissioner to support statewide, coordinated partnerships and efforts of education practitioners to identify and share best practices, corrective actions, and other identified needs; requiring each district school board to report by a specified date to the department the

district's use of funds and student performance outcomes; requiring the commissioner to provide by a specified date to the Governor and the Legislature a summary of each district's use of funds, student performance outcomes, and progress toward meeting statutory requirements and timelines; amending s. 1002.33, F.S.; conforming provisions to changes made by the act; creating s. 1007.2616, F.S.; requiring public schools to provide students in grades K-12 opportunities for learning computer coding and programming; requiring grade-specific instruction in specified areas; requiring elementary schools and middle schools to establish digital classrooms for specified purposes; requiring high schools to provide students with opportunities to take certain computer programming courses to satisfy requirements for high school graduation; requiring a Florida College System institution, and authorizing a state university, to offer students the option of completing a certain number of years of instruction in a computer programming language in lieu of completing the same number of years of foreign language instruction under certain circumstances; including such computer programming courses in the statewide course numbering system; providing that a preeminent state research university is not required to accept computer programming language as the equivalent to a certain number of years of foreign language education; authorizing the State Board of Education to adopt rules; providing an effective date.

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

By Senator Flores—

SB 792—A bill to be entitled An act relating to the tax on sales, use, and other transactions; specifying a period during which the sale of clothing, wallets, bags, school supplies, personal computers, and personal computer related accessories are exempt from the sales tax; providing definitions; providing exceptions; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hays—

SB 794—A bill to be entitled An act relating to alcoholic beverage licenses, Lake and Sumter Counties; amending chapter 2002-334, Laws of Florida; revising criteria for special alcoholic beverage licenses for certain entities operating within the Town of Lady Lake and certain entities operating within Sumter County; providing an effective date.

—was referred to the Committee on Rules.

By Senator Latvala—

SB 796—A bill to be entitled An act relating to public accountancy; amending s. 473.306, F.S.; revising course requirement for certified public accountant license applicant to take the licensure examination; requiring an applicant to be of good moral character in order to take the licensure examination; requiring the Board of Accountancy, when refusing to allow an applicant to take the examination because of a lack of good moral character, to make certain findings and furnish certain evidence and notices to the applicant; amending s. 473.313, F.S.; revising certain deadlines for license reactivation; providing an effective date.

—was referred to the Committees on Regulated Industries; and Rules.

By Senator Ring—

SB 798—A bill to be entitled An act relating to real and personal property; amending s. 712.05, F.S.; clarifying existing law relating to marketable record title; amending s. 718.110, F.S.; providing that an amendment to a declaration related to rental condominium units does not apply to unit owners who vote against the amendment; amending s. 718.111, F.S.; authorizing an association to inspect and repair abandoned condominium units; specifying criteria under which a unit is presumed abandoned; providing a mechanism for an association to recover costs associated with maintaining an abandoned unit; requiring an

outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board or committee member's participation in a meeting via real-time videoconferencing or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; authorizing the board to communicate via e-mail; prohibiting the board from voting via e-mail; amending s. 718.116, F.S.; expanding costs that a unit owner is jointly and severally responsible for paying with the previous owner; providing that the term "previous owner" does not include certain associations; limiting the unit owner's liability for specified costs to amounts accrued before the association acquired title to the delinquent property; amending s. 718.707, F.S.; extending the date by which a parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing that certain persons are ineligible for board membership; suspending a director or officer from office if he or she is charged with a specified felony; providing procedures for filling such vacancy or for reinstating a member under certain circumstances; providing a mechanism to allow a person convicted of a felony to be eligible for board membership; requiring the notice of a board meeting to specify all agenda items; requiring the board to place an item on the agenda if a specified number of voting interests petition the board; amending s. 719.108, F.S.; expanding costs that a unit owner is jointly and severally responsible for paying with the previous owner; providing that the term "previous owner" does not include certain associations; limiting the unit owner's liability for specified costs to amounts accrued before the association acquired title to the delinquent property; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.3085, F.S.; expanding costs that a parcel owner is jointly and severally responsible for paying with the previous owner; limiting the parcel owner's liability for specified costs to amounts accrued before the association acquired title to the delinquent property; creating s. 720.316, F.S.; providing emergency powers of a homeowners' association; providing an effective date.

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

By Senator Evers—

SM 800—A memorial to the Congress of the United States, urging Congress to repeal the Renewable Fuel Standard established under the Energy Independence and Security Act of 2007.

—was referred to the Committees on Transportation; and Environmental Preservation and Conservation.

By Senator Detert—

SB 802—A bill to be entitled An act relating to community development districts; amending s. 190.046, F.S.; providing that certain community development districts may be dissolved by a majority vote of the district landowners; providing an effective date.

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

By Senator Galvano—

SB 804—A bill to be entitled An act relating to package store restrictions; repealing s. 565.04, F.S., which prohibits certain vendors from selling certain merchandise and prohibits direct access from such vendor's place of business to other buildings; providing an effective date.

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

By Senator Bradley—

SB 806—A bill to be entitled An act relating to value adjustment board proceedings; amending s. 194.011, F.S.; requiring the clerk of the value adjustment board to have available and distribute specified forms; authorizing the owner of multiple items of tangible personal property to file a joint petition with the value adjustment board under certain circumstances; requiring the property appraiser to include the property record card in an evidence list for a value adjustment board hearing under certain circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Galvano—

SB 808—A bill to be entitled An act relating to public records; creating s. 548.062, F.S.; providing an exemption from public records requirements for the information in the reports required to be submitted to the Florida State Boxing Commission by a promoter; 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 Regulated Industries; Governmental Oversight and Accountability; and Rules.

By Senator Galvano—

SB 810—A bill to be entitled An act relating to pugilistic exhibitions; amending s. 548.002, F.S.; revising definitions; amending s. 548.004, F.S.; revising the duties and responsibilities of the executive director of the Florida State Boxing Commission; deleting a provision requiring the electronic recording of commission proceedings; amending s. 548.006, F.S.; providing the commission exclusive jurisdiction over approval of amateur mixed martial arts matches; amending s. 548.007, F.S.; revising applicability of ch. 548, F.S.; repealing s. 548.015, F.S., relating to the authority of the commission to require a concessionaire to file a form of security with the commission; amending s. 548.017, F.S.; deleting a requirement for the licensure of concessionaires; amending s. 548.046, F.S.; providing for immediate license suspension and other disciplinary action if a participant fails or refuses to provide a urine sample or tests positive for specified prohibited substances; amending s. 548.054, F.S.; revising procedure and requirements for requesting a hearing following the withholding of a purse; amending s. 548.06, F.S.; specifying a circumstance under which a report is not required to be filed with the commission; revising the calculation of gross receipts that are required to be filed in a report to the commission; requiring promoters to retain specified documents and records; authorizing the commission and the Department of Business and Professional Regulation to audit specified records retained by a promoter; requiring the commission to adopt rules; amending s. 548.07, F.S.; revising the procedure for suspension of licensure; amending s. 548.073, F.S.; requiring that commission hearings be held in accordance with ch. 120, F.S.; providing an appropriation; providing an effective date.

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

By Senator Detert—

SB 812—A bill to be entitled An act relating to court-ordered expunction of criminal history records; amending s. 943.0585, F.S.; revising the information that must be provided in the written statement from the state attorney or statewide prosecutor in order for a person to be eligible for a criminal history record expunction; requiring a person or entity that publishes, displays, or disseminates information regarding an arrest that has been expunged to remove such information under certain circumstances; providing an effective date.

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

SB 814—Withdrawn prior to introduction.

By Senators Bradley, Dean, Hays, and Thrasher—

SB 816—A bill to be entitled An act relating to collective bargaining for certain public employees; amending s. 447.203, F.S.; redefining the term “legislative body”; specifying that, for purposes of resolving an impasse issue unrelated to wages, the sheriff, tax collector, property appraiser, supervisor of elections, or clerk of the circuit court is the legislative body for his or her respective employees; providing an exception; providing that, in a county that abolishes the office of sheriff, tax collector, property appraiser, supervisor of elections, or clerk of the circuit court by vote of the electors and transfers his or her duties to another officer, such officer is the legislative body for resolving an impasse issue unrelated to wages unless such transfer is inconsistent with general law or a special law approved by a vote of the electors of such county; defining the term “wages”; amending s. 447.403, F.S.; requiring the board of county commissioners to provide supplemental funds to a county constitutional officer if resolution of a disputed impasse issue over wages exceeds the officer’s final offer; authorizing the county constitutional officer to apply to the circuit court if the board of county commissioners fails to provide such funds; providing construction; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Margolis—

SB 818—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; revising definitions; amending s. 212.03, F.S.; specifying the facilities that are exempt from the transient rentals tax; amending ss. 212.0306 and 212.04, F.S.; deleting the application of brackets for the calculation of sales and use taxes; amending s. 212.05, F.S.; deleting criteria establishing circumstances under which taxes on the lease or rental of a motor vehicle are due; revising criteria establishing circumstances under which taxes on the sale of a prepaid calling arrangement are due; deleting the application of brackets for the calculation of sales and use taxes; amending s. 212.0506, F.S.; deleting the application of brackets for the calculation of sales and use taxes; amending s. 212.054, F.S.; limiting the \$5,000 cap on discretionary sales surtax to the sale of motor vehicles, aircraft, boats, manufactured homes, modular homes, and mobile homes; specifying the time at which changes in surtaxes may take effect; providing criteria to determine the situs of certain sales; providing for databases to identify taxing jurisdictions; providing criteria to hold purchasers harmless for failure to pay the correct amount of tax; holding sellers harmless for failing to collect a tax at a new rate under certain circumstances; amending s. 212.06, F.S.; defining terms; deleting provisions relating to mail-order sales to conform; requiring purchasers of direct mail to use direct-mail forms; providing criteria for determining the location of transactions involving tangible personal property, digital goods, or services and for the lease or rental of tangible personal property; amending s. 212.07, F.S.; conforming a cross-reference; providing for the creation of a taxability matrix; providing immunity from liability for acts in reliance of the taxability matrix; amending s. 212.08, F.S.; revising exemptions from sales and use tax for food and medical products; conforming cross-references; creating s. 212.094, F.S.; providing a procedure for a purchaser to obtain a refund of or credit against tax collected by a dealer; amending s. 212.12, F.S.; authorizing collection allowances for certified service providers and voluntary sellers in accordance with the Streamlined Sales and Use Tax Agreement; providing for the computation of taxes due based on rounding instead of brackets; amending s. 212.17, F.S.; providing additional criteria for a dealer to claim a credit for or obtain a refund of taxes paid relating to worthless accounts; amending s. 212.18, F.S.; authorizing the Department of Revenue to waive the dealer registration fee for applications submitted through the central electronic registration system provided by member states of the Streamlined Sales and Use Tax Agreement; deleting provisions relating to mail-order sales to conform; amending s. 212.20, F.S.; deleting procedures for refunds of tax paid on mail-order sales to conform; creating s. 213.052, F.S.; providing for notice of state sales or use tax rate changes; creating s.

213.0521, F.S.; providing the effective date for state sales and use tax rate changes; creating s. 213.215, F.S.; providing amnesty for uncollected or unpaid sales and use taxes for sellers who register under the Streamlined Sales and Use Tax Agreement; providing exceptions to the amnesty; amending s. 213.256, F.S.; providing and revising definitions; providing for entry into agreements with other states to simplify and facilitate compliance with sales tax laws; providing for certification of compliance with agreements; creating s. 213.2562, F.S.; providing for the department to review software submitted to the governing board for certification as a certified automated system; creating s. 213.2567, F.S.; providing for the registration of sellers, the certification of a person as a certified service provider, and the certification of a software program as a certified automated system by the governing board under the Streamlined Sales and Use Tax Agreement; declaring legislative intent; providing for the adoption of emergency rules; amending ss. 11.45, 196.012, 202.18, 203.01, 212.031, 212.052, 212.055, 212.13, 212.15, 213.015, 218.245, 218.65, 288.1045, 288.11621, 288.1169, 551.102, and 790.0655, F.S.; conforming cross-references; repealing s. 212.0596, F.S., relating to provisions pertaining to the taxation of mail-order sales; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bullard—

SB 820—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senator Bullard—

SB 822—A bill to be entitled An act relating to employment of felons; creating s. 220.197, F.S.; providing a corporate income tax credit for employing a person previously convicted of a felony; providing requirements to receive the credit; providing exceptions for certain felons; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Joyner—

SB 824—A bill to be entitled An act relating to Hepatitis C testing; creating s. 381.0044, F.S.; providing definitions; requiring specified persons to be offered Hepatitis C testing; providing followup health care for persons with a positive test result; requiring the Department of Health to adopt rules; providing applicability with respect to Hepatitis C testing by health care practitioners; requiring a report to the Governor and Legislature; providing an effective date.

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

By Senator Joyner—

SB 826—A bill to be entitled An act relating to trusts; amending ss. 736.0703 and 736.1011, F.S.; limiting the liability of excluded trustees; providing an exception; authorizing trusts to provide for exculpation of excluded trustees under certain circumstances; providing an effective date.

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

By Senator Bradley—

SB 828—A bill to be entitled An act relating to the court system; repealing s. 25.151, F.S., relating to a prohibition on the practice of law by a retired justice of the Supreme Court; repealing ss. 25.191 and 25.231, F.S., relating to the appointment and duties of a Clerk of the Supreme Court; amending s. 25.241, F.S.; deleting a requirement regarding the salary of the Clerk of the Supreme Court, to conform; repealing s. 25.281, F.S., relating to compensation of the Marshal of the Supreme Court; repealing s. 25.351, F.S., relating to the acquisition of books by the Supreme Court; repealing s. 26.01, F.S., relating to the number of judicial circuits; amending s. 26.021, F.S.; specifying the number of judicial circuits; repealing certain residency requirements for circuit judges; repealing s. 26.51, F.S., relating to payment of the salaries of circuit judges; amending s. 26.55, F.S.; excluding retired judges practicing law from the Conference of Circuit Judges of Florida; removing a requirement that circuit court judges attend and participate in such conference; requiring that the conference operate according to the Rules of Judicial Administration; revising requirements for such conferences; repealing ss. 27.50 and 27.55, F.S., relating to the qualifications, election, compensation, and certain expenditures of public defenders; creating s. 29.23, F.S.; providing for certain judicial branch salaries; repealing ss. 35.12, 35.13, 35.19, and 35.21, F.S., relating to the chief judge, quorum, compensation of judges, and clerk, respectively, of the district courts of appeal; amending s. 35.22, F.S.; deleting a requirement for the appointment and salary of a clerk for each district court of appeal; repealing ss. 35.25 and 35.27, F.S., relating to duties of the clerk and compensation of the marshal, respectively, of the district courts of appeal; repealing s. 38.13, F.S., relating to replacement of disqualified judges of the district courts of appeal; amending s. 43.20, F.S.; revising the number of members of the Judicial Qualifications Commission to conform to requirements of the State Constitution; repealing s. 57.101, F.S., relating to the charging of costs against the losing party for certain copies of records in the Supreme Court; repealing s. 92.15, F.S., relating to an evidentiary rule regarding evidence of title to land passing from the United States; providing an effective date.

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

By Senator Bullard—

SB 830—A bill to be entitled An act relating to carryout bags; amending s. 403.7033, F.S.; providing legislative findings; deleting obsolete provisions; providing definitions; creating statewide standards for reusable bags and recyclable paper bags for stores located within a county or municipality that adopts ordinances pursuant to this act; requiring affected stores to charge customers a fee for each recyclable paper bag provided; prohibiting affected stores from providing plastic carryout bags or other types of bags; providing for allocation of fees collected; providing reporting requirements for affected stores; authorizing local governments to impose a penalty; authorizing local governments desiring to regulate the use of carryout bags to adopt ordinances pursuant to this act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Commerce and Tourism.

By Senators Flores and Diaz de la Portilla—

SB 832—A bill to be entitled An act relating to the financing of motor vehicles; reordering and amending s. 545.01, F.S.; defining terms; creating s. 545.045, F.S.; prohibiting a finance company that is affiliated with or controlled by, or that has a contractual relationship to represent, a manufacturer or wholesale distributor from adopting or implementing a policy or business practice that results in specified actions relating to certain finance obligations arising from the retail sale or lease of a motor vehicle that includes a specified third party automotive related product; providing an effective date.

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

By Senator Latvala—

SB 834—A bill to be entitled An act relating to legal notices; amending s. 50.0211, F.S.; authorizing clerks of court to provide links to legal notices web pages; prohibiting charging a fee or requiring registration for viewing online legal notices; establishing the period for which legal notices are required to be published on the statewide website; requiring that legal notices be archived on the statewide website for a specified period; providing that the printed version of a legal notice prevails if there is a conflict; providing applicability; amending s. 50.061, F.S.; clarifying payment provisions; providing an effective date.

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

By Senator Bean—

SB 836—A bill to be entitled An act relating to medical gas; creating part III of ch. 499, F.S., entitled “Medical Gas”; creating s. 499.81, F.S.; defining terms; creating s. 499.82, F.S.; requiring a person or establishment located inside or outside the state which intends to distribute medical gas within or into this state to obtain an applicable permit before operating; listing the people or entities that are legally authorized to receive medical gas; establishing categories of permits and setting requirements for each; creating s. 499.821, F.S.; requiring the Department of Business and Professional Regulation to establish the form and content of an application; stating that an applicant who is denied a permit has a right of review pursuant to ch. 120, F.S.; requiring the department to ensure that information obtained during the application process identified as trade secret is maintained and remains confidential; authorizing the department to set fees within certain parameters; creating s. 499.822, F.S.; requiring a permit to expire 2 years after the last day of the month in which the permit was issued; providing requirements for the renewal of a permit; requiring the department to adopt rules for the renewal of permits; creating s. 499.823, F.S.; authorizing the department to consider certain factors in determining the eligibility of an applicant; creating s. 499.824, F.S.; authorizing the department to approve certain permitholder changes; authorizing the department to revoke the permit of a person that fails to comply with this section; creating s. 499.83, F.S.; requiring an applicant for or a holder of a permit as a wholesale distributor of medical gas or as a medical oxygen retailer to designate a registered agent; creating s. 499.84, F.S.; setting the minimum requirements for the storage and handling of medical gas; creating s. 499.85, F.S.; requiring a wholesale distributor of medical gas to implement measures to secure the location from unauthorized entry; setting facility requirements for security purposes; authorizing a vehicle used for on-call delivery of oxygen USP and oxygen-related equipment to be parked at a place of residence; requiring the department to adopt rules governing the wholesale distribution of prescription medical oxygen; creating s. 499.86, F.S.; requiring a wholesale distributor of medical gases to visually examine an immediate container upon receipt for identity and to determine if the medical gas container has been damaged or is otherwise unfit for distribution; requiring a medical gas container that is damaged or otherwise unfit for distribution to be quarantined; requiring outgoing shipments to be inspected; requiring wholesale distributors to review certain records; creating s. 499.87, F.S.; authorizing the return of medical gas that has left the control of the wholesale distributor; requiring that medical gas that is damaged, misbranded, or adulterated be quarantined from other medical gases until it is destroyed or returned to the manufacturer or wholesale distributor from which it was acquired; creating s. 499.88, F.S.; requiring a wholesale distributor to obtain certain information before the initial acquisition of the medical gas; providing certain exemptions; creating s. 499.89, F.S.; requiring a wholesale distributor to establish and maintain transactional records; providing a retention period for certain records and requiring that the records be available for inspection during that period; creating s. 499.90, F.S.; requiring a wholesale distributor to establish, maintain, and adhere to certain written policies and procedures; creating s. 499.91, F.S.; prohibiting certain acts; creating s. 499.92, F.S.; establishing criminal penalties; authorizing property or assets subject to forfeiture to be seized pursuant to a warrant; creating s. 499.93, F.S.; authorizing the department to require a facility that engages in wholesale distribution to undergo an inspection; authorizing the department to authorize a third party to inspect wholesale distributors; requiring the department to ensure that information obtained during the inspection process identified as trade secret is maintained and remains confidential; creating s. 499.94, F.S.; requiring fees collected pursuant to

this part to be deposited into the Professional Regulation Trust Fund; creating s. 499.95, F.S.; authorizing the department for the purpose of initiating an investigation or proceeding under this part to administer oaths, take depositions, issue and serve subpoenas, and compel attendance of witnesses and the production of books, papers, documents or other evidence; requiring an attorney to whom the department reports a violation of this part to timely institute proceedings in the court of competent jurisdiction; exempting minor violations from reporting requirements at the department’s discretion; providing that this part is cumulative and does not repeal or affect the power, duty, or authority of the department; amending ss. 409.9201, 460.403, 465.0265; conforming provisions to changes made by the act; amending s. 499.001, F.S.; conforming a provision to changes made by the act; amending s. 499.003, F.S.; conforming terminology, deleting a definition, and defining the term “medical gas”; amending ss. 499.01 and 499.0121, F.S.; conforming provisions to changes made by the act; amending s. 499.01211, F.S.; changing the membership of the Drug Wholesale Distributor Advisory Council; requiring the Compressed Gas Association to appoint one person to the council; amending ss. 499.01212, 499.015, 499.024, 499.041, 499.05, 499.051, 499.066, 499.0661, and 499.067, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

SR 838—Not introduced.

By Senator Richter—

SB 840—A bill to be entitled An act relating to public records and meetings; amending s. 381.82, F.S.; providing an exemption from public records requirements for research grant applications submitted to the Alzheimer’s Disease Research Grant Advisory Board under the Ed and Ethel Moore Alzheimer’s Disease Research Program and records generated by the board relating to the review of the applications; providing an exemption from public meetings requirements for those portions of meetings of the board during which the research grant applications are discussed; authorizing disclosure of such confidential information under certain circumstances; providing for legislative review and repeal of the exemptions under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Latvala—

SB 842—A bill to be entitled An act relating to ad valorem taxation; creating s. 196.203, F.S.; creating an ad valorem tax exemption for certain mobile home lots; providing requirements and procedures for obtaining the exemption; requiring the Department of Revenue to provide exemption forms; providing duties of the county property appraiser for determining the amount of the exemption and providing an annual notice; providing legislative intent; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Latvala—

SB 844—A bill to be entitled An act relating to unemployment compensation; amending s. 443.131, F.S.; prohibiting benefits from being charged to the employment record of an employer that is forced to lay off workers for specified reasons; providing an effective date.

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

By Senator Latvala—

SB 846—A bill to be entitled An act relating to governmental ethics; amending s. 28.35, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the executive council of the Florida Clerks of Court Operations Corporation; amending s. 112.3142, F.S.; requiring elected municipal officers to participate in annual ethics training; amending s. 112.3144, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her full and public disclosure of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order recommending removal of an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a disclosure within a specified time period; providing that failure to certify completion of annual ethics training on a disclosure does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.3145, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her statement of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order to remove an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a statement within a specified time period; providing that failure to certify completion of annual ethics training on a statement does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or governing body to withhold the entire amount of a fine owed and related administrative costs from salary-related payments of certain individuals; authorizing the Chief Financial Officer or governing body to reduce the amount withheld if an individual can demonstrate a hardship; creating s. 112.31456, F.S.; authorizing the commission to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; creating s. 112.3251, F.S.; requiring citizen support and direct-support organizations to adopt a code of ethics; establishing minimum requirements for a code of ethics; creating s. 112.3261, F.S.; defining terms; prohibiting a person from lobbying an independent special district until registering; establishing registration requirements; requiring public availability of lobbyist registrations; establishing procedures for termination of a lobbyist's registration; authorizing an independent special district to establish a registration fee; establishing requirements for quarterly compensation reports; requiring an independent special district to establish procedures with respect to the receipt of reports; prohibiting lobbying expenditures; prohibiting compensation to a firm not registered to lobby; providing for jurisdiction of complaints; providing a penalty; authorizing a person to request an advisory opinion from the commission; authorizing an independent special district or person to file a complaint; requiring an independent special district to establish certain policies and procedures; amending s. 288.901, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the Enterprise Florida, Inc., board of directors; amending s. 288.92, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to division officers of Enterprise Florida, Inc.; amending s. 288.9604, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of the Florida Development Finance Corporation; amending s. 331.3081, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of Space Florida; amending s. 627.351, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to senior managers and members of the board of governors of Citizens Property Insurance Corporation; prohibiting a former member of the board of governors from representing another person or entity before the corporation for a specified timeframe; providing an effective date.

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

By Senator Margolis—

SB 848—A bill to be entitled An act relating to gaming; providing a short title; prohibiting applicants and permit holders of pari-mutuel permits from contributing to certain campaign accounts and political committees; defining the term “department officials”; prohibiting specified conduct or employment by department officials; providing an effective date.

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

By Senator Legg—

SB 850—A bill to be entitled An act relating to education; creating s. 1007.273, F.S.; requiring a Florida College System institution to work with each school district in its designated service area to establish a collegiate high school program; providing options for participation in a collegiate high school program; requiring a Florida College System institution to execute a contract with each school district in its designated service area to establish the program; authorizing another Florida College System institution to execute a contract with the school district in certain circumstances; requiring the contract to be executed by a specified date for the purpose of implementation; requiring Florida College System institutions to collaborate with the school districts they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating school district to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; providing the calculation for funding the collegiate high school program; prohibiting a Florida College System institution from reporting certain funds for purposes of funding or receiving the standard tuition rate per credit hour for a student enrolled in a dual enrollment course at the institution unless the institution establishes a collegiate high school program; providing that certain independent colleges and universities are eligible to work with school districts to establish a collegiate high school program; requiring such independent colleges and universities to collaborate with the school districts they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating school district to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; providing an effective date.

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

By the Committee on Education—

SB 852—A bill to be entitled An act relating to education; prohibiting a student from taking certain local assessments during a specified time; providing exceptions for certain examinations; providing an effective date.

—was referred to the Committee on Rules.

By Senator Abruzzo—

SB 854—A bill to be entitled An act relating to bail bonds; amending s. 648.25, F.S.; defining and redefining terms; amending s. 648.30, F.S.; prohibiting a person from transmitting or posting an electronic bond with attached power of attorney unless he or she is duly qualified, licensed, appointed, and registered as a bail bond agent; amending s. 648.42, F.S.; authorizing a duly qualified, licensed, appointed, and registered bail bond agent to transmit electronic bonds within the judicial circuit in which the bail bond agency is located under certain circumstances; amending s. 648.43, F.S.; requiring the Department of Financial Services to approve a sample electronic power of attorney form; amending s. 648.44, F.S.; prohibiting a bail bond agent or temporary bail bond agent from transmitting or posting an electronic bond with attached power of attorney under certain circumstances; prohibiting a bail

bond agent from authorizing another person to countersign his or her name to a bond or power of attorney; prohibiting a bail bond agent from facilitating or allowing an unlicensed person or a person without proper appointment to transmit or post electronic bonds; providing a criminal penalty; amending s. 648.441, F.S.; prohibiting an insurer or managing general agent from furnishing an unlicensed individual or entity a form necessary for transmitting or posting electronic bonds; amending s. 903.09, F.S.; revising requirements for a bail bond agent to justify his or her suretyship to include electronic bonds; amending s. 903.101, F.S.; authorizing a qualified, licensed, appointed, and registered bail bond agent to transmit or post electronic bonds within the judicial circuit in which the bail bond agency is located under certain circumstances; amending s. 903.33, F.S.; providing that electronic bonds are considered original documents; amending s. 903.34, F.S.; providing requirements for bond, posted in person or initiated electronically, to be approved by a committing trial court judge or the sheriff; providing an effective date.

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

By Senator Detert—

SB 856—A bill to be entitled An act relating to the Uniform Fraudulent Transfer Act; amending s. 726.109, F.S.; providing that certain transfers of charitable contributions to charitable or religious organizations are exempt from s. 726.106(1), F.S.; providing an effective date.

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

By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

SB 858—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 288.985, F.S., which provides exemptions from public records and public meetings requirements for certain records and meetings of the Florida Defense Support Task Force; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Benacquisto—

SB 860—A bill to be entitled An act relating to military and veterans affairs; amending s. 250.10, F.S.; revising requirements for the Educational Dollars for Duty program developed by the Adjutant General; requiring an Educational Dollars for Duty program applicant to authorize the release of certain information to the Department of Military Affairs; prohibiting the program from paying repeat course fees; authorizing certain online courses to be offered through the program; requiring participating institutions to provide specified information to the Department of Military Affairs; authorizing the department to reimburse certain costs and fees; requiring the Adjutant General to adopt rules relating to specified components of the program; amending s. 250.35, F.S.; updating references with respect to courts-martial; creating s. 265.0031, F.S.; providing legislative intent; establishing the Florida Veterans' Walk of Honor and the Florida Veterans' Memorial Garden; providing administration and funding, without appropriation of state funds, by the Department of Veterans' Affairs; requiring the Department of Management Services to set aside an area for the construction of the Walk of Honor and the Memorial Garden; requiring specified donations to be deposited in the account of the direct-support organization within the Department of Veterans' Affairs; authorizing the organization to use the donations for specified purposes; amending s. 288.0001, F.S.; requiring the Office of the Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide an analysis of the Veterans Employment and Training Services Program by specified dates; amending s. 295.065, F.S.; revising legislative intent relating to the hiring practices of veterans; amending s. 295.07, F.S.; revising eligibility for preference in appointment and retention by public employers; amending s. 295.08, F.S.; revising point values added to earned ratings of a person eligible to receive preference

in appointment to and retention in certain positions by public employers; amending s. 295.085, F.S.; revising preference in appointment, employment, and retention in positions for which numerically based selection processes are not used; conforming cross-references and provisions to changes made by the act; creating s. 295.20, F.S.; creating Florida Is for Veterans, Inc., as a nonprofit corporation within the Department of Veterans' Affairs; specifying the purpose and duties of the corporation; providing for the governance of the corporation by a board of directors; specifying the membership and composition of the board; providing for the appointment of board members and designating terms; providing that members of the board are subject to the Code of Ethics of Public Officers and Employees; providing a penalty for certain violations by board members; authorizing reimbursement for per diem and travel expenses of board members; providing that an appointed member of the board may be removed for cause; authorizing the board to exercise certain powers; providing that the corporation is subject to the state's public records and meetings laws; providing for administrative and staff support for the nonprofit corporation; authorizing each state agency to provide necessary assistance to the nonprofit corporation; authorizing the Department of Veterans' Affairs to allow the nonprofit corporation's use of property, facilities, and personal services; providing exceptions; requiring the nonprofit corporation to submit an annual report to the Governor and the Legislature; prescribing report requirements; requiring the Office of Program Policy Analysis and Government Accountability to conduct a performance audit by a specified date; prescribing audit requirements; requiring that the audit findings be submitted to the Legislature; creating s. 295.21, F.S.; providing legislative findings and intent; creating the Veterans Employment and Training Services Program within the Department of Veterans' Affairs; providing for administration of the program by Florida Is For Veterans, Inc.; specifying duties of the program; requiring Enterprise Florida, Inc., to provide information regarding Florida Is for Veterans, Inc., to prospective businesses; requiring Enterprise Florida, Inc., to collaborate with Florida Is for Veterans, Inc., regarding employment needs; requiring Florida Is for Veterans, Inc., to submit a report to the Governor and the Legislature by a specified date; prescribing report requirements; amending s. 296.06, F.S.; revising residency requirements for eligibility for admittance to the Veterans' Domiciliary Home of Florida; amending s. 296.36, F.S.; revising residency requirements for eligibility for admittance to the Veterans' Nursing Home of Florida; amending s. 455.213, F.S.; authorizing the person who is the spouse of a military veteran at the time of the veteran's discharge to apply to the Department of Business and Professional Regulation for certain licenses without paying initial fees; increasing the time period during which a military veteran or his or her spouse at the time of discharge may qualify for a fee waiver; amending ss. 456.013 and 468.304, F.S.; authorizing the Department of Health to waive certain fees for the person who is the spouse of a military veteran at the time of the veteran's discharge; increasing the time period during which a military veteran or his or her spouse at the time of discharge may qualify for a fee waiver; amending s. 499.012, F.S.; revising permit application requirements under the Florida Drug and Cosmetic Act for natural persons with certain managerial experience in the United States Armed Forces; reenacting s. 1002.36(4)(f), F.S., relating to the board of trustees of the Florida School for the Deaf and the Blind, to incorporate the amendments made to s. 295.07, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Health Policy—

SB 862—A bill to be entitled An act relating to prescription drug monitoring; amending s. 893.055, F.S.; defining and redefining terms; revising provisions relating to the comprehensive electronic database system and prescription drug monitoring program maintained by the Department of Health; requiring a law enforcement agency to submit a court order as a condition of direct access to information in the program; requiring that the court order be predicated upon a showing of reasonable suspicion of criminal activity, fraud, or theft regarding prescribed controlled substances; providing that the court order may be issued without notice to the affected patients, subscribers, or dispensers; authorizing the department to provide relevant information that does not contain personal identifying information if the program manager determines a specified pattern exists; authorizing the department to provide a patient advisory report to any appropriate health care practitioner if the program manager determines a specified pattern exists;

authorizing the law enforcement agency to use such information to support a court order; authorizing the department to fund the program with up to \$500,000 of funds generated under ch. 465, F.S.; authorizing the department to seek federal or private funds to support the program; repealing language creating a direct-support organization to fund the program; deleting obsolete provisions; providing an effective date.

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

By Senators Hays and Benacquisto—

SB 864—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; providing that the district school board has the constitutional duty and responsibility to select and provide adequate instructional materials for all students; redefining the term “adequate instructional materials”; amending s. 1006.283, F.S.; requiring a district school board or consortium of school districts to implement an instructional materials program; including criteria for the review and recommendation of instructional materials, the process by which instructional materials are adopted, and the process by which a school district will notify parents of their ability to access their children’s instructional materials in the list of the subjects that must be addressed by rule of the district school board; requiring adopted instructional materials to be provided in digital format; defining the term “digital format”; requiring the Department of Education to publish minimum, recommended technology requirements; requiring the district to make available, upon request, sample copies of its adopted instructional materials; repealing s. 1006.29, F.S., relating to state instructional materials reviewers; amending s. 1006.30, F.S.; requiring each district instructional materials reviewer to file an affidavit with the district school board, rather than the department; amending s. 1006.31, F.S.; deleting references to the Department of Education regarding the duties of instructional materials reviewers; revising the evaluation procedure for instructional materials; amending s. 1006.32, F.S.; conforming provisions to changes made by the act; repealing s. 1006.33, F.S., relating to bids, proposals, and advertisement regarding the adoption of instructional materials; repealing s. 1006.34, F.S., relating to powers and duties of the Commissioner of Education and the department in selecting and adopting instructional materials; amending s. 1006.35, F.S.; requiring the district school board, rather than the commissioner, to conduct an independent investigation to determine the accuracy of district-adopted instructional materials; authorizing the district school board, rather than the commissioner, to remove materials from the list of district-adopted materials under certain circumstances; repealing s. 1006.36, F.S., relating to the term of adoption for instructional materials; amending s. 1006.37, F.S.; authorizing, rather than requiring, the district school superintendent to requisition adopted instructional materials from the depository of a publisher with whom a contract has been made or any other vendor selling the adopted instructional materials; deleting provisions regarding the superintendent’s requisition of instructional materials; conforming provisions to changes made by the act; authorizing a district school board or a consortium of school districts to requisition instructional materials from the publisher’s depository or any other vendor selling adopted instructional materials and to request assistance from the publisher’s depository to recommend instructional materials for review, approval, adoption, and purchase; requiring the recommended materials to be consistent with certain goals, objectives, and requirements; requiring that personnel from the publisher’s depository sign an affidavit in order to be considered an instructional materials reviewer; amending s. 1006.38, F.S.; conforming provisions to changes made by the act; revising the duties, responsibilities, and requirements of instructional materials publishers and manufacturers; amending s. 1006.40, F.S.; deleting provisions regarding the adoption of instructional materials for certain core courses in the subject area of mathematics; requiring each district school board to use a certain percentage of the annual allocation for the purchase of digital, rather than electronic, instructional materials that meet certain goals, objectives, and requirements; deleting provisions regarding the use of the district’s annual allocation for the purchase of instructional materials; amending s. 1006.41, F.S.; conforming provisions to changes made by the act; amending ss. 1006.282 and 1010.82, F.S.; conforming cross-references; providing an effective date.

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

By the Committee on Health Policy—

SB 866—A bill to be entitled An act relating to a review under the Open Government Sunshine Review Act; amending s. 893.0551, F.S., which makes confidential and exempt certain information of a patient or patient’s agent, health care practitioner, and others held by the Department of Health; specifying that the Attorney General, health care regulatory boards, and law enforcement agencies may disclose certain confidential and exempt information to certain entities only if such information is relevant to an active investigation that prompted the request for the information; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all nonrelevant confidential and exempt information before disclosing such information; requiring a law enforcement agency to obtain a court order before such agency may receive information from the prescription drug monitoring database; authorizing a health care practitioner to share a patient’s information with that patient and put such information in the patient’s medical record upon consent; authorizing the department to disclose, under certain circumstances, a patient advisory report to a health care practitioner and relevant information that does not include personal identifying information to a law enforcement agency, rather than requiring the department to disclose confidential and exempt information; authorizing a law enforcement agency to use specified information to support a court order, rather than to disclose confidential and exempt information to a criminal justice agency; prohibiting an agency or person who obtains specified confidential and exempt information from disclosing such information except under certain circumstances; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

SB 868—Withdrawn prior to introduction.

By Senator Smith—

SB 870—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract; providing an effective date.

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

By Senator Richter—

SB 872—A bill to be entitled An act relating to Alzheimer’s disease; amending s. 120.80, F.S.; exempting grant programs administered by the Alzheimer’s Disease Research Grant Advisory Board from the Administrative Procedure Act; amending s. 252.355, F.S.; requiring the Division of Emergency Management, in coordination with local emergency management agencies, to maintain a registry of persons with special needs; requiring the division to develop and maintain a special needs shelter registration program; requiring specified agencies and authorizing specified health care providers to provide registration information to special needs clients or their caregivers and to assist emergency management agencies in registering persons for special needs shelters; amending s. 381.0303, F.S.; providing additional staffing requirements for special needs shelters; requiring special needs shelters to establish designated shelter areas for persons with Alzheimer’s disease or related forms of dementia; authorizing the Department of Health, in coordination with the division, to adopt rules relating to standards for the special needs registration program; creating s. 381.82, F.S.; establishing the Ed and Ethel Moore Alzheimer’s Disease Research Program within the department; requiring the program to provide grants and fellowships for research relating to Alzheimer’s disease; creating the Alzheimer’s Disease Research Grant Advisory Board; providing for appointment and terms of members; providing for organization, duties, and operating procedures of the board; requiring the department to provide staff to assist the board in carrying out its duties; requiring the board to annually submit recommendations for proposals to be funded; requiring a report to the Governor, Legislature, and State Surgeon General; providing that implementation of the program is subject to appropriation; amending s. 430.502, F.S.; requiring the De-

partment of Elderly Affairs to develop minimum performance standards for memory disorder clinics to receive base-level annual funding; requiring the department to provide incentive-based funding, subject to appropriation, for certain memory disorder clinics; providing an effective date.

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

By Senator Detert—

SB 874—A bill to be entitled An act relating to mobile home park tenancies; amending s. 723.003, F.S.; defining the term “prospectus”; amending s. 723.006, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to provide notice to the homeowners’ association of a proposed amendment to a prospectus before approving such amendment; amending s. 723.011, F.S.; removing the use of an offering circular; amending s. 723.012, F.S.; removing the use of an offering circular; requiring that additional information be provided in the prospectus which advises the customer of consequences if the land use is changed; amending s. 723.014, F.S.; removing the use of an offering circular; amending s. 723.032, F.S.; requiring the division to enforce certain rental agreement provisions; amending ss. 723.035, 723.041, and 723.059, F.S.; removing the use of an offering circular; amending s. 723.061, F.S.; requiring a park owner to provide certain information to residents who are displaced as a result of a mandatory eviction due to a change in use of the land; amending ss. 73.072 and 723.031, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Appropriations.

By Senator Galvano—

SB 876—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.066, F.S.; requiring a statement to be completed and sworn to for each confidential crash report requested within a certain time period; requiring the Department of Highway Safety and Motor Vehicles to deliver a notice regarding unlawful solicitations to persons involved in certain motor vehicle crashes; providing an effective date.

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

By Senator Bullard—

SB 878—A bill to be entitled An act relating to postsecondary student fees; amending s. 1009.21, F.S.; classifying as a resident for tuition purposes a dual enrollment student who subsequently enrolls at the institution of higher education that offered the dual enrollment course; providing for rules and regulations; providing an effective date.

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

By Senator Bullard—

SB 880—A bill to be entitled An act relating to the Literacy Jump Start Pilot Project; requiring the Department of Education to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; requiring the department to select an organization to implement the pilot project; requiring the Office of Early Learning to oversee implementation of the pilot project; providing eligibility requirements for participation; requiring background screening for instructors, volunteers, and noninstructional personnel who make direct contact with children; requiring emergent literacy training for instructors; encouraging the coordination of basic health screening and immunization services in conjunction with emergent literacy instruction; requiring annual submission of an accountability report; requiring the department to allocate funds for the pilot project; providing an effective date.

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

By Senator Bullard—

SB 882—A bill to be entitled An act relating to public education; amending s. 1003.42, F.S.; requiring members of the instructional staff of public schools to include instruction on the history, meaning, significance, and effect of the Universal Declaration of Human Rights; providing an effective date.

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

By Senator Smith—

SB 884—A bill to be entitled An act relating to a special assessment for law enforcement services; creating s. 166.212, F.S.; authorizing municipalities to levy a special assessment to fund the costs of providing law enforcement services; requiring a municipality to adopt an ordinance and reduce its ad valorem millage to levy the special assessment; providing a methodology for the apportionment of the special assessment and the reduction of the ad valorem millage; requiring the property appraiser to list the special assessment on the notice of property taxes; specifying exceptions to the reduction of the ad valorem millage by more than a certain percentage; authorizing the Department of Revenue to adopt rules and forms; providing for construction; providing an effective date.

—was referred to the Committees on Community Affairs; Criminal Justice; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Montford—

SB 886—A bill to be entitled An act relating to the Florida Teachers Classroom Supply Assistance Program; amending s. 1012.71, F.S.; revising procedures for distributing program funds to classroom teachers; providing an effective date.

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

By Senator Bullard—

SB 888—A bill to be entitled An act relating to corporate income tax; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or the franchise tax may be applied, to include an agribusiness engaged in agritourism activities; creating s. 220.197, F.S.; providing a legislative purpose; defining terms; creating a corporate income tax credit for certain agribusinesses engaged in agritourism activities; specifying requirements for the credit; authorizing the Department of Revenue to adopt rules; providing for future repeal and legislative review of the tax credit; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Agriculture; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Galvano—

SB 890—A bill to be entitled An act relating to bingo; amending s. 849.0931, F.S.; specifying that ch. 849, F.S., does not prohibit certain park or recreation districts from conducting bingo; authorizing bingo to be held on the premises of certain park or recreation districts; providing an effective date.

—was referred to the Committees on Gaming; Regulated Industries; and Community Affairs.

By Senator Bradley—

SB 892—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; expanding a sales and use tax exemption for school lunches to include colleges and universities; providing an effective date.

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

By Senator Sobel—

SR 894—A resolution expressing opposition to the academic boycott of Israeli universities and institutions of higher learning, and support of academic and political freedom and collaboration with Israeli universities.

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

By Senator Bullard—

SB 896—A bill to be entitled An act relating to the death penalty; amending s. 775.082, F.S.; deleting provisions providing for the death penalty for capital felonies; deleting provisions relating to the effect of a declaration by a court of last resort that the death penalty in a capital felony is unconstitutional; amending ss. 27.51 and 27.511, F.S.; deleting provisions relating to representation in death penalty cases; repealing ss. 27.7001, 27.7002, 27.701, 27.702, 27.703, 27.704, 27.7045, 27.705, 27.706, 27.707, 27.708, 27.7081, 27.7091, 27.710, 27.711, and 27.715, F.S., relating to capital collateral representation and constitutionally deficient representation, respectively; amending s. 119.071, F.S.; deleting a public records exemption relating to capital collateral proceedings; amending s. 282.201, F.S.; conforming a provision to changes made by the act; amending ss. 775.15 and 790.161, F.S.; deleting provisions relating to the effect of a declaration by a court of last resort declaring that the death penalty in a capital felony is unconstitutional; repealing s. 913.13, F.S., relating to jurors in capital cases; repealing s. 921.137, F.S., relating to prohibiting the imposition of the death sentence upon a defendant with mental retardation; repealing s. 921.141, F.S., relating to determination of whether to impose a sentence of death or life imprisonment for a capital felony; repealing s. 921.142, F.S., relating to determination of whether to impose a sentence of death or life imprisonment for a capital drug trafficking felony; amending ss. 782.04, 394.912, 782.065, 794.011, and 893.135, F.S.; conforming provisions to changes made by the act; repealing ss. 922.052, 922.06, 922.07, 922.08, 922.095, 922.10, 922.105, 922.108, 922.11, 922.111, 922.12, 922.14, 922.15, 924.055, 924.056, and 924.057, F.S., relating to issuance of warrant of execution, stay of execution of death sentence, proceedings when person under sentence of death appears to be insane, proceedings when person under sentence of death appears to be pregnant, grounds for death warrant, execution of death sentence, prohibition against reduction of death sentence as a result of determination that a method of execution is unconstitutional, sentencing orders in capital cases, regulation of execution, transfer to state prison for safekeeping before death warrant issued, return of warrant of execution issued by Governor, sentence of death unexecuted for unjustifiable reasons, return of warrant of execution issued by Supreme Court, legislative intent concerning appeals and postconviction proceedings in death penalty cases, commencement of capital postconviction actions for which sentence of death is imposed on or after January 14, 2000, and limitation on postconviction cases in which the death sentence was imposed before January 14, 2000, respectively; amending s. 925.11, F.S.; deleting provisions relating to preservation of DNA evidence in death penalty cases; amending s. 945.10, F.S.; deleting a public records exemption for the identity of executioners; providing an effective date.

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

By Senator Abruzzo—

SB 898—A bill to be entitled An act relating to the communications services tax; amending s. 202.11, F.S.; revising the definition of the term “sales price” to exclude charges for the use of communications services to

furnish specified goods and services; providing applicability; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Latvala—

SB 900—A bill to be entitled An act relating to public-private partnerships; creating s. 1013.505, F.S.; providing definitions; providing legislative findings and intent relating to the construction or improvement by private entities of facilities or projects used predominantly for a public purpose; providing for partnerships between state universities and private entities; providing procurement procedures for a state university board of trustees, including proposals for a qualifying project and a comprehensive agreement for partnership transactions; providing requirements for project approval; providing project qualifications and process; providing requirements for interim and comprehensive agreements between a board of trustees and a private entity; providing for use fees; providing for various financing sources for projects; providing powers and duties of private entities; providing for expiration or termination of a comprehensive agreement; providing for the applicability of sovereign immunity for boards of trustees with respect to qualified projects; providing for construction of the act; providing an effective date.

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

By Senator Detert—

SB 902—A bill to be entitled An act relating to the expansion of school counseling resources; establishing the Blue Ribbon Panel Task Force within the Department of Education; providing the purpose, membership, and initial meeting time of the task force; providing for the election of a chair and vice chair of the task force; providing the method for filling a vacancy in the position of chair or vice chair; providing specified duties of the task force; requiring the department to provide staff and administrative support to the task force; providing meeting times for the task force; providing a quorum; providing that members of the task force serve without compensation; providing that members are entitled to per diem and travel expenses; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for termination of the task force; providing an effective date.

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

By Senator Thompson—

SB 904—A bill to be entitled An act relating to the abuse of a parent; creating s. 741.50, F.S.; defining the terms “child” and “parent” for purposes of the crimes of abuse of a parent, aggravated abuse of a parent, exploitation of a parent’s assets, and emotional abuse of a parent; providing the elements of such crimes; providing criminal penalties; authorizing alternative sentencing under certain circumstances; requiring reporting of the abuse of a parent or exploitation of a parent’s assets to the Department of Children and Families’ central abuse hotline; providing immunity for a person who makes such a report; providing an effective date.

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

By Senator Detert—

SB 906—A bill to be entitled An act relating to children in out-of-home care; creating s. 39.4095, F.S.; providing legislative findings and intent; providing that children in out-of-home care have a right to safe, stable, and nurturing relationships; providing requirements for a child in out-of-home care to maintain a relationship with his or her siblings and kith and kin; prohibiting communication and visits with siblings or kith and kin from being withheld as punishment; authorizing a court to limit

communication or visits with siblings or kith and kin under certain circumstances; requiring the Department of Children and Families to give parents who are working toward reunification with their child certain resources to assist them in providing a safe, stable, and nurturing relationship; requiring the department to offer a child in out-of-home care assistance in locating and communicating with his or her parents after a certain time; authorizing the court to limit or restrict communication or visitation with parents under certain circumstances; requiring the department to provide a child in out-of-home care with a caregiver who can provide safe, stable, and nurturing relationships; requiring the department to evaluate caregivers and offer services if necessary; prohibiting a child from being placed in a group home unless all alternatives are exhausted; requiring the department to review a decision to place a child in a group home every 30 days; amending s. 39.6012, F.S.; requiring that a case plan include a description of services designed to assist parents in providing safe, stable, and nurturing relationships for their children; providing an effective date.

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

By Senator Montford—

SB 908—A bill to be entitled An act relating to education funding; amending s. 1011.62, F.S.; providing for the calculation of additional full-time equivalent student membership based on enrollment in Advance-ment Via Individual Determination elective classes and examination scores; providing for the use of funds; amending s. 1003.52, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Legg—

SB 910—A bill to be entitled An act relating to utility projects; providing a short title; providing definitions; authorizing certain local government entities to finance the cost of a utility project by issuing utility cost containment bonds upon application by a local agency; specifying application requirements; requiring any successor entity of a local agency to assume and perform the obligations of the local agency with respect to the financing of a utility project; authorizing an authority to issue utility cost containment bonds for specified purposes related to utility projects; authorizing an authority to form alternate entities to finance utility projects; requiring the governing body of the authority to adopt a financing resolution and impose a utility project charge on customers of a publicly owned utility as a condition of utility project financing; specifying required and optional provisions of the financing resolution; specifying powers of the authority; requiring the local agency or its publicly owned utility to assist the authority in the establishment or adjustment of the utility project charge; requiring that customers of the public utility specified in the financing resolution pay the utility project charge; providing for adjustment of the utility project charge; establishing ownership of the revenues of the utility project charge; requiring the local agency or its publicly owned utility to collect the utility project charge; conditioning a customer's receipt of public utility services on payment of the utility project charge; authorizing a local agency or its publicly owned utility to use available remedies to enforce collection of the utility project charge; providing that the pledge of the utility project charge or the utility project property to secure payment of bonds issued to finance the utility project is irrevocable and cannot be reduced or impaired except under certain conditions; providing that a utility project charge constitutes utility project property; providing that utility project property is subject to a lien to secure payment of costs relating to utility cost containment bonds; establishing payment priorities for the use of revenues of the utility project property; providing for the issuance and validation of utility cost containment bonds; securing the payment of utility cost containment bonds and related costs; providing that utility cost containment bonds do not obligate the state or any political subdivision thereof and are not backed by their full faith and credit and taxing power; requiring that certain disclosures be printed on utility cost containment bonds; providing that financing costs related to utility cost containment bonds are an obligation of the authority only; securing the payment of the financing costs of utility cost containment bonds; prohibiting an authority with outstanding payment obligations on utility cost containment bonds from becoming a debtor under certain federal or state

laws; providing for construction; endowing public entities with certain powers; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Appropriations.

By Senator Dean—

SB 912—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; providing that certain individuals authorized to serve process do not commit the offense of trespass on property other than a structure or conveyance and are not subject to civil liability under certain circumstances; amending s. 810.09, F.S.; providing that the offense of trespass on property other than a structure or conveyance is not applicable to certain persons who are authorized to serve process under certain circumstances; providing an effective date.

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

By Senator Latvala—

SB 914—A bill to be entitled An act relating to state contracting; amending s. 287.057, F.S.; revising the criteria for evaluating a proposal to include consideration of prior relevant experience of the vendor; revising the criteria for evaluating a response to an agency's invitation to negotiate to include consideration of prior relevant experience of the vendor; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Brandes—

SJR 916—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to revise the Legislature's authority to exempt the value of renewable energy source devices from consideration in determining the assessed value of real property by removing a restriction that limits such exemptions to property used for residential purposes and restricting such exemptions to installation by an end-use customer of a renewable energy source device that is primarily intended to offset part or all of that customer's electricity demands.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; Judiciary; and Rules.

By Senator Flores—

SB 918—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.011, F.S.; defining the term "standard medical measure" and redefining the term "viability"; amending s. 390.0111, F.S.; revising the circumstances under which a pregnancy in the third trimester may be terminated; providing the standard of medical care for the termination of a pregnancy during the third trimester; providing criminal penalties for a violation of s. 390.01112, F.S.; authorizing administrative discipline for a violation of s. 390.01112, F.S., by certain licensed professionals; creating s. 390.01112, F.S.; prohibiting the termination of a viable fetus; providing exceptions; requiring a physician to perform certain examinations to determine the viability of a fetus; providing the standard of care for the termination of a viable fetus; amending s. 797.03, F.S.; prohibiting an abortion of a viable fetus outside of a hospital; providing for severability; providing for a contingent future repeal and reversion of law; providing an effective date.

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

By Senator Dean—

SB 920—A bill to be entitled An act relating to the protection of crime victims; creating s. 493.6204, F.S.; requiring a licensed private in-

vestigator and private investigative agency to determine if an individual being investigated is a petitioner requesting notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, or dating violence or is a participant in the Address Confidentiality Program for Victims of Domestic Violence within the Office of the Attorney General; prohibiting the private investigator, the private investigative agency, and their agents from releasing such petitioner's or participant's personal identifying information; providing penalties; amending s. 741.30, F.S.; revising the effective period of an ex parte temporary injunction for protection against domestic violence; amending s. 741.31, F.S.; making technical changes; amending s. 784.046, F.S.; revising the effective period of an ex parte temporary injunction for protection against repeat violence, sexual violence, or dating violence; amending s. 784.0485, F.S.; revising the effective period of an ex parte temporary injunction for protection against stalking; amending s. 784.0487, F.S.; providing that a person commits a misdemeanor of the first degree if he or she violates a final injunction for protection against stalking or cyberstalking by having in his or her care, custody, possession, or control any firearm or ammunition; providing penalties; making technical changes; amending s. 901.15, F.S.; conforming provisions to changes made by the act; expanding situations in which an arrest without a warrant is lawful to include probable cause for stalking, cyberstalking, child abuse, or failing to comply with certain protective injunctions; providing an effective date.

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

By Senator Brandes—

SB 922—A bill to be entitled An act relating to renewable energy source devices; amending s. 193.624, F.S.; prohibiting consideration by a property appraiser of the increased value of real property due to the installation of a renewable energy source device by an end-use customer; revising the definition of the term “renewable energy source device”; providing for applicability; providing a contingent effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Stargel—

SB 924—A bill to be entitled An act relating to the dual enrollment program; amending s. 1007.271, F.S.; exempting dual enrollment students from paying certain fees, including technology fees; deleting the requirement for a home education secondary student to be responsible for his or her own instructional materials in order to participate in the dual enrollment program; requiring a postsecondary institution that is eligible to participate in the dual enrollment program to enter into a home education articulation agreement; requiring the postsecondary institution to annually complete and submit the agreement to the Department of Education by a specified date; conforming provisions to changes made by the act; authorizing certain instructional materials to be made available free of charge to dual enrollment students in public high schools, home education programs, and private schools; requiring the department to review dual enrollment articulation agreements submitted for certain students, including home education students and private school students, to participate in a dual enrollment program; requiring the Commissioner of Education to notify the district school board superintendent and the president of the postsecondary institution if the dual enrollment articulation agreement does not comply with statutory requirements; requiring a district school board and a Florida College System institution to annually complete and submit a dual enrollment articulation agreement with a state university and an eligible independent college or university, as applicable, to the department by a specified date; providing requirements for a private school student to participate in a dual enrollment program; requiring a postsecondary institution eligible to participate in the dual enrollment program to enter into an articulation agreement with each private school student seeking enrollment in a dual enrollment course and the student's parent; requiring the postsecondary institution to annually complete and submit the articulation agreement to the department by a specified date; providing requirements for the articulation agreement; amending ss. 1002.20 and 1011.62, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Simpson—

SB 926—A bill to be entitled An act relating to local regulation of wage theft; creating s. 448.111, F.S.; defining terms; providing requirements for county ordinances regulating wage theft; authorizing county funding to assist in addressing claims of wage theft; preempting further regulation of wage theft to the state; providing an exception for an ordinance enacted by a specified date; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability—

SB 928—A bill to be entitled An act relating to state technology; repealing s. 14.204, F.S., relating to the Agency for Enterprise Information Technology within the Executive Office of the Governor; creating s. 20.61, F.S.; creating the Agency for State Technology within the Department of Management Services; providing for an executive director and other permanent positions; creating a Technology Advisory Council and providing for membership; amending s. 282.0041, F.S.; revising and defining terms used in the Enterprise Information Technology Services Management Act; creating s. 282.0051, F.S.; providing the powers, duties, and functions of the Agency for State Technology; authorizing the agency to adopt rules; providing exceptions for certain departments; repealing s. 282.0055, F.S., relating to the assignment of information technology resource and service responsibilities; repealing s. 282.0056, F.S., relating to the development of an annual work plan, the development of implementation plans, and policy recommendations relating to enterprise information technology services; amending s. 282.201, F.S.; providing for a state data center and the duties of the center; deleting duties for the Agency for Enterprise Information Technology; revising the schedule for consolidating agency data centers and deleting obsolete provisions; revising the limitations on state agencies; repealing s. 282.203, F.S., relating to primary data centers; repealing s. 282.204, F.S., relating to the Northwood Shared Resource Center; repealing s. 282.205, F.S., relating to the Southwood Shared Resource Center; amending s. 282.318, F.S.; conforming provisions to changes made by the act; revising the duties of the state agencies with respect to information technology security; repealing s. 282.33, F.S., relating to objective standards for data center energy efficiency; repealing s. 282.34, F.S., relating to statewide e-mail service; amending ss. 17.0315, 20.055, 110.205, 215.322, and 215.96, F.S.; conforming provisions to changes made by the act; amending s. 216.023, F.S.; requiring the governance structure of information technology projects to incorporate certain standards; amending s. 287.057, F.S.; requiring the Department of Management Services to consult with the agency with respect to the online procurement of commodities; amending ss. 445.011, 445.045, and 668.50, F.S.; conforming provisions to changes made by the act; amending s. 943.0415, F.S.; providing additional duties for the Cybercrime Office in the Department of Law Enforcement relating to cyber security; requiring the office to provide cyber security training to state agency employees; requiring the office to consult with the agency; amending s. 1004.649, F.S.; revising provisions relating to the Northwest Regional Data Center; revising the center's duties and the content of service-level agreements with state agency customers; transferring the components of the Agency for Enterprise Information Technology to the Agency for State Technology; providing that certain rules adopted by the Agency for Enterprise Information Technology are nullified; transferring the Northwood Shared Resource Center and the Southwood Shared Resource Center to the Agency for State Technology; requiring the Agency for State Technology to complete a feasibility study relating to managing state government data; specifying the components of the study; requiring the study to be submitted to the Governor and Legislature by a certain date; creating the State Data Center Task Force; specifying the membership and purpose of the task force; providing for expiration; providing an appropriation; providing effective dates.

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

By Senator Simpson—

SB 930—A bill to be entitled An act relating to physical therapy practice; amending ss. 486.051 and 486.104, F.S.; increasing the number of times an applicant for licensure as a physical therapist or physical therapist assistant may take the license examination; providing an effective date.

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

By Senator Thrasher—

SB 932—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 2014 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2014 shall be effective immediately upon publication; providing that general laws enacted during the 2013 regular session and prior thereto and not included in the Florida Statutes 2014 are repealed; providing that general laws enacted during the 2014 regular session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

By Senator Thrasher—

SB 934—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 11.45, 17.20, 20.60, 27.5112, 27.7081, 28.22205, 39.701, 104.0616, 106.011, 106.0703, 110.131, 112.19, 112.191, 112.1915, 112.3215, 112.324, 117.05, 120.74, 120.81, 122.01, 122.22, 122.28, 163.3187, 163.3246, 196.075, 206.414, 206.606, 215.618, 215.89, 243.52, 253.034, 253.66, 255.60, 259.037, 259.105, 265.601, 265.603, 285.18, 287.064, 287.135, 288.001, 288.11621, 288.7015, 288.9918, 290.00726, 290.00727, 290.00728, 290.00729, 290.00731, 290.0074, 316.305, 318.14, 318.1451, 319.21, 319.30, 322.12, 322.143, 322.21, 322.292, 326.004, 334.065, 339.135, 366.04, 366.11, 366.80, 366.81, 366.82, 366.83, 366.94, 373.036, 373.0363, 373.4145, 373.4592, 373.59, 375.313, 376.011, 376.3078, 379.333, 379.3511, 381.911, 382.009, 383.16, 383.17, 383.18, 383.19, 391.025, 394.9084, 400.471, 400.960, 401.27, 403.061, 403.804, 403.9338, 409.1451, 409.907, 409.9082, 409.981, 411.203, 420.5087, 420.622, 429.14, 430.207, 443.091, 443.1216, 443.131, 443.141, 445.007, 455.2274, 456.001, 456.056, 458.3115, 464.0196, 475.617, 497.005, 499.001, 499.0121, 509.302, 513.1115, 553.79, 553.80, 562.45, 565.03, 570.964, 590.02, 605.0109, 605.04092, 605.0711, 605.0714, 605.0904, 605.0905, 605.0907, 605.0912, 605.1006, 605.1033, 605.1041, 605.1103, 610.108, 610.119, 617.0601, 620.8503, 624.91, 627.351, 627.3518, 627.642, 627.6515, 627.6562, 627.657, 627.6686, 633.102, 633.216, 633.316, 633.408, 634.283, 641.31098, 658.27, 658.995, 713.78, 871.015, 893.055, 893.1495, 943.0585, 943.059, 945.091, 951.23, 1002.20, 1002.34, 1002.41, 1002.45, 1002.83, 1002.84, 1002.89, 1003.49, 1003.52, 1006.15, 1006.282, 1006.73, 1008.44, 1011.61, 1011.80, and 1013.12, F.S.; reenacting ss. 323.002 and 718.301, F.S.; reenacting and amending s. 1009.22, F.S.; and repealing ss. 408.914, 408.915, 408.916, and 420.151, 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; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process; providing an effective date.

—was referred to the Committee on Rules.

By Senator Thrasher—

SB 936—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 458.347 and 481.213, F.S., and repealing ss. 163.3247, 215.18(2), 215.5601(5)(f), 216.292(3)(c), 282.709(3)(b), 288.1083, 288.9552, 379.209(4), 403.1651(1)(g), 409.9841, 420.5087(10), 430.2053(9)(e) and (f), 430.701, 430.702, 430.703, 430.7031, 430.704, 430.705, 430.706, 430.707, 430.708, 430.709, 443.1117, 468.1155(3)(c), and 1010.87, F.S.; to delete provisions which have become inoperative by

noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the 2014 Florida Statutes only through a reviser’s bill duly enacted by the Legislature; amending ss. 288.0001, 288.9625, 409.979, and 430.04, F.S., to conform cross-references; providing an effective date.

—was referred to the Committee on Rules.

By Senator Thrasher—

SB 938—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 14.2019, 14.20195, 16.615, 17.61, 20.195, 20.197, 20.506, 28.101, 39.001, 39.0016, 39.01, 39.2021, 39.303, 39.3031, 39.3032, 39.3035, 39.3065, 39.308, 39.395, 39.5085, 39.604, 39.9055, 61.20, 61.21, 63.022, 63.032, 63.039, 63.054, 63.202, 90.503, 110.205, 120.80, 121.0515, 125.0109, 125.901, 125.902, 154.067, 154.306, 166.0445, 186.901, 194.013, 196.095, 212.04, 212.08, 213.053, 215.5601, 218.65, 252.355, 253.034, 282.201, 284.40, 287.0575, 287.155, 288.0656, 288.975, 316.6135, 318.14, 320.0848, 322.055, 364.10, 379.353, 381.0022, 381.006, 381.0072, 381.0303, 381.0407, 382.016, 383.011, 383.402, 393.002, 393.065, 393.0661, 393.0673, 393.125, 393.135, 393.18, 394.453, 394.455, 394.457, 394.4574, 394.461, 394.4612, 394.4615, 394.46715, 394.4781, 394.47865, 394.480, 394.492, 394.493, 394.4985, 394.499, 394.656, 394.657, 394.658, 394.66, 394.67, 394.745, 394.75, 394.78, 394.9084, 394.912, 394.913, 394.9135, 394.9151, 394.917, 394.9215, 394.929, 394.930, 394.931, 395.1023, 395.3025, 397.311, 397.333, 397.334, 397.6758, 397.753, 397.754, 397.801, 397.998, 400.0065, 400.0069, 400.021, 400.022, 400.462, 400.464, 400.925, 402.04, 402.06, 402.07, 402.115, 402.12, 402.16, 402.161, 402.164, 402.17, 402.18, 402.181, 402.185, 402.19, 402.20, 402.22, 402.281, 402.302, 402.30501, 402.3115, 402.33, 402.35, 402.40, 402.401, 402.47, 402.49, 402.56, 402.70, 402.73, 402.7305, 402.7306, 402.731, 402.80, 402.81, 402.86, 402.87, 408.033, 408.20, 408.301, 408.302, 408.809, 408.916, 409.016, 409.017, 409.141, 409.146, 409.147, 409.153, 409.166, 409.167, 409.1671, 409.16715, 409.16745, 409.1675, 409.1676, 409.1679, 409.175, 409.1755, 409.221, 409.2355, 409.2572, 409.2577, 409.2599, 409.285, 409.403, 409.404, 409.406, 409.407, 409.4101, 409.441, 409.813, 409.8135, 409.8177, 409.818, 409.821, 409.901, 409.902, 409.90201, 409.903, 409.906, 409.9102, 409.91195, 409.912, 409.9122, 409.913, 409.919, 409.962, 410.032, 410.602, 410.603, 411.223, 411.224, 411.226, 411.227, 413.031, 413.208, 413.271, 413.402, 414.0252, 414.175, 414.27, 414.32, 414.37, 414.39, 414.391, 414.40, 414.411, 414.42, 415.102, 415.107, 415.1071, 419.001, 420.621, 420.622, 420.628, 421.10, 427.012, 429.01, 429.075, 429.08, 429.19, 429.23, 429.26, 429.31, 429.34, 429.41, 429.67, 429.73, 429.75, 430.2053, 430.705, 435.02, 445.016, 445.021, 445.028, 445.029, 445.033, 445.034, 445.035, 445.048, 445.051, 450.191, 456.0391, 464.0205, 466.003, 466.023, 489.503, 490.012, 491.012, 509.013, 553.80, 561.19, 561.20, 624.351, 624.91, 651.117, 683.331, 718.115, 720.309, 741.01, 741.29, 742.107, 743.045, 743.046, 743.0645, 744.1075, 753.01, 765.110, 766.101, 775.0837, 775.16, 784.046, 784.074, 784.081, 787.06, 796.07, 817.505, 839.13, 877.111, 893.11, 893.15, 893.165, 916.105, 916.106, 921.0022, 937.021, 938.01, 938.10, 938.23, 943.0311, 943.04353, 943.053, 943.06, 943.17296, 944.024, 944.17, 944.706, 945.025, 945.10, 945.12, 945.46, 945.47, 945.49, 947.13, 947.146, 948.01, 984.01, 984.03, 984.071, 984.085, 984.086, 984.10, 984.15, 984.19, 984.22, 984.225, 984.226, 985.03, 985.046, 985.047, 985.11, 985.145, 985.155, 985.18, 985.19, 985.433, 985.461, 985.48, 985.556, 985.565, 985.601, 985.61, 985.614, 985.64, 985.731, 985.8025, 1001.42, 1002.3305, 1002.395, 1002.57, 1003.27, 1003.49, 1003.51, 1003.57, 1003.58, 1004.44, 1004.61, 1004.93, 1006.03, 1006.061, 1008.39, 1009.25, 1010.57, 1011.62, 1012.32, 1012.62, and 1012.98, F.S.; to conform references within the Florida Statutes to the redesignation of the Department of Children and Family Services as the Department of Children and Families by section 2 of chapter 2012-84, Laws of Florida; providing an effective date.

—was referred to the Committee on Rules.

By Senator Thrasher—

SB 940—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 322.091, 334.351, 414.1251, 440.491, 445.024, 468.304, 478.45, 480.035, 480.041, 944.1905, 944.275, 944.801, 958.045, 985.601, 1001.42, 1003.21, 1003.51, 1003.52, 1004.02, 1004.65, 1004.93, 1008.345, and 1009.21, F.S.; to conform to the directive of the Legislature to the Division of Law Revision and Information in section 38 of chapter 2013-51, Laws of Florida, to change the terms “General Edu-

cational Development test” or “GED test” to “high school equivalency examination” and the terms “general education diploma,” “graduate equivalency diploma,” or “GED” to “high school equivalency diploma” wherever those terms appear in the Florida Statutes; providing an effective date.

—was referred to the Committee on Rules.

By Senator Thrasher—

SB 942—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 319.30, 379.2495, 408.9091, 961.05, and 1003.451, F.S.; to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser’s bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rule-making authority; providing an effective date.

—was referred to the Committee on Rules.

By Senator Sobel—

SB 944—A bill to be entitled An act relating to mental health treatment; amending s. 916.107, F.S.; authorizing forensic and civil facilities to order the continuation of psychotherapeutics for individuals receiving such medications in the jail before admission; amending s. 916.13, F.S.; providing timeframes within which competency hearings must be held; amending s. 916.145, F.S.; revising the time for dismissal of certain charges for defendants that remain incompetent to proceed to trial; providing exceptions; amending s. 916.15, F.S.; providing a timeframe within which commitment hearings must be held; amending s. 985.19, F.S.; standardizing the protocols, procedures, diagnostic criteria, and information and findings that must be included in an expert’s competency evaluation report; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; Judiciary; and Community Affairs.

By Senator Grimsley—

SJR 946—A joint resolution proposing amendments to Section 15 of Article III and Section 4 of Article VI and the creation of a new section in Article XII of the State Constitution to revise terms of state senators and state representatives and revise limits on the period for which a person may be elected as a state senator or state representative.

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

By Senator Ring—

SB 948—A bill to be entitled An act relating to foreign investments; amending s. 215.47, F.S.; revising the percentage of investments that the State Board of Administration may invest in foreign securities; amending s. 215.473, F.S.; revising and providing definitions with respect to requirements that the board divest securities in which public moneys are invested in certain companies doing specified types of business in or with Sudan or Iran; revising exclusions from the divestment requirements; conforming cross-references; creating s. 624.449, F.S.; providing legislative intent; defining terms; providing that certain assets shall be treated as nonadmitted assets; requiring insurers to identify, report, and divest certain assets within a specified period; providing applicability; providing for severability; providing an effective date.

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

By Senator Stargel—

SB 950—A bill to be entitled An act relating to educator certification; amending s. 1012.56, F.S.; deleting obsolete provisions relating to acceptable means of demonstrating mastery of professional development; revising acceptable means of demonstrating mastery of subject area

knowledge; conforming terminology; revising components of a competency-based professional development certification program; amending s. 1012.585, F.S.; revising certain requirements for the renewal or re-statement of a professional certificate; providing an effective date.

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

By Senator Simpson—

SB 952—A bill to be entitled An act relating to workers’ compensation; amending s. 627.072, F.S.; authorizing employers to negotiate the retrospectively rated premium with insurers under certain conditions; amending s. 627.281, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Governmental Oversight and Accountability.

By Senator Thrasher—

SCR 954—A concurrent resolution creating a new Joint Rule 7 of the Joint Rules of the Florida Legislature relating to residency of members.

—was referred to the Committee on Rules.

By Senator Bean—

SB 956—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 161.053, F.S.; authorizing the department to grant areawide permits for the construction of minor structures; requiring that such activities and structures comply with this section; authorizing certain swimming pools and maintenance projects to be eligible for a general permit; creating s. 258.435, F.S.; requiring the department to promote the public use of aquatic preserves and their associated uplands; authorizing the department to grant privileges, leases, or concessions for the accommodation of visitors in and use of aquatic preserves and their associated uplands; authorizing the department to grant a privilege, lease, or concession without advertisement or without using a competitive bidding process and prohibiting a privilege, lease, or concession from being assigned or transferred without the department’s consent; authorizing the department to receive gifts and donations; providing restrictions for such moneys received; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Simpson—

SB 958—A bill to be entitled An act relating to fee and toll waivers for Purple Heart recipients; amending s. 258.0145, F.S.; providing that a Purple Heart recipient is eligible to receive a lifetime family annual entrance pass to state parks at no charge; creating s. 338.156, F.S.; requiring the Department of Transportation to establish a prepaid toll account for eligible Purple Heart recipients; authorizing a Purple Heart recipient to apply for an account; requiring an applicant to provide specified documentation to the department; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; and Appropriations.

By Senator Detert—

SB 960—A bill to be entitled An act relating to the protection of children; creating s. 39.0142, F.S.; requiring a statewide team of child protection investigators to respond to a child’s death or disappearance within a specified timeframe; providing requirements for the investigation into a child’s death or disappearance; requiring reports; requiring that the reports be posted on the Department of Children and Families’ website; creating s. 39.2022, F.S.; providing legislative intent; requiring the department to disclose the basic facts of all fatalities and near

fatalities of children which result from child abuse or neglect; requiring such disclosure to be published on the department's website; providing applicability; providing requirements for the release of information if an investigation of a fatality is pending, if a report of a fatality is true, or if a report of a fatality is unsubstantiated; prohibiting certain information relating to the fatality of a child from being released; providing requirements for the release of information if an investigation of a near fatality is pending or if a report of a near fatality is true or unsubstantiated; prohibiting certain information relating to the near fatality of a child from being released; creating s. 39.2023, F.S.; requiring each community-based care lead agency to submit an annual report on damage claims relating to children injured while in the care or custody of the agency; providing requirements for such report; providing an effective date.

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

By Senators Clemens and Bullard—

SB 962—A bill to be entitled An act relating to the medical use of cannabis; providing a short title; creating part XVII of ch. 468, F.S.; creating s. 468.901, F.S.; providing a purpose; creating s. 468.902, F.S.; providing legislative findings and intent; creating s. 468.903, F.S.; defining terms; creating s. 468.904, F.S.; requiring the Department of Business and Professional Regulation to regulate the manufacture, cultivation, possession, wholesale distribution, dispensing, purchase, delivery, and sale of cannabis for medical use and the manufacture, possession, purchase, sale, use, and delivery of drug paraphernalia; providing that the department is responsible for the licensure and permitting of dispensaries and medical cannabis farms and the registration of owners, directors, officers, members, incorporators, employees, and agents of such farms and dispensaries; requiring the department to require medical cannabis farms and dispensaries to maintain certain records and information; requiring the department to develop and make available educational materials, conduct inspections, and revoke or suspend registrations, licenses, and permits; requiring the department to adopt certain rules; creating s. 468.905, F.S.; authorizing a medical cannabis farm to cultivate, sell, manufacture, or deliver, or possess with the intent to sell, manufacture, or deliver, cannabis and cannabis plants for wholesale in this state; authorizing a medical cannabis farm to deliver, possess with intent to deliver, or manufacture with intent to deliver drug paraphernalia; requiring a medical cannabis farm to be permitted with the department before possessing, manufacturing, cultivating, delivering, distributing, and wholesaling cannabis, cannabis-based products, cannabis plants, or drug paraphernalia; requiring agricultural classification of land used as a medical cannabis farm; prohibiting a medical cannabis farm from conducting retail sales or transactions; requiring a medical cannabis farm to implement a security plan and maintain procedures in which cannabis and cannabis-based products are accessible only to authorized personnel; providing that the active ingredient in all cannabis-based products cultivated, manufactured, and wholesaled to a licensed dispensary in this state must be wholly derived from cannabis plants cultivated in this state, except for cannabis seeds and seedlings; providing that a medical cannabis farm is provided certain protections and is not deemed a public nuisance solely because its farm product includes the production of cannabis; creating s. 468.906, F.S.; authorizing a dispensary to distribute, purchase, sell or deliver, or possess with the intent to sell or deliver cannabis, cannabis-based products, cannabis plants, and drug paraphernalia in order to dispense and sell to a qualifying patient or patient's caregiver and to purchase, distribute, deliver, or possess with intent to deliver drug paraphernalia; requiring a dispensary to be licensed with the department before possessing, purchasing, delivering, distributing, or retailing cannabis, cannabis-based products, cannabis plants, or drug paraphernalia; requiring a dispensary to purchase cannabis, cannabis-based products, and cannabis plants from a medical cannabis farm that has a department-issued permit; prohibiting a dispensary from conducting wholesale sales or transactions; authorizing a dispensary to retail to a qualifying patient or patient's caregiver cannabis, cannabis-based products, cannabis plants, or drug paraphernalia if the qualifying patient or patient's caregiver meets certain conditions; limiting a certain amount of usable cannabis and number of cannabis plant seedlings that a qualifying patient and a patient's caregiver may purchase within a certain time period; requiring a dispensary to maintain certain records for a

specified number of years; requiring a dispensary to implement a security plan; requiring a dispensary to make available educational materials; requiring a dispensary to prohibit a qualifying patient from administering or using, and prohibiting a caregiver from assisting a qualifying patient in administering or using, any form of cannabis while on the property of the dispensary; providing that a person who administers or uses, or assists another to administer or use, any form of cannabis on the property of a dispensary subjects the dispensary to penalties; creating s. 468.907, F.S.; requiring a person to register with the department if he or she desires to be an owner, director, officer, member, incorporator, agent, or employee of a medical cannabis farm or dispensary; requiring the department to establish certain registration fees and determine if the registrant has certain felony convictions; prohibiting the department from approving a registrant as an owner, director, officer, member, incorporator, agent, or employee of a medical cannabis farm or dispensary if such registrant has certain felony convictions; providing that a person who violates or has violated this act may not be an owner, director, officer, member, incorporator, agent, or employee of a medical cannabis farm or dispensary; providing that any prior authorization of such person shall be immediately revoked; requiring the department to suspend the license or permit of the medical cannabis farm or dispensary until such person resigns or is removed from such position; authorizing a registrant to commence an action in a court of competent jurisdiction to compel the department to perform certain actions if the department fails to adopt rules by a specified date; creating s. 468.908, F.S.; prohibiting a person from operating a medical cannabis farm except in accordance with part XVII of ch. 468, F.S.; requiring an applicant for an initial permit or for a renewal permit to operate a medical cannabis farm to provide certain information in the application; requiring the department to establish by rule application fees and permitting fees; providing maximum amounts for the fees; requiring a person who possesses, cultivates, manufactures, delivers, distributes, or wholesales cannabis, cannabis-based products, or cannabis plants at one or more locations to possess a current, valid permit for each location; authorizing an applicant for a permit to operate a medical cannabis farm to commence an action in a court of competent jurisdiction to compel the Department of Business and Professional Regulation to perform certain actions if the department fails to adopt rules by a specified date; creating s. 468.909, F.S.; prohibiting a person from operating a dispensary in this state except in accordance with part XVII of ch. 468, F.S.; requiring an applicant for an initial license or for a renewal license to operate a dispensary to provide certain information in the application; requiring the department to establish by rule application fees and licensure fees; providing maximum amounts for the fees; requiring a person who conducts the wholesale purchase or retail sale of drug paraphernalia or any form of cannabis at more than one location to possess a current, valid license for each location; authorizing an applicant for a license to operate a dispensary to commence an action in a court of competent jurisdiction to compel the department to perform certain actions if the department fails to adopt rules by a specified date; creating s. 468.910, F.S.; providing requirements for submitting an application for a license or a permit; authorizing the department to require an applicant to furnish other information or data; creating s. 468.911, F.S.; providing requirements for licenses and permits; authorizing the department to include other information on a license or permit; providing that a license or permit may not be issued, renewed, or allowed to remain in effect in certain circumstances; prohibiting a person from knowingly submitting or presenting to the department a false, fictitious, or misrepresented application, identification, document, information, statement, or data intended or likely to deceive the department in order to obtain a license or permit; creating s. 468.912, F.S.; authorizing the use of certain terms to designate a medical cannabis farm that has a department-issued permit or a licensed dispensary; requiring conspicuous display of a license or permit; providing specified dates for validity and expiration of licenses and permits; providing application procedures for obtaining initial and renewal licenses and permits; authorizing the department to seize all forms of cannabis and drug paraphernalia and dispose of them if the licensee or permittee fails to renew a license or permit; requiring funds collected from such disposal to be deposited in the Professional Regulation Trust Fund; providing the fee structure for reactivating an inactive license or permit; creating s. 468.913, F.S.; requiring the reporting of a loss, theft, or unexplained shortage of cannabis, cannabis-based products, cannabis plants, or drug paraphernalia to the local law enforcement agency and the department; requiring an investigating law enforcement agency to forward a copy of its written report to the department; requiring the department to retain such reports; requiring any sheriff or law enforcement officer in this state to give immediate

notice to the department of a theft, illegal use, or illegal possession of cannabis, cannabis-based product, cannabis plants, or drug paraphernalia and to forward a copy of his or her final written report to the department; creating s. 468.914, F.S.; authorizing the department to issue cease and desist orders and to impose administrative fines for violations of part XVII of ch. 468, F.S., and applicable department rules; authorizing the department to seek injunctive relief and to apply for temporary and permanent orders for certain violations; authorizing the department to revoke or suspend all licenses or permits held by a person; providing requirements for an order of suspension and an order of revocation; providing for application of an order of revocation or suspension to a newly issued permit or license; providing that a person whose permit or license has been suspended or revoked may not be issued a new permit or license under any other name or company name until the expiration of the suspension or revocation; authorizing the department to revoke or suspend a license or permit for certain violations or acts; providing criminal penalties; providing that other lawful remedies are not affected; requiring that all fines, monetary penalties, and costs received by the department in connection with this part be deposited into the Professional Regulation Trust Fund of the Department of Business and Professional Regulation; creating s. 468.915, F.S.; requiring that all hearings and review of orders from the department be conducted in accordance with ch. 120, F.S.; creating s. 468.916, F.S.; prohibiting a county or municipality from creating or imposing an ordinance or rule that is inconsistent with the provisions contained in this act and the applicable department rules; creating s. 468.917, F.S.; requiring that all moneys collected and deposited in the Professional Regulation Trust Fund be used by the department in the administration of part XVII of ch. 468, F.S.; requiring the department to maintain a separate account in the Professional Regulation Trust Fund for the Drugs, Devices, and Cosmetics program; creating s. 468.918, F.S.; requiring the Department of Business and Professional Regulation and the Department of Revenue to adopt rules by a specified date, including rules that specify persons who may legally possess cannabis for the purpose of teaching, research, or testing; requiring the fees collected by the departments to be applied first to the cost of administering the act; authorizing a state resident to commence an action in a court of competent jurisdiction if the departments fail to adopt rules by a specified date; creating part III of ch. 499, F.S.; creating s. 499.802, F.S.; defining terms; creating s. 499.803, F.S.; authorizing a qualifying patient to cultivate, possess, and administer cannabis for medical use and to possess and use drug paraphernalia for a specified purpose; authorizing the patient's caregiver to cultivate, possess, and administer cannabis for medical use for a qualifying patient and to possess, deliver, and use drug paraphernalia for a specified purpose; providing that a registry identification card, or its equivalent, issued from another jurisdiction has the same force and effect as a registry identification card issued by the Department of Health; requiring a qualifying patient to present to a law enforcement officer a registry identification card to confirm that the patient may cultivate, possess, and administer cannabis for medical use and possess and use drug paraphernalia; requiring a patient's caregiver to present to a law enforcement officer a registry identification card to confirm that the caregiver may cultivate, possess, and administer cannabis for a qualifying patient and possess, deliver, and use drug paraphernalia; authorizing a qualifying patient or the patient's caregiver to purchase, possess, administer, or deliver cannabis, cannabis-based products, cannabis plants, and drug paraphernalia that is obtained only from a dispensary or medical cannabis farm or to cultivate cannabis and cannabis plants for only the qualifying patient's possession and administration; authorizing a qualifying patient who is a minor to possess, use, or administer medical cannabis only in the presence of the minor's parent or legal guardian and only if the minor's parent or legal guardian signs a written statement; providing requirements for the written statement; providing a procedure for changing the patient's designation of a caregiver; providing a procedure for replacing a lost registry identification card; providing that a registration form to obtain a registry identification card is a registry identification card if the department fails to issue or deny the registration within a specified number of days; authorizing the department to revoke a cardholder's registry identification card; creating s. 499.804, F.S.; requiring a person who seeks designation as a qualifying patient or the patient's caregiver to register with the department; authorizing the maximum number of qualifying patients a patient's caregiver may be connected to through the department's registration process; requiring a qualifying patient or the patient's caregiver to deliver or distribute cannabis in a labeled container or sealed package; prescribing the maximum amount of cannabis which a qualifying patient or the patient's caregiver may possess; requiring a cardholder to cultivate

cannabis plants in certain venues that are out of the public view; providing exceptions for delivering or distributing cannabis plants under certain circumstances; authorizing cannabis to be administered in certain medical treatment facilities under certain circumstances; prohibiting medical cannabis from being administered at a dispensary or in a public place, other than at a medical treatment facility; providing that the act does not allow a person to undertake a task under the influence of cannabis when doing so constitutes negligence or malpractice; providing that the medical use of cannabis does not create a defense to certain offenses; providing that evidence of a person's voluntary intoxication that results from the medical use of cannabis is not admissible in a judicial proceeding to show lack of specific intent or insanity; providing an exception; authorizing a person or entity to provide information about the existence or operation of a medical cannabis farm or dispensary to another person; prohibiting a law enforcement officer from further stopping or detaining a person stopped by the officer if that person is in compliance with the laws and rules regulating the medical use of cannabis or drug paraphernalia; creating s. 499.805, F.S.; authorizing a physician to prescribe, in writing, the medical use of cannabis under certain circumstances; providing requirements for the written prescription; providing that a physician is not subject to arrest, prosecution, penalty, disciplinary proceedings, or denial of a right or privilege for advising a qualifying patient about the medical use of cannabis, recommending the medical use of cannabis, providing a written prescription for a patient's medical use of cannabis, or stating that, in the physician's professional opinion, the potential benefits of the medical use of cannabis likely outweigh the health risks for a patient; prohibiting a physician from having a professional office located at a medical cannabis farm or dispensary or receiving financial compensation from a medical cannabis farm or dispensary or its owners, directors, officers, members, incorporators, agents, or employees; creating s. 499.806, F.S.; providing that qualifying patients and their caregivers and certain nurse practitioners, registered nurses, pharmacists, and other persons are not subject to arrest, prosecution, penalty, or denial of any right or privilege as a result of the lawful applicable activity regarding the medical use of cannabis under certain circumstances; prohibiting a school, employer, or property owner from refusing to enroll, employ, or lease to or otherwise penalizing a person who is a cardholder; creating a presumption when a qualifying patient or the patient's caregiver is engaged in the medical use of cannabis under certain circumstances; authorizing the use of evidence to rebut that presumption; authorizing the patient's caregiver to be reimbursed for certain costs; providing that such reimbursement does not constitute the sale of a controlled substance under s. 893.13, F.S.; providing that a qualifying patient's medical use of cannabis is equivalent to the use of any other medication used at the direction of a physician; providing that such use does not constitute the use of an illicit drug under s. 893.03, F.S.; providing that a person, cardholder, medical cannabis farm, or dispensary that cultivates, manufactures, possesses, administers, dispenses, distributes, or uses cannabis, or manufactures, possesses, distributes, or uses drug paraphernalia, in a manner not authorized by this act, is subject to criminal prosecution and sanctions under the Florida Comprehensive Drug Abuse Prevention and Control Act; providing that a person who makes a fraudulent representation to a law enforcement officer relating to certain activities involving medical use of cannabis or drug paraphernalia is subject to a criminal fine in addition to other penalties under law; creating s. 499.807, F.S.; providing additional defenses to a prosecution involving cannabis; authorizing the clerk of the court to assess a fee for dismissal of a criminal charge of possession, use, or administration of a legal amount of cannabis for medical use or drug paraphernalia under certain circumstances; authorizing a cardholder to assert the purpose for the medical use of cannabis in a motion to dismiss; providing that certain interests or rights to property related to a qualifying patient's medical use of cannabis may not be forfeited under the Florida Contraband Forfeiture Act under certain circumstances; creating s. 499.808, F.S.; providing that the act does not require a governmental, private, or other health insurance provider or health care services plan to cover, or prohibit it from covering, a claim for reimbursement for the medical use of cannabis; creating s. 499.809, F.S.; prohibiting an employer, laboratory, employee assistance program, or alcohol and drug rehabilitation program and their agents from releasing certain information without written consent; providing requirements for written consent; prohibiting information regarding a qualifying patient or the patient's caregiver from being released or used in a criminal proceeding; providing that such information is inadmissible as evidence; authorizing the Department of Health and its employees to have access to information regarding a qualifying patient or the patient's caregiver under certain circumstances; creating s.

499.810, F.S.; requiring the department to adopt rules by a specified date; requiring the fees collected by the Department of Health to be applied first to the cost of administering part III of ch. 499; authorizing a state resident to commence an action in a court of competent jurisdiction if the departments fail to adopt rules by a specified date; conforming provisions to changes made by the act; authorizing the executive director of the Department of Revenue to adopt emergency rules; amending ss. 812.14, 893.03, 893.13, 893.1351, 893.145, 893.147, and 921.0022, F.S.; providing an effective date.

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

By Senator Legg—

SB 964—A bill to be entitled An act relating to the Florida Public Service Commission; amending s. 350.01, F.S.; authorizing each commissioner serving on July 1, 2014, to remain in office until the completion of his or her term; deleting obsolete provisions; restricting commissioners appointed after July 1, 2014, from serving more than two consecutive terms; making technical changes; amending s. 350.031, F.S.; for the purpose of statewide representation on the commission, creating five districts whose boundaries align with the five state district courts of appeal; requiring one commissioner to be appointed to represent each district; requiring the Florida Public Service Commission Nominating Council to select nominees who are residents of the district they are being nominated to represent; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Ethics and Elections; and Rules.

By Senator Legg—

SB 966—A bill to be entitled An act relating to sales and use tax; amending s. 212.12, F.S.; revising the method for calculating the amount of the tax; amending ss. 212.04, 212.05, and 212.0506, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hays—

SB 968—A bill to be entitled An act relating to school safety; providing legislative intent; amending s. 790.115, F.S.; providing an exception to a prohibition on possession of firearms or other specified devices on school property or in other specified areas for authorized concealed weapon or firearm licensees as designated by school principals or district superintendents; providing requirements for designees; amending s. 1006.07, F.S.; requiring a school district board to formulate policies and procedures for managing active-shooter and hostage situations; requiring that active-shooter training for each school be conducted by the law enforcement agency that is designated as the first-responder agency for the school; requiring that plans for new schools be reviewed by law enforcement agencies for specified purposes; requiring that all recommendations be incorporated into such plans before construction contracts may be awarded; amending s. 1006.12, F.S.; authorizing district school boards to commission one or more school safety officers on each school campus; amending ss. 435.04, 790.251, 921.0022, and 1012.315, F.S.; conforming cross-references; providing an effective date.

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

By Senator Hays—

SB 970—A bill to be entitled An act relating to employment of veterans; creating s. 295.188, F.S.; authorizing a private employer to give priority in its hiring practices to certain wartime veterans and spouses of service-disabled veterans; providing for applicability; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Commerce and Tourism.

By Senators Galvano and Bradley—

SB 972—A bill to be entitled An act relating to attorneys for dependent children with disabilities; creating s. 39.01305, F.S.; defining the term “dependent child with a suspected or known disability”; providing legislative findings; providing that the Legislature intends that an attorney be appointed for a child in a proceeding under ch. 39, F.S., if the child has a suspected or known disability; requiring the appointment to be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is terminated; requiring that the attorney be adequately compensated for his or her services; providing for applicability; providing an effective date.

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

By Senator Abruzzo—

SB 974—A bill to be entitled An act relating to towing of vehicles and vessels; amending s. 715.07, F.S.; authorizing an owner or lessee of real property to have a vehicle or vessel removed from the property without certain signage if the vehicle or vessel has remained on the property for a specified period; providing an effective date.

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

By Senator Bean—

SB 976—A bill to be entitled An act relating to nurse registries; amending s. 400.506, F.S.; providing that registered nurses, licensed practical nurses, certified nursing assistants, and home health aides are independent contractors and not employees of the nurse registries that referred them; specifying that a nurse registry is not responsible for monitoring, supervising, managing, or training a registered nurse, licensed practical nurse, certified nursing assistant, or home health aide referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review and act upon such records except under certain circumstances; providing an effective date.

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

By Senators Evers, Galvano, and Grimsley—

SB 978—A bill to be entitled An act relating to the Crime Stoppers Trust Fund; amending s. 16.555, F.S.; authorizing a county that is awarded funds from the trust fund to use such funds for promotional items; making technical changes; providing an effective date.

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

By Senator Soto—

SB 980—A bill to be entitled An act relating to prosecution of juveniles; amending s. 985.557, F.S.; revising the age-based criteria and the offenses for which the discretionary direct file of an information against a child may be made in adult court; prohibiting the filing of an information on a child otherwise eligible if it is the child’s first offense unless there are compelling reasons; requiring such reasons to be stated in writing; providing criteria for a state attorney to determine whether to file an information; requiring a state attorney to file a written explanation when an information is filed; providing criteria for consideration of a child’s request to an adult court to return a criminal case to the juvenile justice system; providing an effective date.

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

By Senator Margolis—

SB 982—A bill to be entitled An act relating to original works of art; amending s. 212.08, F.S.; exempting certain original works of art from the sales and use tax; defining the term “original work of art”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bullard—

SB 984—A bill to be entitled An act relating to classroom instruction; creating s. 1003.291, F.S.; authorizing a district school board to apply to the Commissioner of Education to provide at least 200 days of instruction within a school year under certain circumstances; increasing the annual allocation for funding for a school district that is approved for the additional days of instruction; requiring the school district to ensure that the school year ends before a specified date; providing an effective date.

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

By Senator Joyner—

SB 986—A bill to be entitled An act relating to custodial interrogations; creating s. 901.246, F.S.; defining terms; requiring a law enforcement agency to electronically record the statement of a suspect under certain circumstances; providing requirements for an electronic recording; authorizing a law enforcement agency to covertly record statements; requiring electronic statements to be preserved for a certain time period; authorizing the court to consider the failure to record a statement in determining the admissibility of such statement; authorizing the jury to consider the failure to record a statement in determining whether a statement was made and the weight to give such statement; requiring the court to provide the jury with a specified instruction under certain circumstances; providing that a civil cause of action does not arise from the failure of a law enforcement agency to comply with this section; providing an effective date.

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

By Senator Margolis—

SB 988—A bill to be entitled An act relating to driving safety; creating s. 316.306, F.S.; prohibiting a driver from using a cellular telephone or other wireless communications device in a school zone, in a school crossing, or on school district property; providing exceptions; providing penalties; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; and Education.

By Senator Ring—

SB 990—A bill to be entitled An act relating to public officers and employees; amending s. 112.313, F.S.; removing an exception from prohibited employment or a prohibited contractual relationship for an officer or employee of certain special tax districts or an agency organized pursuant to ch. 298, F.S.; making technical changes; providing an effective date.

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

By Senator Bean—

SB 992—A bill to be entitled An act relating to infectious disease control; amending s. 381.0011, F.S.; providing duties of the Department of Health relating to the dissemination of information regarding treatment-resistant bacterial infections; providing for the establishment of a research panel and an interagency task force; requiring the department to adopt and enforce minimum standards for infection control practices in certain licensed facilities; providing an effective date.

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

By Senator Margolis—

SB 994—A bill to be entitled An act relating to advance deposit wagering; creating s. 550.6346, F.S.; authorizing the Division of Pari-mutuel Wagering to authorize advance deposit wagering conducted by certain permitholders or certain operators contracting with a permitholder; specifying requirements for a person authorized to conduct advance deposit wagering; requiring the division to adopt rules; providing an effective date.

—was referred to the Committees on Gaming; Regulated Industries; and Rules.

By the Committee on Commerce and Tourism—

SB 996—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 288.9551, F.S., which provides an exemption from public record and public meeting requirements for certain records and meetings of the Scripps Florida Funding Corporation; providing an effective date.

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

By Senator Hukill—

SB 998—A bill to be entitled An act relating to estates; amending s. 733.107, F.S.; clarifying circumstances under which a burden of proof shifts in cases involving undue influence; providing for retroactive application; amending s. 733.808, F.S.; requiring that a directive to apply certain death benefits for the payment of claims and administration expenses be specified in certain instruments; providing for retroactive application; amending s. 736.0207, F.S.; establishing which party bears the burden of proof in an action to contest the validity or revocation of a trust; providing for applicability; amending s. 736.05053, F.S.; requiring a specific directive for certain assets and death benefits to be used to pay estate expenses; providing for retroactive application; amending s. 736.1106, F.S.; providing for the vesting of outright devises in certain trust documents; providing for applicability; providing an effective date.

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

By Senator Braynon—

SB 1000—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool may compensate day laborers; providing an effective date.

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

By Senator Hays—

SB 1002—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing a public records exemption for information held by the Office of Financial Regulation pursuant to an investigation or examination of consumer collection agencies; providing for future repeal and legislative review of the exemption under the Open

Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Joyner—

SB 1004—A bill to be entitled An act relating to eyewitness identification; creating s. 92.70, F.S.; providing a short title; defining terms; requiring a state, county, municipal, or other law enforcement agency that conducts lineups to follow certain specified procedures; requiring an eyewitness to sign an acknowledgement that he or she received the instructions about the lineup procedures from the law enforcement agency; specifying remedies for failure to adhere to the eyewitness identification procedures; requiring the Criminal Justice Standards and Training Commission to create educational materials and administer training programs on how to conduct lineups in compliance with the act; providing an effective date.

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

By Senator Hays—

SB 1006—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; defining terms; amending s. 559.553, F.S.; removing provisions relating to the revocation or suspension of a professional license which allow the Office of Financial Regulation to reject an applicant for registration; conforming a cross-reference to changes made by the act; creating s. 559.554, F.S.; providing for the powers and duties of the Financial Services Commission and the Office of Financial Regulation; creating s. 559.5541, F.S.; authorizing the office to conduct examinations and investigations; amending s. 559.555, F.S.; revising requirements for registration as a consumer collection agency; specifying a registration fee; creating s. 559.5551, F.S.; requiring registrants to report, within a specified time period, a conviction of, or plea of nolo contendere to, a crime or an administrative enforcement action; requiring registrants to report, within a specified time period, a change in a control person or the form of the organization, or any other change in the information supplied in the initial application; amending s. 559.565, F.S.; conforming a cross-reference to changes made by the act; amending s. 559.730, F.S.; revising the administrative remedies and penalties available to the office; requiring the commission to adopt guidelines to impose administrative penalties; providing an effective date.

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

By Senator Stargel—

SB 1008—A bill to be entitled An act relating to Article V constitutional conventions; creating s. 11.93, F.S.; providing a short title; creating s. 11.931, F.S.; providing for applicability; creating s. 11.932, F.S.; providing definitions; creating s. 11.933, F.S.; establishing qualifications of delegates and alternate delegates to an Article V constitutional convention; creating s. 11.9331, F.S.; providing for the appointment of delegates by the Legislature; creating s. 11.9332, F.S.; requiring majority vote approval in each chamber for the appointment of delegates; creating s. 11.9333, F.S.; authorizing the Legislature to recall a delegate and fill a vacancy; authorizing the Governor to call a special legislative session to fill a vacancy; creating s. 11.9334, F.S.; establishing a legislative method for appointments and recalls; creating s. 11.9335, F.S.; providing for the reimbursement of delegates and alternate delegates for per diem and travel expenses; creating s. 11.9336, F.S.; requiring delegates and alternate delegates to execute a written oath of responsibilities; creating s. 11.9337, F.S.; providing for the filing of delegates' oaths and the issuance of commissions; creating s. 11.934, F.S.; providing for instructions to delegates and alternate delegates; creating s. 11.9341, F.S.; establishing duties of alternate delegates; creating s. 11.9342, F.S.; establishing circumstances under which a convention vote is declared void; creating s. 11.9343, F.S.; providing circumstances under which a delegate or alternate delegate's appointment is forfeited; creating s. 11.9344, F.S.; establishing circumstances under which the

application to call an Article V convention ceases to be a continuing application and is deemed to have no effect; creating s. 11.9345, F.S.; providing penalties for a delegate or alternate delegate who votes or attempts to vote outside the scope of the Legislature's instructions or the limits of the call for a constitutional convention; creating ss. 11.935, 11.9351, and 11.9352, F.S.; establishing a delegate advisory group, its membership, duties, and responsibilities; providing an effective date.

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

By Senator Richter—

SB 1010—A bill to be entitled An act relating to cable and video services; repealing s. 610.119, F.S., relating to reports required to be submitted to the Legislature by the Office of Program Policy Analysis and Government Accountability and the Department of Agriculture and Consumer Services on the status of competition in the cable and video service industry and the staffing requirements associated with consumer complaints related to video and cable certificateholders, respectively; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Commerce and Tourism.

By Senator Richter—

SB 1012—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; revising the definition of "related interest"; amending s. 655.0322, F.S.; revising provisions relating to prohibited acts and practices by a financial institution; applying certain provisions to affiliates; amending s. 655.034, F.S.; authorizing the circuit court to issue an injunction in order to protect the interests of the depositors, members, creditors, or stockholders of a financial institution and the public's interest in the safety and soundness of the financial institution system; defining "formal enforcement action"; amending s. 655.037, F.S.; conforming a cross-reference; amending s. 655.0385, F.S.; prohibiting a director or executive officer from concurrently serving as a director or officer in a financial institution or affiliate in the same geographical area or the same major business market area unless waived by the Office of Financial Regulation; amending s. 655.041, F.S.; revising provisions relating to administrative fines; clarifying that the office may initiate administrative proceedings for violations of rules; providing that fines for violations begin accruing immediately upon the service of a complaint; applying certain provisions to affiliates; revising the applications for imposing a fine; amending s. 655.045, F.S.; authorizing the office to conduct a joint or concurrent examination of a financial institution within a specified period; amending s. 655.057, F.S.; conforming a cross-reference; providing that specified records are not considered a waiver of privileges or legal rights in certain proceedings; clarifying who has a right to copy member or shareholder records; creating s. 655.0591, F.S.; providing notice requirements and procedures that allow a financial institution to protect trade secrets included in documents submitted to the office; amending s. 655.50, F.S.; amending provisions relating to the control of money laundering to also include terrorist financing; adding and revising definitions; requiring a financial institution to have a BSA/AML compliance officer; updating cross-references; amending s. 655.85, F.S.; clarifying that an institution may impose a fee for the settlement of a check under certain circumstances; providing legislative intent; amending s. 655.921, F.S.; revising provisions relating to business transactions by an out-of-state financial institution; providing that such institution may file suit to collect a security interest in collateral; amending s. 655.922, F.S.; revising provisions relating to the name of a financial institution; prohibiting certain financial institutions from using a name that may mislead consumers; authorizing the office to seek court orders to annul or dissolve a business entity for certain violations and to issue emergency cease and desist orders; amending s. 657.008, F.S.; requiring certain credit unions seeking to establish a branch office to submit an application to the office for examination and approval; providing the criteria for the examination; amending s. 657.028, F.S.; revising provisions relating to prohibited activities of directors, officers, committee members, employees, and agents of credit unions; requiring the name and address of the credit manager to be submitted to the office; amending s. 657.041, F.S.; authorizing a credit union to pay health and accident insurance premiums and to fund employee benefit plans under certain circumstances; amending s. 658.12, F.S.; revising the definition

of “trust business”; amending ss. 658.21 and 658.235, F.S.; conforming cross-references; repealing s. 658.49, F.S., relating to requirements for bank loans up to \$50,000; amending ss. 663.02 and 663.09, F.S.; conforming provisions to changes made by the act; amending s. 663.12, F.S.; deleting an annual assessment imposed on certain international offices; amending s. 663.306, F.S.; conforming provisions to changes made by the act; amending ss. 665.013, 665.033, 665.034, 667.003, 667.006, and 667.008, F.S.; conforming cross-references; providing an effective date.

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

By Senator Garcia—

SB 1014—A bill to be entitled An act relating to pharmacy benefit managers; creating s. 465.1862, F.S.; defining terms; specifying contract terms that must be included in a contract between a pharmacy benefit manager and a pharmacy; providing restrictions on the inclusion of prescriptions drugs on a list that specifies the maximum allowable cost for such drugs; requiring the pharmacy benefit manager to disclose certain information to a plan sponsor; requiring a contract between a pharmacy benefit manager and a pharmacy to include an appeal process; requiring a pharmacy benefit manager to contractually commit to providing a certain reimbursement rate for generic drugs; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Braynon—

SB 1016—A bill to be entitled An act relating to taxis; amending s. 125.01, F.S.; authorizing certain counties to establish the maximum rate that the holder of a permit to operate taxis may charge a taxi driver to operate a taxi under such permit; providing an effective date.

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

By Senator Detert—

SB 1018—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6108, F.S.; removing the requirement that an applicant for private investigative, private security, and repossession services provide a written statement by a fingerprint technician or licensed physician under certain conditions; amending s. 493.6113, F.S.; revising recertification training requirements for Class “G” licensees; amending s. 493.6115, F.S.; adding specific handguns to the list of firearms a Class “G” licensee may carry while performing his or her duties; amending s. 493.6305, F.S.; authorizing specified Class “D” licensees to carry an authorized concealed firearm under certain circumstances; amending s. 501.016, F.S.; requiring a health studio to maintain a bond in favor of the department, rather than the state; authorizing liability for specified injuries to be determined in an administrative proceeding or through a civil action; providing that certain claims may be paid only upon an order of the department issued in an administrative proceeding; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the process by which a consumer may file a claim against a bond or other form of security; requiring a health studio to pay the department indebtedness determined by final order within 30 days; providing the process by which the department may make a demand if the health studio fails to timely make the payment; providing that the department shall be awarded attorney fees and costs in certain circumstances; repealing ss. 501.057, 501.0571, 501.0573, 501.0575, 501.0577, 501.0579, and 501.0581, F.S., relating to the Commercial Weight-Loss Practices Act; repealing s. 501.0583, F.S., relating to selling, delivering, bartering, furnishing, or giving weight-loss pills to persons younger than 18 years of age and related penalties and defense; amending s. 501.059, F.S.; prohibiting a telephone solicitor or a person from initiating an outbound telephone call to a consumer, a donor, or a potential donor under certain circumstances; repealing s. 501.143, F.S., relating to the Dance Studio Act; amending s. 501.603, F.S.; defining the

term “novelty payment”; conforming a cross-reference; amending s. 501.611, F.S.; requiring the bond required of a commercial telephone seller to be in favor of the department for the use and benefit of a purchaser who is injured by specified acts; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing procedures that a purchaser must follow in filing a claim against the bond or other form of security; providing for payment of indebtedness by the commercial telephone seller to the department; requiring the department to make demand on a surety if a commercial telephone seller fails to pay certain indebtedness within 30 days and providing a process; providing that attorney fees and costs must be awarded to the department in certain circumstances; conforming provisions to changes made by the act; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from accepting a novelty payment; deleting a provision that prohibits a commercial telephone seller or salesperson from requiring payment to be made by credit card; amending s. 501.913, F.S.; providing that the registration certificate for each brand of antifreeze distributed in this state expires 1 year from the date of issue; amending s. 525.16, F.S.; requiring all previous fines to be disregarded if a new violation of provisions relating to gasoline and oil inspections has not occurred within 3 years after the date of a previous violation; creating s. 526.015, F.S., relating to lubricating oil standards and labeling requirements; prohibiting a person from selling, distributing, or offering for sale or distribution lubricating oil that does not meet specified standards or labeling requirements; requiring such noncompliant products to be placed under a stop-sale order and the lot identified and tagged by the department; prohibiting a person from selling, distributing, or offering for sale or distribution a product under stop-sale order; requiring the department to issue a release order under certain circumstances; repealing s. 526.50(6), F.S., relating to definition of terms related to the sale of brake fluid; amending s. 526.51, F.S.; providing that a permit authorizing a registrant to sell brake fluid in this state is valid for a specified period from the date of issue; conforming provisions to changes made by the act; amending s. 539.001, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a pawnbroker; providing for payment of indebtedness by the pawnbroker to the department; providing the procedure that a consumer must follow if the pawnbroker fails to make the payment; providing that the agency shall be awarded attorney fees and costs in certain circumstances; requiring the weight of a precious metal to be obtained from a device that meets specified requirements; amending s. 559.929, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a seller of travel; providing for payment of indebtedness by the seller of travel to the department; providing procedures that the agency must follow if the seller of travel fails to pay certain indebtedness within 30 days and providing a process; providing that the agency shall be awarded attorney fees and costs in certain circumstances; amending s. 570.07, F.S.; revising the duties of the department to include specified notification procedures by the Division of Licensing when an administrative complaint is served on a licensee; amending s. 943.059, F.S.; providing an exception relating to the acknowledgement of arrests covered by a sealed criminal history record for a person seeking to be licensed to carry a concealed weapon or concealed firearm; providing applicability; amending ss. 205.1969 and 501.015, F.S.; conforming cross-references; providing an effective date.

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

By Senator Soto—

SB 1020—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; requiring the Chief Inspector General to publish final investigative reports in a specified manner within a certain timeframe; amending s. 20.055, F.S.; requiring final investigative reports of inspectors general to be published on an agency website within a certain timeframe; creating s. 286.0015, F.S.; defining the term “unit of local government”; requiring specified reports of local governments to be published online within a certain timeframe; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Lee—

SB 1022—A bill to be entitled An act relating to the Department of Revenue’s certified audit program; amending s. 213.21, F.S.; revising the amounts of interest liability that the department may abate for taxpayers participating in the certified audit program; authorizing a taxpayer to participate in the certified audit program after the department has issued notice of intent to conduct an audit of the taxpayer; reducing the amount of interest that may be abated for a taxpayer requesting to participate in the program; amending s. 213.285, F.S.; conforming provisions; specifying the tax programs to be audited; revising procedures, deadlines, and notice requirements for certified audits; authorizing the department to adopt rules prohibiting a qualified practitioner from representing a taxpayer in informal conference procedures under certain circumstances; amending s. 213.053, F.S.; conforming terminology; providing an effective date.

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

By Senator Dean—

SB 1024—A bill to be entitled An act relating to off-highway vehicles; amending s. 261.03, F.S.; revising the terms “ATV” and “ROV”; amending s. 316.2074, F.S.; revising the term “all-terrain vehicle”; amending s. 317.0003, F.S.; revising the terms “ATV” and “ROV”; providing an effective date.

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

By Senator Braynon—

SB 1026—A bill to be entitled An act relating to health care; creating the “Florida Hospital Patient Protection Act”; creating s. 395.1014, F.S.; providing legislative findings; defining terms; requiring minimum staffing levels of direct care registered nurses in a health care facility; requiring that each health care facility implement a staffing plan; prohibiting a health care facility from imposing mandatory overtime and certain other actions; specifying the required ratios of direct care registered nurses to patients for each type of care provided; prohibiting a health care facility from using an acuity-adjustable unit to care for a patient; prohibiting a health care facility from using video cameras or monitors as substitutes for the required level of care; providing an exception during a declared state of emergency; requiring that the chief nursing officer of a health care facility prepare a written staffing plan that meets the direct care registered nurse staffing levels required by the act; requiring that a health care facility annually evaluate its actual direct care registered nurse staffing levels and update the staffing plan based on the evaluation; requiring that certain documentation be submitted to the Agency for Health Care Administration and be made available for public inspection; requiring that the agency develop uniform standards for use by health care facilities in establishing nurse staffing requirements; providing requirements for the committee members who are appointed to develop the uniform standards; requiring health care facilities to annually report certain information to the agency and post a notice containing such information in each unit of the facility; prohibiting a health care facility from assigning unlicensed personnel to perform functions or tasks that are performed by a licensed or registered nurse; specifying those actions that constitute professional practice by a direct care registered nurse; requiring that patient assessment be performed only by a direct care registered nurse; authorizing a direct care registered nurse to assign certain specified activities to other licensed or unlicensed nursing staff; prohibiting a health care facility from deploying technology that limits certain care provided by a direct care registered nurse; providing that it is a duty and right of a direct care registered nurse to act as the patient’s advocate; providing certain requirements with respect to such duty; authorizing a direct care registered nurse to refuse to perform certain activities if she or he determines that it is not in the best interest of the patient; authorizing a direct care registered nurse to refuse an assignment under certain circumstances; prohibiting a health care facility from discharging, discriminating, or retaliating against a nurse based on such refusal; providing that a direct care registered nurse has a right of action against a health care facility that violates certain provisions of the act; requiring that the agency establish a toll-free telephone hotline to provide in-

formation and to receive reports of violations of the act; requiring that certain information be provided to each patient who is admitted to a health care facility; prohibiting a health care facility from interfering with the right of nurses to organize or bargain collectively; authorizing the agency to impose fines for violations of the act; requiring that the agency post on its website information regarding health care facilities that have violated the act; providing an effective date.

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

SR 1028—Not introduced.

By Senators Bradley, Bean, Brandes, Galvano, Sobel, Soto, Gardiner, and Stargel—

SB 1030—A bill to be entitled An act relating to medical-grade marijuana and cannabis; creating s. 456.60, F.S.; defining terms; authorizing specified physicians to prescribe to specified patients medical-grade marijuana; providing conditions; providing duties of the Department of Health; requiring the department to create a compassionate use registry; providing requirements for the registry; requiring the department to authorize a specified number of dispensing organizations; providing requirements and duties for a dispensing organization; providing exceptions to specified laws; amending s. 893.02, F.S.; revising the definition of the term “cannabis” for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act and as applicable to certain criminal offenses proscribing the sale, manufacture, delivery, possession, or purchase of cannabis, to which penalties apply; providing an effective date.

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

By Senator Latvala—

SB 1032—A bill to be entitled An act relating to residential property sales; creating s. 689.263, F.S.; defining terms; requiring a seller of residential property to provide written notification to a prospective buyer of the seller’s intent to retain subsurface rights; providing requirements for the form for such notification; specifying a timeframe for rescission of a contract under certain circumstances; specifying the jurisdiction and venue for enforcement; providing penalties; providing an effective date.

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

By Senator Latvala—

SB 1034—A bill to be entitled An act relating to the renovation of educational facilities; amending s. 1011.71, F.S.; requiring school districts to retrofit the doors and windows of educational facilities to comply with certain Florida Building Code standards; providing additional requirements; providing funding through the capital outlay millage levy; requiring state universities and Florida College System institutions to retrofit the doors and windows of educational facilities to comply with certain Florida Building Code standards; providing additional requirements; providing funding through capital outlay funds; providing an effective date.

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

By Senator Grimsley—

SB 1036—A bill to be entitled An act relating to nursing education programs; amending s. 464.003, F.S.; revising definitions of the terms “clinical training” and “practice of practical nursing”; amending s. 464.013, F.S.; exempting nurses who are certified by an accredited program from continuing education requirements; amending s. 464.019, F.S.; removing the limitation on the percentage of clinical training that may consist of clinical simulation; deleting obsolete requirements; au-

thorizing the Board of Nursing to adopt certain rules relating to documenting the accreditation of nursing education programs; deleting the requirement that the Office of Program Policy Analysis and Government Accountability participate in an implementation study; requiring nursing education programs that prepare students for the practice of professional nursing to be accredited; providing an exception; providing an effective date.

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

By Senator Clemens—

SB 1038—A bill to be entitled An act relating to chronic nuisance service assessments; creating s. 193.0236, F.S.; authorizing a local government to levy non-ad valorem assessments to recover costs incurred in eliminating chronic nuisances on real property; requiring local governments that levy the assessments to adopt ordinances containing certain provisions; providing for payment and collection of the assessments; providing an effective date.

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

By Senator Detert—

SB 1040—A bill to be entitled An act relating to restitution for juvenile offenses; amending s. 985.35, F.S.; conforming provisions to changes made by the act; amending s. 985.437, F.S.; requiring a child's parent or guardian, in addition to the child, to make restitution for damage or loss caused by the child's offense; providing for payment plans in certain circumstances; authorizing the parent or guardian to be absolved of liability for restitution in certain circumstances; authorizing the court to order both parents or guardians liable for the child's restitution regardless of one parent having sole parental responsibility; specifying that the Department of Children and Families, foster parents, and specified agencies contracted with the department are not guardians for purposes of restitution; amending s. 985.513, F.S.; removing duplicative provisions authorizing the court to require a parent or guardian to be responsible for any restitution ordered against the child; providing an effective date.

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

SB 1042—Withdrawn prior to introduction.

By Senator Simpson—

SB 1044—A bill to be entitled An act relating to energy policies; amending s. 377.703, F.S.; requiring the Department of Agricultural and Consumer Services to include in its annual report recommendations for energy efficiency; expanding the promotion of the development and use of renewable energy resources from goals related to solar energy to renewable energy in general; requiring the department to cooperate with the Florida Energy Systems Consortium in the development and use of renewable energy resources; amending s. 377.705, F.S.; providing that the Solar Energy Center may, rather than must, develop standards for solar energy systems manufactured or sold in this state; providing that the center may, rather than must, establish criteria for testing the performance of solar energy systems; providing that the center may, rather than must, receive a fee for testing the performance of solar energy systems; removing the requirement that all solar energy systems manufactured or sold in this state must meet the standards established by the Solar Energy Center; amending s. 377.712, F.S.; adding a member to the Southern States Energy Board to be appointed by the Commissioner of Agriculture; authorizing the department to approve proposed activities relating to furtherance of the Southern States Energy Compact; amending s. 377.801, F.S.; conforming a cross-reference; amending s. 377.802, F.S.; amending the purpose of the Florida Energy and Climate Protection Act; amending s. 377.803, F.S.; conforming provisions to changes made by the act; creating s. 377.815, F.S.; authorizing the department to post on its website information relating to alternative fueling stations or electric vehicle charging stations; defining the term "alternative fuel"; authorizing the owner or operator of an alternative

fueling station or an electric vehicle charging station to report certain information; amending s. 553.74, F.S.; adding a member to the Florida Building Commission as a representative of the Department of Agriculture and Consumer Services' Office of Energy; deleting obsolete provisions; repealing ss. 377.806 and 377.807, F.S., relating to the Solar Energy System Incentives Program and the Energy-Efficient Appliance Rebate Program, respectively; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Agriculture; and Appropriations.

By Senator Galvano—

SB 1046—A bill to be entitled An act relating to public records; amending s. 316.066, F.S.; providing an exemption from public records requirements for certain personal contact information contained in motor vehicle crash reports; 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 Transportation; Governmental Oversight and Accountability; and Rules.

By Senator Latvala—

SB 1048—A bill to be entitled An act relating to the Department of Transportation; creating s. 339.041, F.S.; providing legislative findings and intent; authorizing the department to seek certain investors for certain leases; prohibiting the department from pledging the credit, general revenues, or taxing power of the state or any political subdivision of the state; specifying the collection and deposit of lease payments by agreement with the department; amending s. 373.618, F.S.; removing a provision exempting certain public information systems from local government review or approval; providing that a public information system is subject to the requirements of ch. 479, F.S.; requiring that certain public information systems be approved by the United States Department of Transportation and the Federal Highway Administration under certain circumstances; amending s. 479.01, F.S., relating to outdoor advertising signs; revising and deleting definitions; amending s. 479.02, F.S.; revising duties of the Department of Transportation relating to signs; deleting a requirement that the department adopt certain rules; creating s. 479.024, F.S.; limiting the placement of signs to commercial or industrial zones; defining the terms "parcel" and "utilities"; requiring a local government to use specified criteria to determine zoning for commercial or industrial parcels; providing that certain parcels are considered unzoned commercial or industrial areas; authorizing a permit for a sign in an unzoned commercial or industrial area in certain circumstances; prohibiting specified uses and activities from being independently recognized as commercial or industrial; providing an appeal process for an applicant whose permit is denied; requiring an applicant whose application is denied to remove an existing sign pertaining to the application; requiring the department to reduce certain transportation funding in certain circumstances; amending s. 479.03, F.S.; requiring notice to owners of intervening privately owned lands before the department enters upon such lands to remove an illegal sign; amending s. 479.04, F.S.; providing that an outdoor advertising license is not required solely to erect or construct outdoor signs or structures; amending s. 479.05, F.S.; authorizing the department to suspend a license for certain offenses and specifying activities that the licensee may engage in during the suspension; prohibiting the department from granting a transfer of an existing permit or issuing an additional permit during the suspension; amending s. 479.07, F.S.; revising requirements for obtaining sign permits; conforming and clarifying provisions; revising permit tag placement requirements for signs; deleting a provision that allows a permittee to provide its own replacement tag; increasing the permit transfer fee for any multiple transfers between two outdoor advertisers in a single transaction; revising the permit reinstatement fee; revising requirements for permitting certain signs visible to more than one highway; deleting provisions limiting a pilot program to specified locations; deleting redundant provisions relating to certain new or replacement signs; deleting provisions requiring maintenance of statistics on the pilot program; amending s. 479.08, F.S.; revising provisions relating to the denial or revocation of a permit because of false or misleading information in the permit application; amending s. 479.10, F.S.; authorizing the cancellation of a permit; amending s. 479.105, F.S.; revising notice requirements to owners and advertisers relating to signs

erected or maintained without a permit; revising procedures for the department to issue a permit as a conforming or nonconforming sign to the owner of an unpermitted sign; providing a penalty; amending s. 479.106, F.S.; revising provisions relating to the removal, cutting, or trimming of trees or vegetation to increase sign face visibility; providing that a specified penalty is applied per sign facing; amending s. 479.107, F.S.; deleting a fine for specified violations; amending s. 479.11, F.S.; prohibiting signs on specified portions of the interstate highway system; amending s. 479.111, F.S.; clarifying a reference to a certain agreement; amending s. 479.15, F.S.; deleting a definition; revising provisions relating to relocation of certain signs on property subject to public acquisition; amending s. 479.156, F.S.; clarifying provisions relating to the regulation of wall murals; amending s. 479.16, F.S.; exempting certain signs from ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; prohibiting certain permit exemptions from being implemented or continued if the implementations or continuations will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.24, F.S.; clarifying provisions relating to compensation paid for the department's acquisition of lawful signs; amending s. 479.25, F.S.; revising provisions relating to local government action with respect to erection of noise-attenuation barriers that block views of lawfully erected signs; deleting provisions to conform to changes made by the act; amending s. 479.261, F.S.; expanding the logo program to the limited access highway system; conforming provisions related to a logo sign program on the limited access highway system; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; amending s. 479.313, F.S.; requiring a permittee to pay the cost of removing certain signs following the cancellation of the permit for the sign; repealing s. 76 of chapter 2012-174, Laws of Florida, relating to authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program and directing the department to submit the approved pilot program for legislative approval; providing an effective date.

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

By Senator Hays—

SB 1050—A bill to be entitled An act relating to water and wastewater utility systems; creating s. 159.810, F.S.; requiring the Division of Bond Finance of the State Board of Administration to review the allocation of private activity bonds to determine the availability of additional allocation or reallocation of bonds for water and wastewater infrastructure projects; amending s. 212.08, F.S.; extending specified tax exemptions to certain investor-owned water and wastewater utilities; amending s. 367.022, F.S.; exempting from regulation by the Florida Public Service Commission a person who resells water service to certain tenants or residents up to a specified cost; amending s. 367.081, F.S.; establishing criteria for determining the quality of water and wastewater services provided by a utility; establishing a procedure for the commission to follow if it determines that a utility has failed to provide water and wastewater services that meet certain standards; authorizing the commission to adopt rules that include fines; authorizing the commission to create a utility reserve fund to establish rates for a utility; providing for the automatic increase or decrease of approved rates under certain circumstances; establishing criteria for adjusted rates; specifying expense items that cause an automatic increase or decrease in utility rates; providing standards to allow the commission to establish, by rule, additional specified expense items that cause an automatic increase or decrease of utility rates; deleting certain requirements for approved utility rates that are automatically increased or decreased, upon notice to the commission; deleting a prohibition to conform to changes made by the act; prohibiting the commission from awarding rate case expense under certain circumstances; amending s. 367.0814, F.S.; describing the circumstances under which the commission may award rate case expense to cover attorney fees or fees for other outside consultants; requiring the commission to adopt related rules; amending s. 367.0816,

F.S.; requiring the commission to determine that the amount of rate case expense is reasonable before the expense can be apportioned for a certain period; providing limitations on and rules for the amortized rate case expense recovery; amending s. 403.8532, F.S.; allowing the Department of Environmental Protection to make, or to request that the Florida Water Pollution Control Financing Corporation make, loans, grants, and deposits to for-profit privately owned or investor-owned systems, and deleting current restrictions on such activity; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Environmental Preservation and Conservation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Evers—

SB 1052—A bill to be entitled An act relating to the Department of Transportation; creating ch. 345, F.S., relating to the Northwest Florida Regional Transportation Finance Authority; creating s. 345.0001, F.S.; providing a short title; creating s. 345.0002, F.S.; defining terms; creating s. 345.0003, F.S.; authorizing certain counties to form a regional finance authority to construct, maintain, or operate transportation projects in a given region of the state; providing governance of the authority; creating s. 345.0004, F.S.; specifying the powers and duties of a regional transportation finance authority; limiting the authority's power with respect to an existing system; prohibiting the authority from pledging the credit or taxing power of the state or any political subdivision or agency of the state; prohibiting the authority from entering into an agreement that would prohibit a county or municipality from constructing a road without the consent of the county; requiring that the authority comply with certain reporting and documentation requirements; creating s. 345.0005, F.S.; authorizing the authority to issue bonds that meet certain requirements; requiring that the resolution that authorizes the issuance of bonds meet certain requirements; authorizing the authority to enter into security agreements for issued bonds with a bank or trust company; providing that issued bonds are negotiable instruments and have the qualities and incidents of certain negotiable instruments under the law; requiring that a resolution authorizing the issuance of bonds and pledging of revenues of the system include certain requirements; prohibiting the use or pledge of state funds to pay principal or interest of the authority's bonds; creating s. 345.0006, F.S.; providing for the rights and remedies granted to bondholders; authorizing certain actions a trustee may take on behalf of the bondholders; authorizing the appointment of a receiver; establishing and limiting the authority of the receiver; creating s. 345.0007, F.S.; designating the Department of Transportation as the agent of the authority for specified purposes; authorizing the administration and management of projects by the department; limiting the powers of the department as an agent; establishing the fiscal responsibilities of the authority; creating s. 345.0008, F.S.; authorizing the department to provide for or commit its resources for the authority project or system, if approved by the Legislature; authorizing the payment of expenses incurred by the department on behalf of the authority; requiring the department to receive a share of the revenue from the authority; providing calculations for disbursement of revenues; creating s. 345.0009, F.S.; authorizing the authority to acquire private or public property and property rights for a project or plan; authorizing the authority to exercise the right of eminent domain; establishing the rights and liabilities and remedial actions relating to property acquired for a transportation project or corridor; creating s. 345.0010, F.S.; authorizing contracts between governmental entities and the authority; creating s. 345.0011, F.S.; providing that the state will not limit or alter the vested rights of a bondholder with regard to any issued bonds or other rights relating to the bonds under certain conditions; creating s. 345.0012, F.S.; relieving the authority's obligation to pay certain taxes or assessments for property acquired or used for certain public purposes or on revenues received relating to the issuance of bonds; providing exceptions; creating s. 345.0013, F.S.; providing that the bonds or obligations issued are legal investments of specified entities; creating s. 345.0014, F.S.; providing applicability; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bean—

SB 1054—A bill to be entitled An act relating to recovered materials; amending s. 403.727, F.S.; exempting from liability for any costs of site rehabilitation people who generate, sell, or otherwise transfer recovered materials, or who sell or transfer products, raw materials, or commodities made from recovered materials, under certain circumstances; conforming provisions to changes made by the act; providing retroactive application under certain circumstances; providing an effective date.

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

By Senator Braynon—

SB 1056—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; revising the definition of the term “good cause”; revising provisions relating to an individual’s disqualification for benefits for voluntarily leaving work; providing an exemption from such disqualification for certain victims of domestic violence; providing an effective date.

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

By Senator Brandes—

SM 1058—A memorial to the United States Congress and the President of the United States, urging Congress to delay implementation of the Biggert-Waters Flood Insurance Reform Act of 2012 until specified conditions are met and to eliminate any requirement to immediately increase a property owner’s insurance procured through the National Flood Insurance Program to a full-risk rate, and, if the Congress fails to act, urging the President to delay any resulting rate increases.

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

By Senator Evers—

SB 1060—A bill to be entitled An act relating to the code of student conduct; amending s. 1006.07, F.S.; providing that simulating a firearm or weapon while playing or wearing certain clothing or accessories is not grounds for disciplinary action or referral to the criminal justice or juvenile justice system; providing actions that constitute simulating a firearm or weapon while playing; providing criteria for determining whether certain student conduct warrants disciplinary action; providing criteria for determining appropriate consequences for such conduct; providing an effective date.

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

By Senator Garcia—

SCR 1062—A concurrent resolution creating the Joint Legislative Task Force on Turkish and Florida Relations.

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

By Senator Latvala—

SB 1064—A bill to be entitled An act relating to mobile home park lot tenancies; amending s. 723.003, F.S.; defining the term “amenity”; amending s. 723.012, F.S.; revising the requirements of a prospectus or offering circular to include an additional statement on the front cover or the first page after a specified date; amending s. 723.037, F.S.; requiring a park owner to give written notice before reducing amenities; providing that a homeowners’ association does not have standing to challenge a reduction in amenities unless agreed to by a majority of the homeowners; expanding the notice to include certain information if amenities

are reduced; adding the requirement for a meeting within 30 days after receipt of the notice that an amenity is reduced; clarifying that the committee required to be designated under certain circumstances may not exceed five mobile home owners; requiring the disclosure of material factors that resulted in the reduction of amenities; amending s. 723.061, F.S.; providing circumstances under which a mobile home park owner may evict a mobile home owner, a mobile home tenant, a mobile home occupant, or a mobile home due to a change of use or rezoning; amending s. 723.071, F.S.; increasing the number of days available for mobile home owners to purchase the park; repealing s. 723.075(3), F.S., relating to a homeowner of a concrete block home in a mobile home park being a part of the homeowners’ association; amending ss. 73.072 and 723.031, F.S.; conforming cross-references to changes made by the act; providing an effective date.

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

By Senator Grimsley—

SB 1066—A bill to be entitled An act relating to the Department of Health; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide reproductions of specified records to the Department of Health under certain circumstances; amending s. 395.3025, F.S.; clarifying duties of the Department of Health to maintain the confidentiality of patient records that it obtains under subpoena pursuant to an investigation; authorizing licensees under investigation to inspect or receive copies of patient records connected with the investigation, subject to certain conditions; amending s. 456.013, F.S.; deleting requirements for the physical size of licenses issued for various health professions; exempting Board of Medicine licensees from certain continuing education requirements applicable to other health professions; amending s. 456.025, F.S.; deleting a fee provision for the issuance of wall certificates for various health profession licenses; authorizing the boards or the department to adopt rules waiving certain fees for a specified period in certain circumstances; amending s. 456.033, F.S.; exempting Board of Medicine licensees from certain continuing education requirements relating to instruction on HIV and AIDS; amending s. 456.068, F.S.; requiring the department to establish a toll-free telephone number for public reporting of certain complaints; amending s. 458.319, F.S.; providing continuing medical education requirements for Board of Medicine licensees; authorizing the board to adopt rules; amending s. 464.203, F.S.; revising certified nursing assistant inservice training requirements; repealing s. 464.2085, F.S., relating to the creation, membership, and duties of the Council on Certified Nursing Assistants; amending s. 466.032, F.S.; deleting a requirement that the department provide certain notice to a dental laboratory operator who fails to renew her or his registration; amending s. 467.009, F.S.; revising the organization that must accredit certain mid-wifery programs; amending s. 468.1665, F.S.; increasing the number of members of the Board of Nursing Home Administrators who must be licensed nursing home administrators and decreasing the number of members who must be laypersons; amending s. 468.1695, F.S.; revising the qualifications of applicants who may sit for the licensed nursing home administrator examination to include an applicant with a master’s degree in certain subjects; repealing s. 468.1735, F.S., relating to provisional licenses for nursing home administrators; amending ss. 468.503 and 468.505, F.S.; revising the organization with whom an individual must be registered to be a registered dietitian; revising a definition; amending ss. 480.033 and 480.041, F.S.; deleting provisions relating to massage therapy apprentices and apprenticeship programs; deleting a definition and revising licensure requirements for massage therapists, to conform; amending s. 480.042, F.S.; revising requirements for conducting massage therapist licensing examinations and maintaining examination records; amending s. 480.044, F.S.; deleting a fee for massage therapy apprentices; amending s. 823.05, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Latvala—

SB 1068—A bill to be entitled An act relating to licensed massage therapists; amending s. 456.0135, F.S.; requiring an applicant for licensure under ch. 480, F.S., to submit to certain fingerprinting re-

quirements; requiring fingerprints to be enrolled in the national retained print arrest notification program and the Care Provider Background Screening Clearinghouse; amending s. 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending the license of a massage therapist for the commission of certain offenses; amending s. 480.041, F.S.; requiring an applicant for a massage therapist license to submit to certain background screening requirements; requiring that a massage therapist who was issued a license before a specified date meet the background screening requirements by a specified date; requiring the Board of Massage Therapy to deny an application for a massage therapy license for certain offenses; amending s. 480.043, F.S.; requiring a person with an ownership interest in a massage establishment to submit to certain background screening requirements; requiring the board to deny an application for a massage establishment permit under certain circumstances; requiring that the owner of a massage establishment that was issued a license before a specified date submit to the background screening requirements by a specified date; amending s. 480.0465, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Simpson—

SB 1070—A bill to be entitled An act relating to fuel terminals; creating s. 163.3206, F.S.; providing legislative intent; defining terms; declaring certain fuel terminals a permitted and allowable use under any local government comprehensive plan, land use map, zoning district, or land development regulation; authorizing the expansion of such fuel terminals; providing an exception to the expansion of such fuel terminals; authorizing limited local government regulation of expanded fuel terminals; prohibiting a local government from amending its local comprehensive plan, land use map, zoning districts, or land development regulations to make such fuel terminals a nonconforming use under the provisions thereof; providing that future fuel terminals are a permitted and allowable use in certain land use categories and zoning districts; authorizing a local government to prohibit future fuel terminals in certain land use categories and zoning districts; providing applicability; providing an effective date.

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

By Senator Thompson—

SB 1072—A bill to be entitled An act relating to food allergies; amending s. 509.039, F.S.; revising the requirements for obtaining a certification as a food service manager to include the viewing of a video about food allergies; amending s. 509.101, F.S.; requiring operators of public food service establishments to display a poster having information regarding food allergy awareness which is developed by the Division of Hotels and Restaurants within the Department of Business and Professional Regulation, in consultation with Food Allergy Research & Education, Inc., and the Florida Restaurant and Lodging Association; providing criteria for the poster; requiring operators of public food service establishments to include a notice to customers of a customer's obligation to inform a server about his or her food allergy; requiring the division to establish the notice; providing a public food service establishment immunity from liability under certain circumstances; requiring the division to develop a program for public food service establishments to be designated as "Food Allergy Friendly" and maintain a listing of public food service establishments receiving that designation on its website; providing that participation in the program is voluntary; 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 Committees on Regulated Industries; Health Policy; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Montford—

SB 1074—A bill to be entitled An act relating to the dual enrollment program; amending s. 1001.60, F.S.; authorizing a Florida College System institution to serve any secondary dual enrollment student who resides outside the institution's designated service area; amending s. 1001.64, F.S.; authorizing the board of trustees of a Florida College System institution to establish dual enrollment articulation agreements with any district school superintendent; prohibiting a Florida College System institution from requiring a superintendent to obtain approval to develop a dual enrollment agreement with another Florida College System institution under certain circumstances; amending s. 1001.65, F.S.; revising the powers and duties of a president of a Florida College System institution with regard to developing and implementing a dual enrollment articulation agreement; amending s. 1001.706, F.S.; authorizing a state university to serve secondary dual enrollment students who reside anywhere in the state; amending s. 1007.271, F.S.; revising provisions relating to the full-time equivalent student membership value for dual enrollment students; revising dual enrollment articulation agreement requirements; revising funding provisions delineating costs incurred by the Florida College System institution providing instruction; amending s. 1011.62, F.S.; revising provisions regarding the calculation of full-time equivalent membership with respect to dual enrollment instruction; providing an effective date.

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

By Senator Flores—

SB 1076—A bill to be entitled An act relating to electrical power or energy; amending s. 203.01, F.S.; imposing an additional tax on gross receipts for electrical power or energy for specified years; revising exemptions from the tax on gross receipts for utility and communications services; providing exemptions from the additional tax on gross receipts from electrical power or energy; requiring the additional tax to be excluded from the taxable base on which gross receipts are calculated under certain circumstances; amending s. 212.05, F.S.; revising the sales tax rate for charges for electrical power or energy for specified years; providing that discretionary sales surtaxes apply regardless of the sales tax rate for charges for electrical power or energy; amending s. 212.054, F.S.; requiring discretionary sales surtaxes to be levied on all charges for electrical power or energy unless specifically exempted; amending s. 212.12, F.S.; conforming a provision to a change made by the act; providing for a sales tax holiday for certain products; providing restrictions; providing definitions; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Soto—

SB 1078—A bill to be entitled An act relating to the use of wireless communications devices while operating a motor vehicle; creating s. 316.3035, F.S.; defining the term "wireless communications device"; providing a criminal penalty if a person operating a motor vehicle while using a wireless communications device causes the death of a human being or a viable fetus; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Criminal Justice; and Appropriations.

By Senator Sobel—

SB 1080—A bill to be entitled An act relating to public food service establishment inspections; transferring the regulation of public food service establishment inspections under ch. 509, F.S., from the Department of Business and Professional Regulation to the Department of Health; amending s. 20.43, F.S.; revising the duties of the Department of Health to include public food service establishment inspections; amending s. 213.0535, F.S.; conforming a cross-reference to changes made by the act; amending s. 381.0072, F.S.; defining and redefining terms; requiring a report for public food service establishment inspec-

tions; specifying a grading scale used in the inspection report; authorizing a public food service establishment to request a reinspection under certain circumstances; authorizing the Department of Health to increase inspections and charge a reasonable fee for such inspections for repeat offenses; requiring a public food service establishment to immediately post a letter grade card, maintain a copy of the most recent inspection report, and make such report available to the public upon request; requiring the department to establish a toll-free hotline for complaints; requiring the department to establish a consumer advocate position; authorizing a health inspector to immediately close a public food service establishment under certain circumstances; specifying standards for inspectors; requiring the department to provide continuing education for each public food service inspector; revising the licensing requirements, requirements for stop-sale orders, and penalties for misrepresenting food or food products under chapter 381 to include public food service establishments; requiring a public food service establishment to display a license issued by the department; establishing a fee schedule and maximum possible fee for a public food service establishment license; authorizing the department to fine, suspend, or revoke the license of a public food service establishment under certain circumstances; amending ss. 381.0101, 450.061, 509.032, 509.101, 509.241, 509.251, 509.261, and 768.136, F.S.; conforming provisions to changes made by the act; repealing s. 509.036, F.S., relating to public food service inspector standardization; providing an effective date.

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

By Senator Legg—

SB 1082—A bill to be entitled An act relating to adult day care centers; amending s. 429.901, F.S.; defining the terms “adult day services” and “respite”; amending s. 429.905, F.S.; revising exemptions from licensure and regulation; amending s. 429.907, F.S.; providing for operation of an adult day care center in a temporary location under certain conditions; providing notification requirements when a center relocates; authorizing the Agency for Health Care Administration to grant a conditional license to certain centers that relocate; providing license renewal and inspection requirements; revising exemptions for licensure; amending s. 429.911, F.S.; revising a ground for agency action against the owner of a center or its operator or employee; amending s. 429.915, F.S.; authorizing the agency to issue a conditional license to a center that temporarily relocates; amending s. 429.917, F.S.; revising staff training requirements; requiring a center to provide certain disclosures; amending s. 429.931, F.S.; requiring a center to notify the agency before proceeding with building alterations under certain circumstances; amending s. 400.141, F.S.; conforming a cross-reference; providing an effective date.

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

By the Committee on Criminal Justice—

SB 1084—A bill to be entitled An act relating to public assistance fraud; amending s. 414.39, F.S.; providing enhanced criminal penalties if the value of public assistance or identification wrongfully received, retained, misappropriated, sought, or used is of an aggregate value exceeding specified amounts; providing for a reward for a report of original information relating to a violation of the state’s public assistance fraud laws if the information and report meet specified requirements; amending s. 414.095, F.S.; limiting to a specified period the use of temporary cash assistance benefits out of state; requiring rulemaking; requiring that a parent or caretaker relative who has been disqualified due to fraud have a protective payee designated to receive temporary cash assistance benefits for eligible children; providing requirements for protective payees; providing an effective date.

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

By Senator Flores—

SB 1086—A bill to be entitled An act relating to optional medical payments for prenatal care; amending s. 409.903, F.S.; revising eligibility criteria for a pregnant woman to qualify for medical assistance payments; providing an effective date.

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

By Senator Garcia—

SB 1088—A bill to be entitled An act relating to maximum class size; amending s. 1003.03, F.S.; calculating a school district’s class size categorical allocation reduction at the school average when maximum class size requirements are not met; revising the calculation; providing an effective date.

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

By Senators Latvala and Sobel—

SB 1090—A bill to be entitled An act relating to homelessness; amending s. 420.606, F.S.; revising legislative findings; requiring the Department of Economic Opportunity to provide training and technical assistance to certain designated lead agencies of homeless assistance continuums of care; requiring that the provision of such training and assistance be delegated to certain nonprofit entities; conforming provisions to changes made by the act; amending s. 420.622, F.S.; requiring the department to establish award levels for “Challenge Grants”; specifying criteria to determine award levels; requiring the department, after consultation with the Council on Homelessness, to specify a grant award level in the notice of solicitation of grant applications; revising qualifications for the grant; specifying authorized uses of grant funds; requiring a lead agency that receives a grant to submit a report to the department; amending s. 420.9073, F.S.; requiring the Florida Housing Finance Corporation to distribute to the department and the Department of Children and Families certain funds from the Local Government Housing Trust Fund for the purpose of providing support, training, and technical assistance to designated lead agencies of continuums of care; providing an effective date.

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

By Senator Simpson—

SB 1092—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; transferring the board from the Department of Transportation to the Department of Agriculture and Consumer Services; amending s. 316.545, F.S.; revising membership of the board; requiring appointment of additional members; providing qualifications for such members; directing the Governor to make appointments to the board by a certain date; providing effective dates.

—was referred to the Committees on Agriculture; Transportation; and Appropriations.

By Senator Dean—

SB 1094—A bill to be entitled An act relating to aquatic preserves; creating s. 258.3991, F.S.; creating the Nature Coast Aquatic Preserve; designating the preserve for inclusion in the aquatic preserve system; describing the boundaries of the preserve; outlining the authority of the Board of Trustees of the Internal Improvement Trust Fund in respect to the preserve; requiring the board to adopt rules to carry out this section; prohibiting the establishment and management of the preserve from infringing upon the riparian rights of upland property owners adjacent to or within the preserve; providing for enforcement and applicability; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Garcia—

SB 1096—A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; requiring that an independent third party audit the random selection process for admission to a charter school; establishing terms for the selection of an auditor; providing for applicability; authorizing a district school board to make certain surplus property available to a charter school; authorizing a district school board to negotiate a usage fee for the charter school; prohibiting a charter school from re-leasing or subleasing district surplus property without authorization from the district school board; authorizing the lease to provide for use of specified funds under certain circumstances; amending s. 1013.37, F.S.; authorizing the Commissioner of Education to authorize certain exemptions to the Florida Building Code upon a district school board's request; specifying the contents of a request; amending s. 1013.62, F.S.; providing that a charter school that has a deteriorating financial condition is ineligible for capital outlay funding; providing an effective date.

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

By Senator Dean—

SB 1098—A bill to be entitled An act relating to the Florida Homeowners' Construction Recovery Fund; amending s. 489.1401, F.S.; clarifying legislative intent; making technical changes; amending s. 489.1402, F.S.; redefining terms; amending s. 489.141, F.S.; revising conditions under which a claimant is eligible to seek recovery from the recovery fund; amending s. 489.1425, F.S.; revising the form required to be provided by a contractor which explains a consumer's rights under the recovery fund; amending s. 489.143, F.S.; prohibiting fund disbursements from exceeding a specified amount for each Division I claim and each Division II claim; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Flores—

SB 1100—A bill to be entitled An act relating to education fiscal accountability; amending s. 1008.02, F.S.; defining the terms "core operating expenditure," "fiscal peers," and "return-on-investment rating"; amending s. 1008.34, F.S.; requiring school report cards to include school and school district return-on-investment ratings; requiring the Commissioner of Education to establish a statewide education return-on-investment rating to evaluate the extent to which schools and school districts are using financial resources to improve student achievement; requiring the commissioner to assign and publish return-on-investment ratings; requiring each public school to provide a link to the department's posting of the return-on-investment ratings on the school's website and to post a copy of its most recent return-on-investment rating; requiring the commissioner to provide the ordinal return-on-investment rating of the school and the school district in each school report card; requiring the commissioner to make every attempt to use aggregate student data that is already collected; amending s. 1011.69, F.S.; creating the Schoolhouse Funding Pilot Program within the Department of Education; defining terms; providing a procedure for a public school to participate in the pilot program; requiring the principal of each pilot school to participate in a professional development program; providing training requirements for the program; requiring pilot schools to participate in the student assessment program; requiring the Department of Education to conduct a return on investment measurement on each pilot school; providing funding for students enrolled in pilot schools; requiring a school district to provide certain specified administrative and educational services to pilot schools; requiring a school district to provide student performance data to a pilot school in the same manner as it provides that data to other public schools; providing for the total administrative fee for the specified services; providing for employee selection, collective bargaining, and leave; authorizing teachers of a pilot school to be part of a specified professional group; requiring a teacher at a pilot school to be certified; authorizing a pilot school to employ or

contract with certain personnel to provide instructional services; prohibiting a pilot school from employing certain individuals; requiring a pilot school to employ or contract with employees who have undergone background screening; requiring a pilot school to disqualify instructional personnel and school administrators from employment under certain circumstances; requiring a pilot school to adopt policies that establish standards of ethical conduct for instructional personnel and school administrators; prohibiting a pilot school, or any of its employees, from entering into a confidentiality agreement regarding employees who resigned or who were terminated or dismissed; requiring a pilot school to conduct employment history checks, screen certain employees, and document findings under certain circumstances; amending ss. 1003.621 and 1011.64, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Altman—

SB 1102—A bill to be entitled An act relating to the local government infrastructure surtax; amending s. 212.055, F.S.; authorizing the use of the surtax for the restoration or maintenance of natural water bodies for public use; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Soto—

SB 1104—A bill to be entitled An act relating to discretionary education funding; amending s. 1011.71, F.S.; increasing the additional millage that a district school board may levy for fixed capital outlay or operational purposes; providing an effective date.

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

By Senator Simpson—

SB 1106—A bill to be entitled An act relating to building construction; amending s. 162.12, F.S.; providing an additional method for local governments to provide notices to alleged code enforcement violators; amending s. 514.03, F.S.; requiring application for an operating permit before filing an application for a building permit for a public swimming pool or bathing place; amending s. 514.031, F.S.; providing an additional requirement for obtaining a public swimming pool operating permit; amending s. 553.37, F.S.; specifying inspection criteria for construction or modification of manufactured buildings or modules; amending s. 553.721, F.S.; revising the allocation of funds from the building permit surcharge; amending s. 553.775, F.S.; authorizing building officials, local enforcement agencies, and the Florida Building Commission to interpret the Florida Accessibility Code for Building Construction; specifying procedures for such interpretations; deleting provisions relating to declaratory statements and interpretations of the Florida Accessibility Code for Building Construction, to conform; amending s. 553.79, F.S.; prohibiting a local enforcing agency from issuing a building permit for a public swimming pool or bathing place without proof of application for an operating permit; requiring issuance of an operating permit before final inspection is completed; amending s. 553.841, F.S.; revising education and training requirements of the Florida Building Code Compliance and Mitigation Program; providing an effective date.

—was referred to the Committees on Community Affairs; Health Policy; Regulated Industries; and Appropriations.

By the Committee on Community Affairs—

SB 1108—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., relating to an exemption from public record requirements for personal identifying information of certain dependent children of current or former agency officers or employees; making an editorial change; 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 Community Affairs—

SB 1110—A bill to be entitled An act relating to deferred compensation; creating s. 112.2151, F.S.; defining “state agency” and “state employee”; requiring that state employees be automatically enrolled in the deferred compensation program by specified dates; requiring the Chief Financial Officer to notify state employees of automatic enrollment by a specified date; prescribing the contents of the notice given; providing that a state employee may opt out of the program by filing an election with the program administrator; establishing contribution levels for participating state employees by specified dates; requiring a state agency to match employer contributions up to a specified amount; authorizing a county, municipality, other political subdivision, or constitutional county officer to amend a deferred compensation program to provide automatic enrollment and matching employer contributions; providing an effective date.

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

By the Committee on Community Affairs—

SB 1112—A bill to be entitled An act relating to trust funds; creating s. 121.603, F.S.; creating the Florida Retirement System Cash Balance Plan Trust Fund, to hold the assets of the Florida Retirement System Cash Balance Plan; requiring that the State Board of Administration administer the plan; providing that the trust fund is a retirement trust fund not subject to termination pursuant to s. 19(f), Art. III of the State Constitution; providing for sources of moneys and purposes; requiring a forfeiture account to be created within the trust fund; providing for exemption from general revenue service charges; directing the state board to obtain a determination letter from the Internal Revenue Service regarding the approved use of funds in the forfeiture account; amending s. 121.4503, F.S.; allowing transfer of funds into the Florida Retirement System Cash Balance Plan Trust Fund; providing a contingent effective date.

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

By the Committee on Community Affairs—

SB 1114—A bill to be entitled An act relating to the Florida Retirement System; providing a directive to the Division of Law Revision and Information; creating s. 121.601, F.S.; providing definitions; creating s. 121.602, F.S.; requiring the Trustees of the State Board of Administration to establish the Florida Retirement System Cash Balance Plan; requiring employees and employers to make contributions for funding the plan; providing that the plan provide a lump-sum or annuity benefit; providing procedures for employees who are members of the pension plan or investment plan before a certain date to transfer to the cash balance plan; providing procedures for employees employed after a certain date to be enrolled in the investment plan or cash balance plan; providing for the distribution of employee and employer contributions and credits to the cash balance plan; providing for the establishment of employee annuity savings accounts and employer retirement annuity accounts; providing vesting requirements; providing for the payment of benefits, including disability and death benefits, and the designation of a beneficiary; providing for the purchase of creditable service; providing eligibility for the retiree health insurance subsidy and social security coverage; providing for the education of members about the cash balance plan and requiring the state board to provide certain information to members on a quarterly basis; requiring the plan to conform to Internal Revenue Code requirements; authorizing the state board to adopt rules relating to maintaining federal status; providing for plan administration and imposing fiduciary standards on such management; requiring an annual actuarial analysis of the plan; directing the Investment Advisory Council to make recommendations to the board of directors; requiring the development and adoption of an Investment Policy Statement; amending s. 112.363, F.S., relating to the retiree health insurance subsidy; conforming provisions to changes made by the act; amending ss. 121.011 and 121.012, F.S.; conforming cross-references; amending s.

121.021, F.S.; revising the definition of “Florida Retirement System” to conform to changes made by the act; amending s. 121.051, F.S.; prohibiting employees from enrolling in the pension plan after a certain date; providing exceptions; amending s. 121.052, F.S.; prohibiting elected officials from joining the Senior Management Service Class after a specified date; amending s. 121.055, F.S.; prohibiting an elected official eligible for membership in the Elected Officers’ Class from enrolling in Senior Management Service Class or Senior Management Service Optional Annuity Program; closing the Senior Management Service Optional Annuity Program to new members after a specified date; amending s. 121.091, F.S., relating to benefits payable under the Florida Retirement System; conforming provisions to changes made by the act; amending s. 121.151, F.S., relating to the investment of retirement funds; conforming provisions to changes made by the act; amending s. 121.35, F.S.; authorizing participants in the optional retirement program for the State University System to enroll in the cash balance plan as of a specified date; amending s. 121.4501, F.S., relating to the Florida Retirement System Investment Plan; limiting the ability of members to enroll in the pension plan after a specified date; consolidating provisions relating to past plan elections; providing for certain employees enrolled in the pension or investment plan to transfer to the cash balance plan; providing for the administration of the cash balance plan; revising the education component to include the cash balance plan; making conforming changes; amending s. 121.70, F.S., relating to legislative purposes for funding retirement benefits; conforming provisions to changes made by the act; amending s. 121.71, F.S., relating to the calculation of contribution rates; conforming provisions to changes made by the act; creating s. 121.721, F.S.; establishing contribution rates for the cash balance plan; specifying how interest credit rates are to be calculated; amending s. 121.73, F.S.; expanding the section relating to allocations for disability coverage to also include coverage for members killed in the line of duty; conforming provisions to changes made by the act; amending s. 121.74, F.S.; conforming provisions to changes made by the act; amending s. 121.76, F.S.; conforming a reference; amending s. 121.78, F.S.; revising provisions relating to the payment and distribution of contributions to accommodate members of the cash balance plan; amending s. 213.136, F.S.; conforming provisions to changes made by the act; amending ss. 238.072, and 413.051, F.S.; conforming cross-references; providing that the act fulfils an important state interest; adjusting the required employer contribution rates for the unfunded actuarial liability of the Florida Retirement System for select classes; providing a directive to the Division of Law Revision and Information; requiring the state board to request a determination letter from the Internal Revenue Service; providing an effective date.

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

By Senator Grimsley—

SB 1116—A bill to be entitled An act relating to rural areas of opportunity; amending s. 212.098, F.S.; revising definitions; authorizing Enterprise Florida, Inc., to make certain recommendations; increasing the value of tax credits for certain eligible businesses; providing an additional tax credit for certain eligible businesses located within a rural area of opportunity; authorizing certain eligible businesses to apply for an ad valorem tax reimbursement in a specified amount; providing for a sales tax refund for certain eligible businesses; authorizing the Department of Revenue to adopt rules; amending s. 288.018, F.S.; increasing the maximum amount of grant funds that regionally based economic development organizations may receive from the Department of Economic Opportunity; authorizing the department to determine the appropriate amount of nonstate resources to match such grants; amending s. 288.0655, F.S.; increasing the maximum percentage of infrastructure project costs for which the department may award grants; revising requirements for eligible projects and eligible uses of funds; amending s. 288.106, F.S.; deleting a provision that caps the tax refund amount for certain qualified target industry business tax refund applicants; providing additional criteria for the identification of target industries; exempting certain businesses from the requirement that tax refunds be reduced in the absence of a specified amount of local financial support; amending s. 290.004, F.S.; revising the definition of the term “rural enterprise zone” to include rural areas of opportunity; amending s. 290.0065, F.S.; specifying that a rural area of opportunity shall be designated as a rural enterprise zone; amending s. 339.63, F.S.; conforming provisions to changes made by the act; amending ss. 125.271, 163.3177,

163.3187, 163.3246, 211.3103, 218.67, 288.065, 288.0656, 288.1088, 288.1089, 290.0055, 339.2819, 373.4595, 380.06, 380.0651, 985.686, and 1011.76, F.S.; renaming “rural areas of critical economic concern” as “rural areas of opportunity”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Gibson—

SB 1118—A bill to be entitled An act relating to alcohol or drug impairment; amending s. 316.003, F.S.; defining terms applicable to the Florida Uniform Traffic Control Law; amending s. 316.193, F.S.; providing that a person commits the offense of driving while impaired and is subject to punishment for such violation if the person is driving a motor vehicle and satisfies the specified criteria relating to the consumption of alcohol or controlled substances; providing that a person commits the offense of driving while impaired if the person has in the blood or urine certain controlled substances in specified circumstances; providing that a person is entitled to an affirmative defense to the offense of driving while impaired if, under certain circumstances, the person charged with the offense introduced a controlled substance into his or her body pursuant to a prescription; providing that use of a nonprescribed substance does not constitute an affirmative defense; providing that legal use of alcohol, a chemical substance, a controlled substance, a medication, or a drug does not constitute a defense against a charge of driving while impaired under certain circumstances; amending s. 327.02, F.S.; defining the term “impaired” as it relates to vessel safety; amending s. 790.151, F.S.; defining the term “impaired” as it relates to the use of firearms; providing that a person commits the offense of use of a firearm while impaired and is subject to punishment for such violation if the person uses a firearm and satisfies the specified criteria relating to the consumption of alcohol or controlled substances; amending s. 790.157, F.S.; conforming terminology; revising the amount of alcohol concentration that may give rise to a presumption of impairment for purposes of the offense of use of a firearm while impaired; revising provisions relating to chemical analysis of a person’s blood or breath; amending ss. 187.201, 261.20, 310.101, 316.027, 316.1932, 316.1933, 316.1934, 316.1937, 316.1939, 318.143, 318.17, 320.055, 320.08, 322.12, 322.25, 322.26, 322.2615, 322.2616, 322.271, 322.2715, 322.28, 322.291, 322.34, 322.61, 322.62, 322.63, 322.64, 324.023, 327.35, 327.352, 327.353, 327.354, 327.355, 327.359, 327.38, 327.391, 328.17, 337.195, 342.07, 401.281, 627.7275, 627.758, 790.153, and 790.155, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Abruzzo—

SB 1120—A bill to be entitled An act relating to military affairs; creating s. 115.135, F.S.; defining terms; prohibiting a public employer from compelling an employee who is the spouse of a military service-member to work extended work hours during active duty deployment of his or her spouse; prohibiting the imposition of a sanction or penalty upon such employee for failure or refusal to work extended work hours during the period of his or her spouse’s active duty deployment; requiring a public employer to grant a request by such employee for unpaid leave for specified purposes during the active duty deployment; providing a limitation on such unpaid leave; authorizing the Department of Management Services to adopt certain rules; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bean—

SB 1122—A bill to be entitled An act relating to emergency allergy treatment; amending s. 381.88, F.S.; defining terms; expanding provisions to apply to all emergency allergy reactions, rather than to insect bites only; creating s. 381.885, F.S.; authorizing certain health care

practitioners to prescribe epinephrine auto-injectors to an authorized entity; authorizing such entities to maintain a supply of epinephrine auto-injectors; authorizing certified individuals to use epinephrine auto-injectors; authorizing uncertified individuals to use epinephrine auto-injectors under certain circumstances; providing immunity from liability; providing an effective date.

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

By Senators Montford and Clemens—

SB 1124—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising the contents of the annual report submitted by the sponsor of a charter school; revising the requirements of the contents of a charter school application and a charter to include a requirement that a governing board demonstrate that it is independent of a management company; requiring that at least one member of the governing board of a charter school be a parent of a student enrolled in the school; providing for the voluntary withdrawal of a student from a charter school; providing an exception; providing for the transfer of funds if a student voluntarily withdraws from a charter school; providing procedures for the withdrawal of a student from a charter school if the withdrawal is initiated by the school; providing for the transfer of funds; prohibiting a student from being dismissed or requested to withdraw from a charter school under certain circumstances; requiring a charter school to post a specified bond; providing requirements for such bond; revising terminology; prohibiting specified conflicts of interest on the part of members of a charter school board of directors or specified contracts; providing an exception; authorizing specified persons to file a complaint with the Department of Education under certain circumstances; providing procedures for investigation of such a complaint; creating s. 1002.346, F.S.; providing procedures and requirements for audits and investigations of charter schools; providing for oversight of a charter school by the district school board; amending s. 1002.451, F.S.; deleting provisions relating to performance contracts for innovation schools of technology; requiring a district school board to notify the department of the establishment of an innovation school of technology; providing requirements for such notification; deleting provisions limiting the number of innovation schools of technology a district school board may operate; amending s. 1002.331, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Dean—

SB 1126—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 327.355, F.S.; providing that a boating safety course may be offered in a classroom or online; conforming provisions relating to the reassignment of the boating safety program from the Department of Environmental Protection to the commission; amending s. 327.4105, F.S.; requiring the commission to submit an updated report relating to the regulation of mooring vessels; extending the expiration date of the pilot program for the regulation of mooring vessels; amending s. 327.731, F.S.; providing that a boating safety course may be offered in a classroom or online; eliminating an exemption from boating safety education requirements for boating law violators; amending s. 328.72, F.S.; expanding a county’s authorization to use moneys collected from vessel registration fees; amending s. 379.101, F.S.; redefining and defining certain terms; conforming a cross-reference; repealing s. 379.2257(3), F.S., relating to a charge to be applied to areas covered by cooperative agreements with the United States Forest Service over and above the license fee for hunting; amending s. 379.247, F.S.; removing provisions relating to noncommercial trawling; amending s. 379.353, F.S.; conforming provisions relating to the change in responsibility for providing developmental disabilities services, from the Department of Children and Families to the Agency for Persons with Disabilities; conforming provisions to changes made by the act; amending s. 379.354, F.S.; authorizing the commission to require a license, permit, or authorization number for a person to take certain wildlife on public lands; clarifying that a license to take fur-bearing animals is required unless otherwise provided; conforming provisions to changes made by the act; repealing s. 379.355, F.S., relating to special recreational spiny lobster licenses; amending s. 379.3581, F.S.; revising the

proof of compliance that certain people must have in their personal possession to take game, fur-bearing animals, or other wildlife; requiring certain people to provide a valid hunter safety certification card number in order to purchase a Florida hunting license; providing that such license indicates completion of the hunter safety course; providing that a license with a special authorization to hunt under supervision serves as proof of compliance; conforming provisions to changes made by the act; repealing s. 379.363(1)(h) and (i), F.S., relating to the annual gear license fee; repealing s. 379.3635, F.S., relating to haul seine and trawl permits to be used in Lake Okeechobee; amending ss. 379.208, 379.337, 379.401, and 589.19, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; and Appropriations.

By Senators Richter and Hays—

SB 1128—A bill to be entitled An act relating to damages in negligence actions; creating s. 768.755, F.S.; providing that a claimant in certain negligence actions may recover damages for the cost of medical or health care services only if such services are medically necessary; providing a methodology to calculate an award of damages for the cost of such medical or health care services; specifying evidence that is admissible and inadmissible in determining the award of damages; requiring an alternative calculation of damages if certain insurers file a lien or subrogation claim in the action; prohibiting the use of a finding of medical necessity for certain purposes; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Richter—

SB 1130—A bill to be entitled An act relating to point-of-sale terminals; amending s. 24.103, F.S.; defining the term “point-of-sale terminal”; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes a person to purchase a lottery ticket or game at a point-of-sale terminal; authorizing the department to adopt rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell lottery tickets or games; requiring a point-of-sale terminal to perform certain functions; prohibiting a point-of-sale terminal from dispensing money for winnings; authorizing winnings to be directly deposited into a player’s account pursuant to a process approved by the department; prohibiting a point-of-sale terminal from including video depictions of slot machine or casino game themes or titles for game play; providing an effective date.

—was referred to the Committees on Gaming; Regulated Industries; and Rules.

By Senator Braynon—

SB 1132—A bill to be entitled An act relating to elections; creating s. 97.0111, F.S.; establishing the rights of the electorate; requiring that any restriction on voting rights or any change in voting practices be narrowly tailored to serve a compelling state interest; providing equal protection of the right to vote; authorizing the use of a violation of the act as a claim or defense in a judicial proceeding; providing an effective date.

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

By Senator Detert—

SB 1134—A bill to be entitled An act relating to home medical equipment; amending s. 400.925, F.S.; redefining the term “home medical equipment provider”; exempting medical practices owned by allopathic, osteopathic, or chiropractic physicians, as well as medical practices owned by physicians and certain family members of such

physicians, which sell or rent home medical equipment or services from the requirement that they be licensed as home medical equipment providers; providing an effective date.

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

By Senator Garcia—

SB 1136—A bill to be entitled An act relating to ticket sales; amending s. 817.355, F.S.; providing enhanced criminal penalties for second and subsequent violations concerning fraudulent creation or possession of admission tickets; providing criminal penalties for persons who commit such violations involving more than a specified number of tickets; reordering and amending s. 817.36, F.S.; providing definitions; providing criminal penalties for persons who intentionally use or sell software for specified purposes; providing for recovery of damages for specified violations; deleting a provision relating to use of software for specified purposes; requiring ticket brokers to register with the Department of Agriculture and Consumer Services; requiring ticket brokers and resale websites to make specified disclosures to prospective buyers; prohibiting ticket brokers and resale websites from using specified intellectual property in certain circumstances; providing for civil and administrative remedies for violations; providing criminal penalties; requiring rulemaking; creating s. 817.362, F.S.; providing that specified provisions do not affect the initial sale of tickets; defining the term “ticket”; providing that an admission ticket represents a revocable license; providing an effective date.

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

By Senator Evers—

SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; providing an effective date.

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

By Senator Hays—

SB 1140—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for information furnished to an agency by a person or business for the purpose of obtaining assistance with emergency planning or emergency notification; 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 Lee—

SB 1142—A bill to be entitled An act relating to ticket sales; amending s. 817.355, F.S.; providing enhanced criminal penalties for second and subsequent violations concerning fraudulent creation or possession of an admission ticket; providing criminal penalties for persons who commit such violations involving more than a specified number of tickets; amending s. 817.361, F.S.; providing definitions; prohibiting the purchase, sale, and transfer of certain multiuse tickets; prohibiting the sale and transfer of certain cards, wristbands, and media that access or are associated with multiuse tickets; providing enhanced criminal penalties for second or subsequent violations of provisions relating to the purchase, sale, or transfer of certain multiuse tickets and the sale and transfer of certain cards, wristbands, and media that access or are associated with multiuse tickets; providing an effective date.

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

By Senator Simmons—

SB 1144—A bill to be entitled An act relating to missing children investigations; creating s. 937.0211, F.S.; requiring each law enforcement agency to adopt a Bronze Alert plan that establishes procedures for investigating reports of a missing child younger than 18 years of age, including runaways; requiring that certain procedures be included in the plan; establishing level one and level two alerts and requiring the issuance of such alerts, as specified in the act; providing an effective date.

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

By Senator Altman—

SB 1146—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an individual with a disability under certain conditions; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties to include community service for certain persons or entities who interfere with use of a service animal in specified circumstances; providing equal access to housing accommodations for an individual with a disability accompanied by an emotional support animal; providing conditions under which a landlord may request documentation of a qualifying disability; providing a penalty for fraud with respect to use or training of a service animal; providing an effective date.

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

By the Committee on Education—

SB 1148—A bill to be entitled An act relating to postsecondary education; amending s. 1009.24, F.S.; deleting a provision relating to the automatic rate of inflation increase in resident undergraduate tuition per credit hour at state universities; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the Board of Governors; deleting the definition of the term “rate of inflation”; lowering the annual percentage increase allowed in the aggregate sum of tuition and the tuition differential at state universities; providing an effective date.

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

By Senator Bean—

SB 1150—A bill to be entitled An act relating to medical tourism; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care destination; amending s. 288.923, F.S.; requiring the Division of Tourism Marketing to include in its 4-year plan a discussion of the promotion of medical tourism; creating s. 288.924, F.S.; requiring the plan to promote national and international awareness of the qualifications, scope of services, and specialized expertise of health care providers in this state and to include an initiative to showcase qualified health care providers; requiring a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation to be allocated for the medical tourism marketing plan; requiring the Florida Tourism Industry Marketing Corporation to create a matching grant program; specifying criteria for the grant program; requiring that a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation be allocated for the grant program; providing an effective date.

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

By Senator Latvala—

SB 1152—A bill to be entitled An act relating to leases for wireless communication facilities on state property; creating s. 339.041, F.S.; providing legislative intent; describing the types of Department of Transportation property eligible for factoring future revenues received by the department from leases for communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for capital expenditures; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Accountability; and Communications, Energy, and Public Utilities.

By Senator Soto—

SB 1154—A bill to be entitled An act relating to the Nursing Home Guide Watch List; amending s. 400.191, F.S.; requiring a nursing home facility on the list to post signs containing certain information for a specified period; specifying the content and location of signs; providing sanctions for failure to comply; providing an effective date.

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

By Senator Stargel—

SB 1156—A bill to be entitled An act relating to the capital investment tax credit; amending s. 220.191, F.S.; deleting unused terms; revising the definition of the term “qualifying project”; deleting a provision prohibiting the use of tax credits by certain affiliated companies or related entities under certain circumstances; requiring a qualifying business to demonstrate to the Department of Economic Opportunity that it qualifies for the tax credits and requiring the department to so notify the Department of Revenue; providing a maximum amount of capital investment tax credits that may be granted annually; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Finance and Tax; and Appropriations.

SR 1158—Not introduced.

By Senator Evers—

SB 1160—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; delaying the effective date of the prohibition against the land application of septage from onsite sewage treatment and disposal systems; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Health Policy; and Agriculture.

By Senator Detert—

SB 1162—A bill to be entitled An act relating to resident status for tuition purposes; amending s. 1009.21, F.S.; providing criteria for a dependent child of a deceased parent to qualify as a resident for tuition purposes; providing an effective date.

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

By Senator Simmons—

SB 1164—A bill to be entitled An act relating to human trafficking; creating s. 787.065, F.S.; defining terms; establishing the Commission on the Prevention of Human Trafficking; requiring that the commission be housed in the Office of the Attorney General; providing composition of the commission and providing appointment and terms of the commission members; authorizing the commission to enter into contracts and other agreements; authorizing the commission to request the assistance of state agencies; requiring the commission to develop and administer a victim assistance program; providing requirements for the program; requiring the commission to establish a grant program; providing requirements for applicants to the grant program and for the award of grants; requiring a grant recipient to provide reports to the commission; requiring a report by the commission to the Governor and the Legislature; requiring the commission to award grants for the establishment of safe houses for domestic victims of human trafficking; providing requirements for safe houses and employees of safe houses; requiring a report on the functioning of a safe house; requiring the Attorney General to create and administer a media campaign for human trafficking awareness; providing requirements for the media campaign; authorizing the commission to accept certain funding; requiring the commission to conduct a survey and report to the Legislature; authorizing the commission to adopt rules; providing an effective date.

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

By Senator Detert—

SB 1166—A bill to be entitled An act relating to tuition and fee exemptions; amending s. 1009.25, F.S.; exempting certain students who were adopted from the Department of Children and Families or who are or were in the custody of the department under certain circumstances from paying tuition and fees at workforce education programs, Florida College System institutions, and state universities; requiring Florida College System institutions and state universities to adopt certain rules regarding the exemptions; providing an effective date.

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

By Senator Garcia—

SB 1168—A bill to be entitled An act relating to municipal bonds; amending s. 166.121, F.S.; requiring approval by referendum for the issuance of certain municipal bonds; amending s. 100.341, F.S.; providing ballot requirements for certain municipal bond referenda; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Dean—

SB 1170—A bill to be entitled An act relating to slot machine licenses; amending s. 551.104, F.S.; requiring a harness racing permitholder that is applying for a slot machine license to file with the Division of Pari-mutuel Wagering a written agreement between the applicant and the Florida Standardbred Breeders and Owners Association which governs certain purses and awards; requiring sums for awards to be remitted monthly; providing an effective date.

—was referred to the Committees on Gaming; Regulated Industries; and Appropriations.

By Senator Sobel—

SB 1172—A bill to be entitled An act relating to the conveyance of property taken by eminent domain; amending s. 73.013, F.S.; authorizing a condemning authority to convey, without restriction, lands condemned for specific noise mitigation or noise compatibility programs at

certain large hub airports to a person or private entity; providing an effective date.

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

By Senator Gibson—

SM 1174—A memorial to the United States Environmental Protection Agency, urging it to allow states to develop and implement their own performance standards, compliance schedules, and guidelines for regulating carbon dioxide emissions from existing power plants.

—was referred to the Committees on Environmental Preservation and Conservation; and Communications, Energy, and Public Utilities.

By Senator Abruzzo—

SB 1176—A bill to be entitled An act relating to divers; amending s. 327.331, F.S.; defining the terms “divers-down buoy” and “divers-down symbol”; revising the definition of “divers-down” flag; requiring all divers to prominently display a divers-down flag or buoy in the area in which the diving occurs; requiring vessel operators encountering divers-down buoys to take specified actions; prohibiting a divers-down buoy from being used or displayed onboard a vessel; conforming provisions to changes made by the act; making technical changes; amending ss. 327.395 and 327.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Commerce and Tourism; and Judiciary.

By Senator Evers—

SB 1178—A bill to be entitled An act relating to rural letter carriers; amending s. 316.614, F.S.; exempting rural letter carriers of the United States Postal Service from requirements to be restrained by a safety belt while performing their duties; providing an effective date.

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

By Senator Sobel—

SB 1180—A bill to be entitled An act relating to chemicals in consumer products; creating s. 381.986, F.S.; providing legislative intent; defining terms; requiring the Department of Health to publish a list of chemicals of high concern present in consumer products designed for use by pregnant women and children; providing criteria for inclusion on the list; authorizing the department to participate with other states and governmental entities in an interstate clearinghouse established for specified purposes; providing an effective date.

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

By Senator Brandes—

SB 1182—A bill to be entitled An act relating to secondary metals recyclers; providing for a type two transfer of the regulation of secondary metals recyclers from the Department of Revenue to the Department of Agriculture and Consumer Services; amending s. 213.05, F.S.; repealing provision that requires that the Department of Revenue regulate the registration of secondary metals recyclers; amending s. 213.053, F.S.; authorizing the Department of Revenue to share specified information with the Department of Agriculture and Consumer Services; conforming provisions to changes made by the act; amending s. 319.30, F.S.; redefining the term “certificate of registration number”; amending s. 538.18, F.S.; redefining terms; amending s. 538.19, F.S.; requiring the Department of Agriculture and Consumer Services, rather than the Department of Law Enforcement, to approve the form of certain records maintained by secondary metals recyclers; amending s. 538.20, F.S.; authorizing investigators of the Department of Agriculture and Con-

sumer Services to inspect regulated metals property and records of secondary metals recyclers; amending s. 538.21, F.S.; clarifying a provision of law; amending s. 538.23, F.S.; providing criminal penalties for specified prohibited acts and practices; amending s. 538.25, F.S.; revising required application information for a secondary metals recycler registration; requiring that a secondary metals recycler maintain certain insurance coverage throughout the registration period; increasing registration and renewal fees; requiring that fees be deposited into the General Inspection Trust Fund, rather than the Operating Trust Fund; requiring a secondary metals recycler to allow personnel of the Department of Agriculture and Consumer Services to inspect a registration at the listed place of business; providing remedies to the Department of Agriculture and Consumer Services if a secondary metals recycler fails to allow such inspection; repealing certain civil fines; revising criteria to deny or revoke a registration as a secondary metals recycler; providing for immediate suspension of an application for registration or a registration if the applicant or registrant, or an owner, officer, director, or trustee of an applicant or registrant is convicted of certain felonies; conforming provisions to changes made by the act; amending s. 538.26, F.S.; prohibiting a secondary metals recycler from purchasing or allowing any person to purchase certain metals on a Sunday; revising the list of regulated metals subject to certain purchase restrictions; creating s. 538.27, F.S.; providing administrative penalties; specifying administrative procedures; providing for the collection of administrative fines; creating s. 538.29, F.S.; authorizing the Department of Agriculture and Consumer Services to adopt certain rules and forms; providing an effective date.

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

By Senator Brandes—

SB 1184—A bill to be entitled An act relating to self-service gasoline stations; amending s. 526.141, F.S.; requiring full-service gasoline stations offering self-service at a lesser cost to display an additional decal; requiring the decal to contain certain information; requiring the Department of Agriculture and Consumer Services to adopt rules to implement and enforce this requirement; providing for preemption of local regulations pertaining to fueling assistance for certain motor vehicle operators; providing an effective date.

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

By Senator Richter—

SB 1186—A bill to be entitled An act relating to the East Naples Fire Control and Rescue District, Collier County; amending chapter 2000-444, Laws of Florida, as amended; revising boundaries of the district for purposes of annexing the Isles of Capri Fire and Rescue District into the district; requiring a referendum; providing an effective date.

—was referred to the Committee on Rules.

By Senator Lee—

SJR 1188—A joint resolution proposing amendments to Sections 10 and 11 of Article V of the State Constitution to authorize the Governor to prospectively fill vacancies in certain judicial offices.

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

By Senator Lee—

SB 1190—A bill to be entitled An act relating to family law; creating part III of ch. 61, F.S., entitled the “Collaborative Process Act”; creating s. 61.51, F.S.; declaring the purpose of the act; creating s. 61.52, F.S.; defining terms; creating s. 61.53, F.S.; declaring that a collaborative process commences when the parties enter into a collaborative participation agreement; creating s. 61.54, F.S.; stating that the execution of a collaborative participation agreement tolls all legal time periods applicable under law between the parties for the amount of time the agreement remains in effect; creating s. 61.55, F.S.; stating that all

collaborative communications are confidential; providing exceptions; creating s. 61.56, F.S.; providing sanctions; creating s. 61.57, F.S.; disqualifying an attorney from further representing a party if the collaborative process terminates without an agreement; providing an effective date.

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

By Senators Sobel and Latvala—

SB 1192—A bill to be entitled An act relating to palliative care; defining terms; creating the Palliative Care and Quality of Life Interdisciplinary Advisory Council; specifying the purpose of the council; providing for membership of the council; requiring the Department of Health to provide staff, information, and other assistance as necessary to the council; requiring the department to set regular meeting times for the council; requiring the council to adopt certain internal organization procedures; authorizing reimbursement for certain expenses for council members; requiring the department to establish a palliative care consumer and professional information and education program; requiring the department to publish certain educational information and materials about palliative care on the department website; authorizing the department to develop and implement other services and education initiatives regarding palliative care; requiring the department to consult with the council to implement this act; requiring certain health care practitioners to provide certain patients information about palliative care and information about facilities that offer palliative care; requiring certain health care facilities to comply with palliative care measures ordered by a patient’s health care practitioner; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability—

SB 1194—A bill to be entitled An act relating to citizen support and direct-support organizations; amending s. 14.29, F.S.; providing for future review and repeal of provisions authorizing the Florida Commission on Community Service to establish and operate a direct-support organization; amending s. 16.616, F.S.; providing for future review and repeal of the direct-support organization established within the Department of Legal Affairs; creating s. 20.058, F.S.; requiring citizen support and direct-support organizations to annually submit certain information to the appropriate agency; requiring each agency receiving such information to post submissions on the agency’s website; requiring each agency receiving such information to annually submit a report to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability; providing report requirements; requiring that a contract between an agency and a citizen support organization or direct-support organization be contingent on disclosure requirements; requiring an agency head to terminate a contract if an organization fails to meet disclosure requirements; requiring that each citizen support organization or direct-support organization created or authorized by law be subject to legislative review and repeal; requiring that citizen support organizations or direct-support organizations in existence as of a certain date be subject to future legislative review; amending s. 20.2551, F.S.; providing for future review and repeal of the citizen support organization established within the Department of Environmental Protection; amending s. 39.0011, F.S.; providing for future review and repeal of the direct-support organization of the Office of Adoption and Child Protection; amending s. 39.8298, F.S.; providing for future review and repeal of the Statewide Guardian Ad Litem Office’s authorization to create a direct-support organization; amending s. 250.115, F.S.; providing for future review and repeal of the direct-support organization of the Department of Military Affairs; amending s. 257.43, F.S.; providing for future review and repeal of the citizen support organization of the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; providing for future review and repeal of provisions relating to citizen support organizations under the Division of Recreation and Parks of the Department of Environmental Protection; amending s. 259.10521, F.S.; providing for future review and repeal of the citizen support organization benefitting the Babcock Ranch Preserve; amending s. 265.703, F.S.; providing for future review and repeal of the citizen support organization of the Division of Cultural Affairs of

the Department of State; amending s. 267.17, F.S.; providing for future review and repeal of the citizen support organization of the Division of Historical Resources of the Department of State; amending s. 288.1226, F.S.; providing for future review and repeal of the Florida Tourism Industry Marketing Corporation; amending s. 288.809, F.S.; providing for future review and repeal of the Florida Intergovernmental Relations Foundation; amending s. 288.923, F.S.; providing for future review and repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.; amending s. 292.055, F.S.; providing for future review and repeal of the direct-support organization of the Department of Veterans' Affairs; amending s. 379.223, F.S.; providing for future review and repeal of the Fish and Wildlife Conservation Commission's authorization to establish citizen support organizations; amending s. 413.0111, F.S.; providing for future review and repeal of the direct-support organization of the Division of Blind Services of the Department of Education; amending s. 413.615, F.S.; providing for future review and repeal of the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 430.82, F.S.; providing for future review and repeal of the Department of Elderly Affairs' authority to establish a direct-support organization; amending s. 570.903, F.S.; providing for future review and repeal of the Department of Agriculture and Consumer Services' authority to establish a direct-support organization; amending s. 570.9135, F.S.; providing for future review and repeal of Florida Beef Council, Inc.; amending s. 626.9895, F.S.; providing for future review and repeal of the Division of Insurance Fraud of the Department of Financial Services' authority to establish a direct-support organization; amending s. 683.231, F.S.; providing for future review and repeal of the Department of Law Enforcement's authority to establish a citizen support organization for Florida Missing Children's Day; amending s. 744.7082, F.S.; providing for future review and repeal of the direct-support organization supporting the Statewide Public Guardianship Office; amending s. 893.055, F.S.; providing for future review and repeal of the Department of Health's authority to establish a direct-support organization supporting the prescription drug monitoring program; amending s. 944.802, F.S.; providing for future review and repeal of the Department of Corrections' authority to establish a direct-support organization; amending s. 960.002, F.S.; providing for future review and repeal of the Governor's authority to authorize a direct-support organization to assist victims of adult and juvenile crime; amending s. 985.672, F.S.; providing for future review and repeal of the Department of Juvenile Justice's direct-support organization; amending s. 1009.983, F.S.; providing for future review and repeal of the Florida Prepaid College Board's authority to establish a direct-support organization; providing an effective date.

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

By Senator Simmons—

SB 1196—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 intelligence or investigative information that may reveal the address or place of employment of a person who is a victim of a domestic violence offense; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; amending s. 92.56, F.S.; conforming provisions to changes made by the act; reenacting s. 119.0714(1)(h), F.S., relating to court files and records, to incorporate the amendments made to s. 119.071, F.S., in a reference thereto; providing an effective date.

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

By Senator Montford—

SB 1198—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.1122, F.S.; revising criteria for employment eligible for purchase of retirement credit; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

SR 1200—Not introduced.

By Senator Montford—

SB 1202—A bill to be entitled An act relating to career centers and charter technical career centers; amending s. 1001.44, F.S.; authorizing a career center to offer college credit courses applicable toward specific certificates or degrees; providing a process for approval to offer specific degree programs; requiring the State Board of Education to adopt rules; authorizing a career center to change the institution's name; amending s. 1002.34, F.S.; authorizing a charter technical career center to offer college credit courses applicable toward specific certificates or degrees; providing an approval process; authorizing a charter technical career center to change the institution's name; amending s. 1004.02, F.S., relating to definitions; renaming the applied technology diploma program as the college credit certificate program and clarifying the program; amending ss. 1007.23 and 1007.25, F.S.; conforming provisions; amending s. 1009.22, F.S.; revising and clarifying tuition and fees for specific workforce education programs; amending ss. 1009.53, 1009.532, and 1009.536, F.S.; conforming provisions; amending s. 1011.80, F.S.; conforming provisions; authorizing a career center to offer associate in applied science degree programs; correcting a cross-reference; providing an effective date.

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

By Senator Montford—

SB 1204—A bill to be entitled An act relating to background screening; amending s. 1002.45, F.S.; revising the requirement relating to background screening of instructional personnel in virtual instruction programs; amending s. 1012.315, F.S.; providing additional offenses that determine ineligibility for educator certification or employment in a position that requires direct contact with students; amending s. 1012.32, F.S.; revising requirements for the retention, search, and reporting of fingerprints of school personnel; providing for Department of Law Enforcement participation in the national retained print arrest notification program; providing for fees; amending s. 1012.465, F.S.; providing background screening requirements for contractors and instructional personnel in virtual instruction programs; requiring a fingerprint-based criminal history check; providing requirements for submission, retention, search, and reporting of fingerprints; providing for fees; amending s. 1012.467, F.S.; requiring the fingerprints of certain noninstructional contractors to be enrolled in the national retained print arrest notification program; requiring arrest fingerprints to be searched against state and federal retained fingerprints; providing for fees; amending s. 1012.56, F.S.; revising provisions relating to background rescreening for educator certification; amending s. 1012.797, F.S.; revising provisions relating to notification to education providers of charges against school district employees; reenacting ss. 1001.42(7), 1002.33(12)(g), 1002.36(7)(g), 1002.421(4)(a), 1012.32(1) and (2), 1012.56(10)(a) and (c), and 1012.795(1)(n), F.S., relating to district school board powers and duties, charter schools, the Florida School for the Deaf and the Blind, the accountability of private schools participating in state school choice scholarship programs, qualifications of personnel, educator certification requirements, and Education Practices Commission authority to discipline, respectively, to incorporate the amendment made to s. 1012.315, F.S., in references thereto; providing an effective date.

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

By Senator Montford—

SB 1206—A bill to be entitled An act relating to agricultural industry certifications; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to annually provide to the State Board of Education and the Department of Education information and industry certifications for farm occupations to be placed on industry certification funding lists; amending s. 1003.492, F.S.; defining industry certification as part of career education programs; requiring the state board to adopt rules for implementing an industry certification process for farm occupations; requiring placement on funding lists to determine annual funding distributions to school districts and postsecondary institutions; amending s. 1003.4935, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Latvala—

SB 1208—A bill to be entitled An act relating to fraudulent controlled substance prescriptions; amending s. 893.13, F.S.; revising provisions prohibiting possession of incomplete prescription forms; providing enhanced criminal penalties for violations involving incomplete prescription forms; providing an effective date.

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

By Senator Bean—

SB 1210—A bill to be entitled An act relating to the Division of Insurance Agents and Agency Services; amending s. 20.121, F.S.; revising the name of the division; amending s. 624.310, F.S.; revising service delivery methods; amending s. 624.318, F.S.; prohibiting the removal of specified original documents under certain conditions; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; defining the term “unaffiliated insurance agent”; amending s. 626.0428, F.S.; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for wrongful acts, misconduct, and violations committed by the licensee and any person under his or her supervision; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing for expiration of an agency license under specified circumstances; amending s. 626.112, F.S.; prohibiting new limited customer representative licenses from being issued after a specified date; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.171, F.S.; providing an exemption from certain licensure application fees; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; amending s. 626.207, F.S.; conforming a cross-reference; amending s. 626.241, F.S.; revising the scope of the examination for a limited agent license; amending s. 626.261, F.S.; deleting a provision requiring certain costs to be paid by applicants who request licensure examinations in Spanish; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a license issued to a business renting or leasing motor vehicles applies to employees and authorized representatives; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; amending s. 626.611, F.S.; requiring the department to suspend certain licenses and appointments; amending s. 626.641, F.S.; conforming a cross-reference; amending s. 626.733, F.S.; revising applicability of certain appointment provisions; amending s. 626.7355, F.S.; revising qualifications for a temporary customer representative’s license; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances on a specified date; amending s. 626.7845, F.S.; revising a prohibition against unlicensed transaction of life insurance; amending ss. 626.8411, 626.861, and 626.862, F.S.; conforming cross-references; amending s. 626.9272, F.S.; revising requirements for the licensure of nonresident surplus lines agents; creating s. 627.4553, F.S.; requiring an insurance agent who recommends the surrender of certain annuity or life insurance to provide certain information to the department; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; amending s. 627.706, F.S.; revising the definition of the term “neutral evaluator”; amending s. 627.7074, F.S.; providing grounds for the department to deny an application, or suspend or revoke approval of

certification, of a neutral evaluator; requiring the department to adopt rules; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval, of a mediator; requiring the department to adopt rules; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending s. 648.43, F.S.; revising requirements for the submission of a power of attorney; amending s. 648.49, F.S.; revising provisions relating to the duration of suspension or revocation of a license; amending ss. 943.0585 and 943.059, F.S.; prohibiting a person seeking a license from the Division of Insurance Agent and Agency Services who is the subject of an expunged or sealed criminal history record from denying or failing to acknowledge arrests covered by the record; providing effective dates.

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

By Senator Bean—

SB 1212—A bill to be entitled An act relating to behavior analysts; creating ch. 470, F.S.; entitling the chapter; creating s. 470.40, F.S.; providing a purpose; creating s. 470.41, F.S.; defining terms; creating s. 470.415, F.S.; creating the Board of Applied Behavior Analysis; creating s. 470.42, F.S.; specifying the authority and duties of the board; creating s. 470.43, F.S.; providing requirements for licensure and renewal; creating s. 470.44, F.S.; establishing maximum fees for applications, initial licenses, and license renewals; creating s. 470.45, F.S.; providing grounds for disciplinary action by the board; providing for reinstatement of a license; creating s. 470.46, F.S.; requiring a licensee or his or her employer to report to the board certain felony convictions on the part of a licensee or suspicions that a licensee has committed fraud or deceit; creating s. 470.47, F.S.; providing penalties for practicing applied behavior analysis without a license or wrongfully identifying oneself as a licensed behavior analyst; creating s. 470.48, F.S.; providing exceptions to the chapter; amending s. 456.001, F.S.; including licensed behavior analysts and licensed assistant behavior analysts in the definition of “health care practitioner”; providing an effective date.

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

By Senator Hays—

SB 1214—A bill to be entitled An act relating to workers’ compensation; amending s. 440.09, F.S.; clarifying factors to be considered in determining major contributing cause; authorizing the collection and testing of blood and urine samples upon employer or carrier request; providing for payment of resulting medical bills regardless of test results; amending s. 440.102, F.S.; providing for post-accident drug testing; authorizing use of drug test results by an employer who complies with material provisions of drug-free workplace requirements; amending s. 440.13, F.S.; revising the period within which a carrier must authorize an alternative physician; revising requirements related to treatment reassessment when certain controlled substances are prescribed; amending s. 440.15, F.S.; providing that permanent total disability benefits shall not be awarded if an employee is capable of performing light-duty work; providing that all preexisting conditions and injuries are subject to apportionment; amending s. 440.20, F.S.; authorizing the advance payment of compensation only for compensable injuries; providing a methodology for the repayment of advances made by self-insured employers; providing an effective date.

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

By Senator Latvala—

SB 1216—A bill to be entitled An act relating to professional sports facilities; amending s. 212.20, F.S.; authorizing a distribution for an applicant that has been approved by the Legislature and certified by the Department of Economic Opportunity under s. 288.11625, F.S.; providing a limitation; amending s. 218.64, F.S.; providing for municipalities and counties to expend an increased portion of local government half-cent sales tax revenues to reimburse the state as required by a contract; amending s. 288.0001, F.S.; providing for an evaluation; creating s. 288.11625, F.S.; requiring the Department of Economic Opportunity to screen applicants for state funding for sports development; defining terms; providing a purpose to provide funding for applicants for constructing, reconstructing, renovating, or improving a facility; providing an application and approval process; providing for an annual application period; providing for the department to submit recommendations to the Legislature by a certain date; requiring legislative approval for state funding; providing evaluation criteria for an applicant to receive state funding; providing for evaluation and ranking of applicants under certain criteria; requiring the department to determine the annual distribution amount an applicant may receive based on the total cost of the project; capping the distribution amount based on total project costs; requiring the applicant to provide an analysis by a certified public accountant to the department; requiring the Department of Revenue to distribute funds within a certain timeframe after notification by the department; requiring the department to develop a calculation to estimate certain taxes; limiting annual distributions to a specified amount; providing for a contract between the department and the applicant; limiting use of funds; requiring an applicant to submit information to the department annually; requiring a 5-year review; authorizing the Auditor General to conduct audits; providing for reimbursement of the state funding under certain circumstances; providing for discontinuation of distributions upon an applicant's request; authorizing the department to adopt rules; amending s. 288.11631, F.S.; revising the requirements for an applicant to be certified to receive state funding for a facility for a spring training franchise; authorizing the department to adopt emergency rules; providing an effective date.

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

By Senator Brandes—

SB 1218—A bill to be entitled An act relating to public records; creating s. 190.0121, F.S.; providing an exemption from public records requirements for certain surveillance recordings held by a community development district; 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.

SR 1220—Not introduced.

By Senator Thompson—

SB 1222—A bill to be entitled An act relating to restoration of civil rights; providing a short title; providing findings and purpose; creating s. 944.294, F.S.; providing for automatic restoration of a former felon's civil rights under certain circumstances; providing conditions for and exemptions from automatic restoration; providing for education concerning the civil rights of persons who have felony convictions; amending ss. 944.292 and 944.705, F.S.; conforming provisions; providing for retroactive applicability; providing a contingent effective date.

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

By Senator Thompson—

SJR 1224—A joint resolution proposing an amendment to Section 8 of Article IV of the State Constitution, relating to restoration of civil rights,

to authorize the Legislature to prescribe additional circumstances under which certain reprieves may be granted and civil rights restored.

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

By Senator Montford—

SB 1226—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451; conforming cross-references; repealing ss. 411.226, 411.227, and 411.228, F.S., relating to the Learning Gateway program; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215, F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent's designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term "Next Generation Sunshine State Standards"; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of prekindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending s. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a

cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term “adult high school credit program”; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr. Alzheimer’s Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term “student with a disability”; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education postsecondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition

and Facilities Advisory Board; repealing s. 1013.54, F.S., relating to the cooperative development and use of satellite educational facilities; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

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

SR 1228—Not introduced.

By Senator Hays—

SB 1230—A bill to be entitled An act relating to physician assistants; amending ss. 458.347 and 459.022, F.S.; increasing the number of licensed physician assistants that a physician may supervise at any one time; revising circumstances under which a physician assistant is authorized to prescribe or dispense medication; revising application requirements for licensure as a physician assistant and license renewal; providing an effective date.

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

SR 1232—Not introduced.

By Senator Bullard—

SB 1234—A bill to be entitled An act relating to the Florida Law Enforcement Officers’ Hall of Fame; creating s. 265.005, F.S.; providing legislative intent; establishing the Florida Law Enforcement Officers’ Hall of Fame; providing for administration of the hall of fame by the Department of Law Enforcement; directing the Department of Management Services to designate a location; establishing procedures for selection, nomination, and induction of members; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

By Senator Clemens—

SB 1236—A bill to be entitled An act relating to public education; creating s. 1003.615, F.S.; providing a short title; providing legislative intent and purpose; providing to certain school districts the option of statutory waivers from certain statutes in chs. 1000-1013, F.S., and corresponding administrative rules; authorizing the State Board of Education to enter into a performance contract with a school district to provide a statutory waiver; authorizing a school district, upon a supermajority vote by the district school board, to apply for a waiver from certain statutes; requiring that a school district that receives one or more waivers comply with certain statutes; specifying exceptions to the statutory waivers; requiring that an application for each waiver request be submitted to the commissioner and the State Board of Education; providing requirements for the application; providing that a waiver may be requested at any point during the fiscal year; requiring that the commissioner and the State Board of Education make a decision within a specified period of time; providing that the governing board of a school district is the duly elected district school board; requiring that each school district submit an annual report to the Governor and the Legislature by a specified date; providing requirements for the report; providing an effective date.

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

By Senator Richter—

SB 1238—A bill to be entitled An act relating to family trust companies; creating chapter 662, F.S.; creating s. 662.10, F.S.; providing a short title; creating s. 662.102, F.S.; providing the purpose of the act; creating s. 662.111, F.S.; defining terms; creating s. 662.112, F.S.; pro-

viding for the calculation of kinship; creating s. 662.113, F.S.; providing for the applicability of financial institutions codes; creating s. 662.114, F.S.; exempting a family trust company or foreign licensed family trust company from licensure; creating s. 662.115, F.S.; providing for the applicability of the chapter to a family trust company or foreign licensed family trust company; creating s. 662.120, F.S.; specifying the maximum number of designated relatives allowed for a family trust company and a licensed family trust company; creating s. 662.121, F.S.; providing procedures for applying for a family trust company license; requiring a fee; creating s. 662.1215, F.S.; providing for investigations of applicants by the Office of Financial Regulation; creating s. 662.122, F.S.; providing procedures for the registration of a family trust company or a foreign licensed family trust company; requiring a fee; creating s. 662.1225, F.S.; providing requirements for a family trust company, licensed family trust company, and foreign licensed family trust company; creating s. 662.123, F.S.; requiring organizational documents to include certain provisions; authorizing the use of the term "trust"; creating s. 662.124, F.S.; requiring a minimum amount of owners' equity; creating s. 662.125, F.S.; vesting exclusive authority to manage a family trust company or licensed family trust company in a board of directors or managers; providing for appointment of directors and managers; requiring certain notice to the office in specified circumstances; requiring the office to issue a notice of disapproval of a proposed appointment in specified circumstances; authorizing the office to obtain criminal history information; creating s. 662.126, F.S.; requiring that licensed family trust companies procure and maintain fidelity bonds or specified minimum owners' equity and errors and omissions insurance; authorizing a family trust company that is not licensed to procure and maintain such coverage; authorizing licensed and unlicensed family trust companies to procure and maintain other insurance policies; creating s. 662.127, F.S.; requiring certain books and records to be segregated; creating s. 662.128, F.S.; requiring annual license and registration renewal; requiring a fee; creating s. 662.129, F.S.; providing for the discontinuance of a licensed family trust company; creating s. 662.130, F.S.; authorizing family trust companies to conduct certain activities; creating s. 662.131, F.S.; prohibiting certain activities on the part of family trust companies; creating s. 662.132, F.S.; imposing certain requirements on the assets that form the minimum capital of licensed family trust companies and family trust companies; authorizing such trust companies to purchase or rent real or personal property, invest funds, and, while acting as a fiduciary, make certain purchases; imposing a restriction on that authorization; clarifying the degree of prudence required of fiduciaries; restricting the authority of a fiduciary to purchase certain bonds or securities; specifying additional authority of fiduciaries; applying the duty of loyalty to family trust companies in certain cases; creating s. 662.133, F.S.; requiring certain officers, directors, or managers of a licensed family trust company or a family trust company to make an oath, affirmation, affidavit, or acknowledgment on behalf of the company in certain circumstances; creating s. 662.134, F.S.; prohibiting a family trust company from advertising to the public; creating s. 662.135, F.S.; providing that a licensed family trust company is not required to post a bond to serve as a court-appointed fiduciary; creating s. 662.140, F.S.; authorizing the office to adopt rules; creating s. 662.141, F.S.; authorizing the office to conduct examinations and investigations; requiring that family trust companies be examined at least once every 18 months; authorizing the office to accept an independent audit in lieu of conducting an examination; requiring the office to examine the books and records of a family trust company or licensed family trust company; authorizing the office to rely on a certificate of trust, trust summary, or written statement in certain circumstances and to adopt rules relating to records and requirements; authorizing the office to examine the books and records of a foreign licensed family trust company; requiring family trust companies to pay examination fees tied to actual costs incurred by the office; providing a penalty for late payment and authorizing an administrative fine if late payment is intentional; creating s. 662.142, F.S.; providing for license revocation; specifying acts and conduct that constitute grounds for revocation; authorizing the office to suspend a license pending revocation; creating s. 662.143, F.S.; authorizing the office to issue a cease and desist order and an emergency cease and desist order; creating s. 662.144, F.S.; authorizing the office to collect fines for the failure to submit required reports; creating s. 662.145, F.S.; providing grounds for the removal of an officer, director, manager, employee, or agent of a licensed family trust company or a family trust company; creating s. 662.146, F.S.; providing for the confidentiality of certain company books and records; creating s. 662.147, F.S.; providing requirements for books and records of family trust companies; requiring the office to retain certain records for a specified time; allowing the introduction of certain copies into evidence;

requiring the office to establish a schedule of fees for such copies; creating s. 662.150, F.S.; providing for the domestication of a foreign family trust company; creating s. 662.151, F.S.; providing for the registration of a foreign licensed family trust company; amending s. 120.80, F.S.; adding licensed family trust companies to the entities regulated by the office that are exempted from licensing timeframes under ch. 120, F.S.; amending s. 736.0802, F.S.; providing circumstances under which certain trust transactions are not voidable by a beneficiary affected by a transaction; providing circumstances under which certain transactions involving the investment or management of trust property are not presumed to be affected by conflicts of interest; providing an exception; amending s. 744.351, F.S.; exempting a family trust company from certain bond requirements and applying those requirements to licensed family trust companies and foreign licensed family trust companies; providing a contingent effective date.

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

By Senator Margolis—

SB 1240—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for a financial statement that a governmental entity or agency requires a person to submit in order to respond to a competitive solicitation or as a term or condition of a contract; providing exceptions; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; 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 Simmons—

SB 1242—A bill to be entitled An act relating to no contact orders; amending s. 903.047, F.S.; providing for the effect and enforceability of orders of no contact as a part of pretrial release; specifying acts prohibited in a no contact order; providing an effective date.

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

By Senator Thompson—

SB 1244—A bill to be entitled An act relating to zero-tolerance policies; amending s. 1006.13, F.S.; revising the intent of the Legislature to require schools to use alternatives to expulsion or referral to law enforcement agencies; requiring each district school board to adopt rules requiring that a student found to have committed certain offenses be placed in an alternative school setting or other program, rather than expelled; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Thompson—

SB 1246—A bill to be entitled An act relating to elections; providing a short title; creating s. 97.029, F.S.; declaring the policy of this state; requiring the Attorney General or attorney of a political subdivision to petition the Florida Supreme Court for review of any change in voting qualifications, prerequisites, standards, practices, or procedures; requiring the court to enter a judgment within a specified timeframe; prohibiting the state or its political subdivisions from enforcing a change in voting before a judgment is entered; providing that finding of a specific intent to discriminate is not required to invalidate a change; providing for judicial relief; providing for construction; providing an effective date.

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

By Senator Latvala—

SB 1248—A bill to be entitled An act relating to water and wastewater utilities; providing a short title; amending s. 153.03, F.S.; prohibiting a county from providing water or sewer services to an unincorporated area if a municipality is authorized to provide such services to the unincorporated area pursuant to a franchise agreement with a county or by a county resolution or ordinance; authorizing a county to provide water and sewer services upon expiration of an agreement under certain circumstances; authorizing a county to provide water and sewer services in certain circumstances when the agreement does not contain an expiration date; amending s. 180.02, F.S.; specifying that the corporate powers of a municipality do not apply to the unincorporated areas of a county without the county's express consent; amending s. 180.191, F.S.; limiting the amount of water and sewer utility rates, fees, and charges that a municipality may impose on consumers outside of the municipality's boundaries; requiring billing disclosure of surcharges imposed on consumers outside of the municipality's borders; authorizing ratepayers in unincorporated areas to petition the Florida Public Service Commission or county for a determination of whether rates, fees, and charges imposed by a municipality are just and equitable; amending s. 367.022, F.S.; providing that a municipality providing certain services in unincorporated areas is subject to the regulation of the commission; amending s. 367.071, F.S.; requiring and establishing conditions for commission approval before a municipality may purchase certain water or wastewater facilities; providing an effective date.

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

By Senator Hays—

SB 1250—A bill to be entitled An act relating to voluntary contributions to public school facilities; creating s. 215.165, F.S.; authorizing the Department of Revenue to accept voluntary contributions from participating businesses; authorizing a participating business to solicit contributions from its customers; directing the department to adopt forms and procedures by rule; directing the department to deposit such contributions into the Public Education Capital Outlay and Debt Service Trust Fund; providing that such contributions are not subject to audit by the department; authorizing the executive director of the department to adopt emergency rules and providing an expiration date for such rules; providing an effective date.

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

By Senator Abruzzo—

SB 1252—A bill to be entitled An act relating to identification cards and driver licenses; amending s. 322.141, F.S.; providing that a medical alert logo may be placed on the face of an identification card or driver license issued to a person with a medical condition; directing the Department of Highway Safety and Motor Vehicles to require proof of such medical condition; providing an effective date.

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

By Senator Grimsley—

SB 1254—A bill to be entitled An act relating to health care services rulemaking; amending ss. 390.012, 400.021, 400.0712, 400.23, 400.487, 400.497, 400.506, 400.509, 400.6095, 400.914, 400.935, 400.962, 400.967, 400.980, 409.912, 429.255, 429.73, 440.102, 483.245, 765.541, and 765.544, F.S.; removing certain rulemaking authority relating to the disposal of fetal remains by abortion clinics, nursing home equipment and furnishings, license applications for nursing home facilities, evaluation of nursing home facilities, home health agencies and cardio-

pulmonary resuscitation, home health agency standards, nurse registry emergency management plans, registration of certain service providers, hospice and cardiopulmonary resuscitation, standards for prescribed pediatric extended care facilities, minimum standards relating to home medical equipment providers, standards for intermediate care facilities for the developmentally disabled, rules and the classification of deficiencies for intermediate care facilities for the developmentally disabled, the registration of health care service pools, participation in a Medicaid provider lock-in program, assisted living facilities and cardiopulmonary resuscitation, adult family-care homes and cardiopulmonary resuscitation, guidelines for drug-free workplace laboratories, penalties for rebates, standards for organ procurement organizations; administrative penalties for violations of the organ and tissue donor education and procurement program; creating s. 400.9141; limiting services at PPEC centers; amending s. 400.934, relating to home medical equipment providers; requiring that the emergency management plan include criteria relating to the maintenance of patient equipment and supply lists; providing an effective date.

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

By Senator Garcia—

SJR 1256—A joint resolution proposing an amendment to Section 6 of Article VIII of the State Constitution to authorize amendments or revisions to the Miami-Dade County Home Rule Charter by a special law approved by the electors of Miami-Dade County; restricting the introduction of a bill proposing such a special law; providing that the charter may impose fixed term limits on county commissioners; conforming historical references to reflect the current name of Miami-Dade County.

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

By Senator Garcia—

SB 1258—A bill to be entitled An act relating to foster care; amending s. 409.145, F.S.; providing additional caregiver responsibilities; requiring background screening and drug testing of potential and current caregivers; providing additional criteria under which a child may be removed from a foster home; authorizing the Department of Children and Families to withhold financial assistance under certain circumstances; amending s. 409.1753, F.S.; providing additional duties of the department with respect to children in foster care; providing requirements governing caseworkers and child protective investigators; providing responsibilities of the department's regional managing directors and the state foster care program manager for monitoring compliance with the act; providing an effective date.

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

By Senator Brandes—

SB 1260—A bill to be entitled An act relating to insurance; amending s. 554.1021, F.S.; revising definitions relating to boiler safety; defining the term "authorized inspection agency"; amending s. 554.107, F.S.; requiring the chief inspector of the state boiler inspection program to issue a certificate of competency as a special inspector to an inspector employed by an authorized inspection agency, rather than to an inspector employed by a company licensed to insure boilers; specifying the duration of such certificate; amending s. 554.109, F.S.; authorizing specified insurers to contract with an authorized inspection agency for boiler inspections; requiring such insurers to annually report the identity of contracted authorized inspection agencies to the Department of Financial Services; amending s. 624.4625, F.S.; revising the requirements for a not-for-profit corporation that participates in forming a self-insurance fund for pooling the liabilities of its group members; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; defining the term "unaffiliated insurance agent"; amending s. 626.0428, F.S.; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under

certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee and any person under his or her supervision; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; amending s. 626.112, F.S.; prohibiting limited customer representative licenses from being issued after a specified date; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; conforming provisions to changes made by the act; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses the employees of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; revising a confidentiality provision; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances; amending s. 626.8411, F.S.; conforming a cross-reference; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to subcontract the review of an insurance administrator; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring an insurance administrator to furnish fiduciary account records to an insurer; requiring administrator withdrawals from a fiduciary account to be made according to a specific written agreement; providing that an insurer's designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; amending s. 626.931, F.S.; deleting provisions requiring a surplus lines agent to file a quarterly affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; revising the due date of surplus lines tax; amending ss. 626.935 and 626.936, F.S.; conforming provisions to changes made by the act; amending s. 627.062, F.S.; authorizing the Office of Insurance Regulation to use a straight average of model results or output ranges to estimate hurricane losses when determining whether the rates in a rate filing are excessive, inadequate, or unfairly discriminatory; amending s. 627.0628, F.S.; increasing the length of time during which an insurer must adhere to certain findings made by the Commission on Hurricane Loss Projection Methodology with respect to certain methods, principles, standards, models, or output ranges used in a rate filing; providing that the requirement to adhere to such findings does not limit an insurer from using straight averages of model results or output ranges under specified circumstances; amending s. 627.0651, F.S.; revising provisions for making and use of rates for motor vehicle insurance; amending s. 627.072, F.S.; authorizing retrospective rating plans relating to workers' compensation and employer's liability insurance to allow negotiations between certain employers and insurers with respect to rating factors used to calculate premiums; amending ss. 627.281 and 627.3518, F.S.; conforming cross-references; amending s. 627.311, F.S.; providing that certain dividends or premium refunds shall be retained by the joint underwriting plan for future use; repealing s. 627.3519, F.S., relating to an annual report on the aggregate report of maximum losses of the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation; amending s. 627.409, F.S.; providing that a claim for residential property insurance may not be denied based on certain credit information; amending s. 627.4133, F.S.; extending the period for prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time, except under certain circumstances; prohibiting the cancellation of a policy or contract that has been in effect for a specified

amount of time based on certain credit information; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant's written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; authorizing a notice of change in policy terms to be sent in a separate mailing to an insured under certain circumstances; requiring an insurer to provide such notice to insured's insurance agent; creating s. 627.4553, F.S.; providing requirements for the recommendation to surrender an annuity or life insurance policy; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; creating s. 627.70151, F.S.; providing criteria for an insurer or policyholder to challenge the impartiality of a loss appraisal umpire for purposes of disqualifying such umpire; amending s. 627.706, F.S.; revising the definition of the term "neutral evaluator"; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; providing grounds for the department to deny an application, or suspend or revoke certification, of a neutral evaluator; requiring the department to adopt rules relating to certification of neutral evaluators; amending s. 627.711, F.S.; revising verification requirements for uniform mitigation verification forms; amending s. 627.736, F.S.; revising the time period for applicability of certain Medicare fee schedules or payment limitations; amending s. 627.744, F.S.; revising preinsurance inspection requirements for private passenger motor vehicles; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval of a mediator or certification of a neutral evaluator; authorizing the department to adopt rules; amending s. 627.782, F.S.; revising the date by which title insurance agencies and certain insurers must annually submit specified information to the Office of Insurance Regulation; amending s. 627.841, F.S.; providing that an insurance premium finance company may impose a charge for payments returned, declined, or unable to be processed due to insufficient funds; amending s. 628.461, F.S.; revising filing requirements relating to the acquisition of controlling stock; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company that a person is prohibited from acquiring unless certain requirements have been met; prohibiting persons acquiring a certain percentage of voting securities from acquiring certain securities; providing that a presumption of control may be rebutted by filing a disclaimer of control; providing filing requirements for the divestiture of controlling interest in a domestic insurer; deleting a definition; revising the content of the statement that a person must file with the office in order to acquire certain outstanding voting securities; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; providing effective dates.

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

By Senator Brandes—

SB 1262—A bill to be entitled An act relating to public records and meetings; amending s. 627.0628, F.S.; providing an exemption from public records and public meetings requirements for trade secrets used to design an insurance flood loss model held in records or discussed in meetings of the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or the appointed consumer advocate; providing for legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senators Sobel and Hays—

SB 1264—A bill to be entitled An act relating to the school health services program; amending s. 381.0056, F.S.; requiring each county health department to develop a school-located influenza vaccination program, subject to available funds; providing the purpose of the pro-

gram; authorizing a county health department to contract with local health care practitioners or a private entity to administer the program; requiring a part-time school staff person to facilitate the program at each school; providing for training, support, and compensation of such person; requiring an evaluation of the program; requiring evaluation data to be provided to each county health department, the Department of Health, and the public; providing an effective date.

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

By Senator Montford—

SB 1266—A bill to be entitled An act relating to the state employees' prescription drug program; reenacting and amending s. 110.12315(2), F.S., relating to the state employees' prescription drug program; deleting a requirement that the Department of Management Services base its decision as to whether to implement a certain 90-day supply limit on a determination that it would be in the best financial interest of the state; revising the pharmacy dispensing fee; authorizing a retail pharmacy to fill a 90-day supply of certain drugs; repealing s. 54(1), ch. 2013-41, Laws of Florida, providing for the reversion of provisions relating to the state employees' prescription drug program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Abruzzo—

SB 1268—A bill to be entitled An act relating to solicitation; amending s. 316.130, F.S.; prohibiting pedestrians from soliciting or attempting to solicit money or property within 15 feet of a public street, highway, or road without proper authorization or a lawful permit; providing an effective date.

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

By Senator Sobel—

SB 1270—A bill to be entitled An act relating to economic incentive programs; amending s. 20.055, F.S.; revising definitions; amending s. 288.075, F.S.; providing that certain information disclosed or published in a specified manner is no longer confidential and exempt from public record requirements; amending s. 288.076, F.S.; requiring the Department of Economic Opportunity to contract with an independent third party to verify compliance with economic development incentive requirements; requiring the department to publish results of the independent third party review within a specified period; amending s. 288.901, F.S.; deleting a provision excluding the board of directors of Enterprise Florida, Inc., from a provision prohibiting solicitation and acceptance of certain gifts; amending s. 288.9015, F.S.; requiring a two-thirds vote for certain contracts executed by Enterprise Florida, Inc.; amending s. 288.904, F.S.; reducing state operational funding to Enterprise Florida, Inc., under certain circumstances; amending s. 288.905, F.S.; requiring a person appointed president of the board of directors of Enterprise Florida, Inc., to be confirmed by the Senate; providing requirements for incentive payments made to employees of Enterprise Florida, Inc.; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Appropriations.

By Senator Brandes—

SB 1272—A bill to be entitled An act relating to transportation and motor vehicles; amending s. 20.23, F.S.; requiring the Florida Transportation Commission to monitor the Mid-Bay Bridge Authority; repealing the Florida Statewide Passenger Rail Commission; amending s. 110.205, F.S.; conforming cross-references; creating s. 316.0071, F.S.; requiring that the provisions of ch. 316, F.S., be enforced by the direct observation and intervention of a law enforcement officer, a parking enforcement specialist, a traffic infraction enforcement officer, or any

other duly appointed individual unless another method has been expressly authorized; creating s. 316.0778, F.S.; defining the term “automated license plate recognition system”; requiring the Department of State to consult with the Department of Law Enforcement in establishing a retention schedule for records generated by the use of an automated license plate recognition system; creating s. 316.0817, F.S.; prohibiting a bus from stopping to load or unload passengers in a manner that impedes, blocks, or otherwise restricts the progression of traffic under certain circumstances; amending s. 316.1975, F.S.; authorizing an operator of a vehicle that is started by remote control to let the vehicle stand unattended under certain circumstances; amending s. 316.2952, F.S.; revising a provision exempting a global position system device or similar satellite receiver device from the prohibition of attachments on windshields; amending s. 320.02, F.S.; requiring, rather than authorizing, the Department of Highway Safety and Motor Vehicles to withhold the renewal of registration or replacement registration of a motor vehicle identified in a notice submitted by a lienor for failure to surrender the vehicle if the applicant's name is on the list of persons who may not be issued a license plate or revalidation sticker; revising the conditions under which a revalidation sticker or replacement license plate may be issued; amending s. 320.083, F.S.; revising the requirements for a special license plate; amending s. 320.1316, F.S.; prohibiting the department from issuing a license plate, revalidation sticker, or replacement license plate for a vehicle or vessel identified in a notice from a lienor; requiring that a notice to surrender a vehicle or vessel be signed under oath by the lienor; authorizing a registered owner of a vehicle to bring a civil action, rather than to notify the department and present certain proof, to dispute a notice to surrender a vehicle or vessel or his or her inclusion on the list of persons who may not be issued a license plate or revalidation sticker; providing a procedure for such a civil action; providing for the award of attorney fees and costs; creating s. 322.032, F.S.; requiring the Department of Highway Safety and Motor Vehicles to develop a system for issuing digital proof of driver license; authorizing the Department of Highway Safety and Motor Vehicles to contract with private entities to develop the system; providing requirements for digital proof of driver license; providing criminal penalties for manufacturing or possessing a false digital proof of driver license; amending s. 322.059, F.S.; requiring the Department of Highway Safety and Motor Vehicles to invalidate the digital proof of driver license for a person whose license or registration has been suspended; amending s. 322.12, F.S.; requiring that certain test fees incurred by certain applicants for a driver license be retained by the tax collector; amending s. 322.15, F.S.; authorizing a digital proof of driver license to be accepted in lieu of a physical driver license; amending s. 322.21, F.S.; authorizing certain tax collectors to retain a replacement driver license or identification card fee under certain circumstances; exempting certain individuals who are homeless or whose annual income is at or below a certain percentage of the federal poverty level from paying a fee for an original, renewal, or replacement identification card; amending s. 337.25, F.S.; authorizing the Department of Transportation to use auction services in the conveyance of certain property or leasehold interests; revising certain inventory requirements; revising provisions relating to, and providing criteria for, the disposition of certain excess property by the Department of Transportation; providing criteria for the disposition of donated property, property used for a public purpose, or property acquired to provide replacement housing for certain displaced persons; providing value offsets for property that requires significant maintenance costs or exposes the Department of Transportation to significant liability; providing procedures for the sale of property to abutting property owners; deleting provisions to conform to changes made by the act; providing monetary restrictions and criteria for the conveyance of certain leasehold interests; providing exceptions to restrictions for leases entered into for a public purpose; providing criteria for the preparation of estimates of value prepared by the Department of Transportation; providing that the requirements of s. 73.013, F.S., relating to eminent domain are not modified; amending s. 337.251, F.S.; revising criteria for leasing certain Department of Transportation property; increasing the time for the Department of Transportation to accept proposals for lease after a notice is published; directing the Department of Transportation to establish an application fee by rule; providing criteria for the fee; providing criteria for a proposed lease; requiring the Department of Transportation to provide an independent analysis of a proposed lease; amending s. 339.175, F.S.; increasing the maximum number of apportioned members that may compose the voting membership of a metropolitan planning organization (M.P.O.); providing that the governing board of a multi-county M.P.O. may be made up of any combination of county commissioners from the counties constituting the M.P.O.; providing that a voting

member of an M.P.O. may represent a group of general-purpose local governments through an entity created by the M.P.O.; requiring each M.P.O. to review and reapportion its membership as necessary in conjunction with the decennial census, the agreement of the affected units of the M.P.O., and the agreement of the Governor; removing provisions requiring the Governor to apportion, review, and reapportion the composition of an M.P.O. membership; revising a provision regarding bylaws to allow the M.P.O. governing board to establish bylaws; amending s. 339.2821, F.S.; authorizing Enterprise Florida, Inc., to be a consultant to the Department of Transportation for consideration of expenditures associated with and contracts for transportation projects; revising the requirements for economic development transportation project contracts between the Department of Transportation and a governmental entity; amending s. 526.141, F.S.; requiring full-service gasoline stations offering self-service at a lesser cost to display an additional decal; requiring the decal to contain certain information; requiring the Department of Agriculture and Consumer Services to adopt rules to implement and enforce this requirement; providing for preemption of local regulations pertaining to fueling assistance for certain motor vehicle operators; amending chapter 85-634, Laws of Florida, as amended; providing that maintenance costs are eligible for payment from certain toll revenues as specified; removing references to certain completed projects; directing the Department of Highway Safety and Motor Vehicles to develop a plan that addresses certain vehicle registration holds; providing an effective date.

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

By Senator Hays—

SB 1274—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing exemptions from the restriction on obtaining coverage from Citizens Property Insurance Corporation for major structures under certain conditions; amending s. 627.711, F.S.; authorizing the corporation to create an addendum to the uniform mitigation verification form for use by counties under certain circumstances; providing an effective date.

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

By Senator Grimsley—

SB 1276—A bill to be entitled An act relating to trauma service areas; amending s. 395.402, F.S.; requiring the Department of Health to provide an annual report assessing the trauma system; revising factors for the department to consider when conducting the assessment; limiting the total number of trauma centers for each trauma service area; deleting a provision that limits the total trauma areas allowed in the state; reconfiguring certain trauma service areas; amending s. 395.4025, F.S.; revising application requirements for the department to consider when selecting a hospital to be recognized as a trauma center; deleting a provision relating to the procedure for protesting an application decision by the department; conforming cross-references; requiring the department to redesignate certain hospitals as Level II trauma centers; providing an exception; providing an effective date.

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

By Senator Richter—

SB 1278—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain informal enforcement actions by the Office of Financial Regulation, to which penalties apply for willful disclosure of such confidential information; providing an exemption from public records requirements for certain trade secrets held by the office, to which penalties apply for willful disclosure of such confidential information; defining terms; providing for future legislative review and repeal of the section; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Simmons—

SB 1280—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; requiring The National Hispanic Corporate Achievers, Inc., to record a certain number of sales within a specified timeframe; requiring the Department of Highway Safety and Motor Vehicles to discontinue the plate under certain circumstances; providing for repeal on a specified date; providing an effective date.

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

By Senator Braynon—

SB 1282—A bill to be entitled An act relating to athletic safety, education, and training; providing a short title; providing legislative findings and purpose; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association to adopt specified bylaws regarding the promotion of respectful conduct in interscholastic athletics; requiring that participants in interscholastic athletics sign a pledge; requiring that interscholastic athletics coaching staff be trained in policies promoting mutual respect in athletics; requiring that schools create a reporting procedure; requiring reports; creating s. 760.12, F.S.; requiring specified organizations using specified facilities to comply with policies regarding the promotion of respectful conduct for certain non-interscholastic athletic events; defining terms; creating s. 1006.74, F.S.; prohibiting bullying or harassment in intercollegiate athletics; defining terms; requiring specified public and nonpublic postsecondary educational institutions to adopt written policies regarding the promotion of respectful conduct in intercollegiate athletics; providing requirements for such policy; requiring that participants in intercollegiate athletics sign a pledge against prohibited conduct; requiring that coaching staff involved in intercollegiate athletics be trained on the prevention of prohibited conduct; providing for consultation with the Commissioner of Education or the Chancellor of the State University System in formulating policies regarding the promotion of respectful conduct in intercollegiate athletics; providing for the reporting of incidents of prohibited conduct in intercollegiate athletics; requiring the commissioner and the chancellor to make annual assessments of compliance with policies regarding prohibited conduct in intercollegiate athletics; providing for enforcement by the Attorney General in a civil action; providing that there is no private right of action; creating s. 760.101, F.S.; providing that it is an unlawful employment practice for a professional sports franchise to fail to take reasonable measures to prevent abusive conduct; defining terms; providing for enforcement by the Attorney General in a civil action; providing an affirmative defense to a civil action; providing that there is no private right of action; providing that the act may not be construed or implemented to infringe upon the right of free speech; providing for severability; providing an effective date.

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

By Senator Ring—

SB 1284—A bill to be entitled An act relating to charter schools; creating s. 1002.3301, F.S.; creating the Florida Charter School Association; specifying the purpose of the association; providing membership on the board of directors; establishing the powers and duties of the association; requiring the association to submit a proposed plan of operation to the Department of Education; providing for the annual assessment of member charter schools; specifying what must be included in the plan of operation; requiring the department to adopt the plan of operation if the association fails to do so; specifying duties of the board of directors to aid in the prevention of charter school failures; providing that the association is subject to examination by the department; providing immunity from liability or a cause of action against specified persons; providing an effective date.

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

By Senator Richter—

SB 1286—A bill to be entitled An act relating to Collier County; merging the East Naples Fire Control and Rescue District and the Golden Gate Fire Control and Rescue District to create a new fire rescue district; redesignating commission seats of the merged districts; creating and establishing an independent special fire control district to be known as the Greater Naples Fire Rescue District; providing that the district is an independent special district; providing legislative intent; providing for applicability of chapters 189 and 191, F.S., and other general laws; providing a district charter; providing boundaries; providing powers of the district; providing for a district board; providing authority of the board; providing for staff; providing duties and powers of the board; providing for elections to the board; providing for salaries of board members; providing for removal of board members; providing a savings clause for the existing district authority to levy up to 1.5 mills; providing for bonds; providing for raising of revenue; providing for taxation; providing findings; providing for impact fees; providing for collection and disbursement of such fees; providing for deposit of taxes, assessments, and fees and authority to disburse funds; providing for immunity from tort liability; providing for liberal construction; providing for severability; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing for the determination of millage; repealing chapters 2000-392, 2012-231, 2004-433, and 2000-444, Laws of Florida, relating to the East Naples Fire Control and Rescue District and the Golden Gate Fire Control and Rescue District; transferring all assets and liabilities of the existing districts to the Greater Naples Fire Rescue District; requiring a referendum; providing an effective date.

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

By Senator Grimsley—

SM 1288—A memorial to the Congress of the United States, urging Congress to recommend that X-linked Adrenoleukodystrophy (ALD) be included in the Recommended Uniform Screening Panel for state newborn screening programs by the United States Department of Health and Human Services.

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

By Senator Altman—

SB 1290—A bill to be entitled An act relating to transportation services procurement; creating s. 287.0836, F.S.; requiring the Department of Management Services to adopt a rule relating to the procurement of certain transportation services; specifying requirements for the content and implementation of the rule; authorizing the department to submit a report to the Legislature; providing an effective date.

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

By Senator Legg—

SB 1292—A bill to be entitled An act relating to postsecondary education; amending 1007.27, F.S.; revising the articulated acceleration mechanisms that are available for secondary and postsecondary students attending public educational institutions to include industry certifications; providing an effective date.

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

By Senator Altman—

SB 1294—A bill to be entitled An act relating to municipal power regulation; amending s. 366.02, F.S.; amending the definition of “public utility” to include municipalities that receive or purchase power from an

entity created under the Florida Interlocal Cooperation Act of 1969; amending the definition of “electric utility” to exempt municipalities that do not purchase or receive power from an entity created under the Florida Interlocal Cooperation Act of 1969; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Altman—

SB 1296—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; exempting all aircraft sales or leases from the sales and use tax; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SM 1298—A memorial to the Congress of the United States, urging Congress to pass the Disaster Savings Account Act to encourage the mitigation of property damage and costs before a natural disaster strikes.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Banking and Insurance.

By Senator Simmons—

SB 1300—A bill to be entitled An act relating to public records; creating s. 624.4212, F.S.; creating an exemption from public records requirements for proprietary business information submitted to the Office of Insurance Regulation; defining the term “proprietary business information”; providing exceptions; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Sobel—

SB 1302—A bill to be entitled An act relating to child welfare training and certification; amending s. 402.40, F.S.; revising the definition of the term “person providing child welfare services”; requiring a third-party credentialing entity seeking approval from the Department of Children and Families to administer a field internship program for certain students; requiring the department to budget certain federal matching funds to provide educational financial support for specified persons; requiring the department to establish policies governing supervision of certain persons delivering child welfare services by a child protective investigator; providing an effective date.

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

By Senator Altman—

SB 1304—A bill to be entitled An act relating to interpreters for persons who are deaf or hard of hearing; creating part XVII of ch. 468, F.S., as “Interpreters for the Deaf or Hard of Hearing”; creating s. 468.861, F.S.; providing a purpose; creating s. 468.8611, F.S.; defining terms; creating s. 468.8612, F.S.; creating the Board of Interpreters for the Deaf and Hard of Hearing; providing member qualifications and terms; creating s. 468.8613, F.S.; requiring the board to adopt rules; creating s. 468.8614, F.S.; providing requirements to receive a license or permit; providing continuing education requirements; creating s. 468.8615, F.S.; providing requirements for active and inactive status election; creating s. 468.8616, F.S.; authorizing a provisional permit; creating s. 468.8617, F.S.; providing fees; creating s. 468.8618, F.S.; prohibiting certain actions by individuals; providing penalties; creating s. 468.8619, F.S.; providing inapplicability; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Altman—

SB 1306—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; providing legislative intent; defining the term “combined system”; requiring the Department of Health to establish and collect fees for combined systems; requiring the department to approve the installation of a combined system under certain circumstances; requiring a person to obtain a permit approved by the department before constructing, repairing, modifying, abandoning, or operating a combined system; providing conditions for issuance of permits relating to such systems; providing an effective date.

—was referred to the Committees on Health Policy; Environmental Preservation and Conservation; Agriculture; and Rules.

By Senator Simmons—

SB 1308—A bill to be entitled An act relating to insurer solvency; amending s. 624.10, F.S.; providing additional definitions applicable to the Florida Insurance Code; amending s. 624.319, F.S.; clarifying that production of documents does not waive the attorney-client or work-product privileges; amending s. 624.402, F.S.; conforming a cross-reference; amending s. 624.4085, F.S.; revising a definition; providing additional calculations for determining whether an insurer has a company action level event; revising provisions relating to mandatory control level events; amending s. 624.424, F.S.; requiring an insurer’s annual statement to include an actuarial opinion summary; providing criteria for such summary; providing an exception for life and health insurers; updating provisions; requiring insurers reinsuring through a captive insurance company to file a report containing certain information; amending s. 625.121, F.S.; revising the Standard Valuation Law; distinguishing the provisions from valuations done pursuant to the National Association of Insurance Commissioner’s (NAIC) valuation manual and incorporating certain provisions included in the manual; exempting certain documents from civil proceedings; revising the methods for evaluating the valuation of industrial life insurance policies; revising provisions relating to calculating additional premium; updating provisions relating to reserve calculations for indeterminate premium plans; creating s. 625.1212, F.S.; providing for the valuation of policies and contracts after the adoption of the NAIC’s valuation manual; providing applicability; defining terms; requiring the office to value insurer reserves; requiring actuarial opinions of the reserves and a supporting memorandum to the opinions; requiring the insurer to apply the standard prescribed in the valuation manual; providing exceptions; providing requirements for a principle-based valuation of reserves; requiring an insurer to submit certain data to the office; directing the Financial Services Commission to adopt rules; creating s. 625.1214, F.S.; providing for the use of confidential information; prohibiting the use of such information in private civil actions; amending s. 627.476, F.S.; revising the Standard Nonforfeiture Law; distinguishing provisions subject to the valuation manual and providing for the application of tables found in the manual; amending s. 628.461, F.S.; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company which a person is prohibited from acquiring unless certain requirements have been met; deleting a provision authorizing an insurer to file a disclaimer of affiliation and control in lieu of a letter notifying the Office of Insurance Regulation of the Financial Services Commission of the acquisition of the voting securities of a domestic stock company under certain circumstances; requiring the statement notifying the office to include additional information; conforming a provision to changes made by the act; providing that control is presumed to exist under certain conditions; specifying how control may be rebutted and how a controlling interest may be divested; deleting definitions; amending s. 628.801, F.S.; requiring an insurer to annually file a registration statement by a specified date; revising the requirements and standards for the rules establishing the information and statement form for the registration; requiring an insurer to file an annual enterprise risk report; authorizing the office to conduct examinations to determine the financial condition of registrants; providing that failure to file a registration or report is a violation of the section; providing additional grounds, requirements, and conditions with respect to a waiver from the registration requirements; amending s. 628.803, F.S.; providing sanctions for persons who violate

certain provisions relating to the acquisition of controlling stock; creating s. 628.804, F.S.; providing for the groupwide supervision of international insurance groups; defining terms; providing for the selection of a groupwide supervisor; authorizing the commission to adopt rules; creating s. 628.805, F.S.; authorizing the office to participate in supervisory colleges; authorizing the office to assess fees on insurers for participation; amending ss. 636.045 and 641.225, F.S.; applying certain statutes related to solvency to prepaid limited health service organizations and health maintenance organizations; amending s. 641.255, F.S.; providing for applicability of specified provisions to a health maintenance organization that is a member of a holding company; providing effective dates and a contingent effective date.

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

By Senator Evers—

SB 1310—A bill to be entitled An act relating to development exactions; creating s. 70.45, F.S.; providing legislative findings; prohibiting local governments from imposing or requiring certain exactions on or against private property; providing exceptions; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Evers—

SB 1312—A bill to be entitled An act relating to traffic offenses; creating s. 318.195, F.S.; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring that the person pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person’s driver license for a minimum specified period; defining the term “vulnerable road user”; providing that the act does not prohibit the person from being charged with, convicted of, or punished for any other violation of law; providing an effective date.

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

By Senator Evers—

SB 1314—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; requiring local governments to address the protection of private property rights in their comprehensive plans; amending s. 163.3177, F.S.; requiring the comprehensive plan to include a property rights element that addresses certain objectives; requiring counties and municipalities to adopt land development regulations consistent with the property rights element; providing an effective date.

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

By Senators Evers, Hays, and Benacquisto—

SB 1316—A bill to be entitled An act relating to public school curricular standards and assessments; prohibiting the State Board of Education from continuing to implement the common core standards until certain requirements are met; providing requirements for the adoption or revision of curricular standards; requiring the state to withdraw from the Partnership for Assessment of Readiness for College and Careers; prohibiting the state from implementing assessments aligned to common core standards by the partnership; requiring the state to adopt and implement new assessments; prohibiting the state board from entering into certain agreements; providing an effective date.

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

By Senator Evers—

SB 1318—A bill to be entitled An act relating to public records; amending s. 287.05712, F.S., relating to public-private partnerships for the upgrade of public facilities and infrastructure; providing an exemption from public records requirements for unsolicited proposals held by a responsible public entity for a specified period; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; 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 Richter—

SB 1320—A bill to be entitled An act relating to public records; creating s. 662.148, F.S.; providing an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; providing for the authorized release of certain information by the office; permitting the publication of certain information; providing a penalty; providing for future legislative review and repeal of the exemption; amending ss. 662.146 and 662.147, F.S.; providing for additional authorized release of certain information by the office; providing for production of confidential records pursuant to court orders, orders by administrative law judges, and legislative subpoenas; conforming provisions to changes made by the act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Evers—

SB 1322—A bill to be entitled An act relating to law enforcement and corrections officers; amending s. 112.532, F.S.; specifying the exclusivity of procedures governing the investigation of law enforcement officers and correctional officers; authorizing an interrogated officer's representative or legal counsel to obtain a recording of an interrogation session upon request; requiring that an officer subject to disciplinary action or the officer's representative or legal counsel have an opportunity to address findings in a final investigative report before imposition of discipline; including disciplinary probation in specified disciplinary actions imposed by a law enforcement agency as a result of an investigation; requiring a law enforcement agency to provide notice of alleged misconduct to an officer's representative or legal counsel within a specified timeframe; amending s. 112.534, F.S.; specifying the length of application of investigative procedures of a law enforcement agency or correctional agency; clarifying that the officer under investigation bears the burden of proof before the compliance review panel; authorizing an officer to seek injunctive relief if a law enforcement agency or correctional agency fails to comply with the requirements of part VI of ch. 112, F.S.; specifying the venue for such an action; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Community Affairs.

By Senator Montford—

SB 1324—A bill to be entitled An act relating to the Medical Education Reimbursement and Loan Repayment Program; amending s. 1009.65, F.S.; requiring the Department of Health to conduct a pilot project for implementation of the program in specified counties; providing purpose of the pilot project; providing applicability of the Medical Education Reimbursement and Loan Repayment Program to the pilot project; requiring the department to submit a report to the Governor and Legislature; providing for expiration; authorizing the department to adopt rules; requiring the department to request sufficient funding for the pilot project; providing an effective date.

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

By Senator Brandes—

SB 1326—A bill to be entitled An act relating to emergency management; amending s. 70.001, F.S.; specifying the availability of a cause of action with respect to a county implementing a Flood Insurance Rate Map; amending s. 252.34, F.S.; defining the term “state flood risk analysis”; amending s. 252.35, F.S.; revising the duties of the Division of Emergency Management to conform to changes made by the act; creating s. 252.441, F.S.; providing legislative findings; requiring the division to contract for a flood risk analysis; prescribing requirements for the risk analysis; requiring the division to award the contract in accordance with competitive solicitation requirements; requiring the division to submit a report of the risk analysis results to the Governor and the Legislature by a specified date; providing that completion of the risk analysis is contingent upon an appropriation; providing that annual updates to the risk analysis may be authorized by the Legislature; creating s. 252.9335, F.S.; exempting state employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact pursuant to a request for assistance from another state under certain circumstances; providing appropriations; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Community Affairs.

By Senator Latvala—

SB 1328—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; revising provisions relating to the duties, appointment, and removal of the Chief Inspector General; amending s. 20.055, F.S.; revising provisions relating to the duties, appointment, and removal of agency inspectors general; updating a cross-reference; providing an effective date.

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

SB 1330—Withdrawn prior to introduction.

By Senator Garcia—

SR 1332—A resolution encouraging the creation of a Turkish-Floridian Friendship Task Force to further the long-standing relationship between this state and the Republic of Turkey, build upon time-honored friendships, and promote the cultural, educational, academic, political, and economic ties between these two great nations.

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

By Senator Bradley—

SB 1334—A bill to be entitled An act relating to flags; providing a short title; creating s. 256.041, F.S.; requiring a United States flag or a state flag that is purchased by the state, a county, or a municipality for public use to be made in the United States; providing for applicability; amending s. 256.09, F.S.; providing a penalty; providing an effective date.

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

By Senator Evers—

SB 1336—A bill to be entitled An act relating to lionfish; creating s. 379.2414, F.S.; providing a definition; prohibiting the importation and aquaculture of lionfish and the sale of illegally imported lionfish; providing penalties; authorizing the Fish and Wildlife Conservation Commission and the Department of Agriculture and Consumer Services to adopt rules; amending s. 379.401, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Commerce and Tourism; and Agriculture.

By Senator Ring—

SB 1338—A bill to be entitled An act relating to public records; amending s. 282.318, F.S.; creating an exemption from public records requirements for information relating to the detection or investigation of, or response to, suspected or confirmed security incidents; providing exceptions; providing for retroactive application of the exemption; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Flores—

SB 1340—A bill to be entitled An act relating to consumer protection; creating part VII of chapter 501, F.S.; providing a short title; providing applicability; providing definitions; requiring owners and operators of specified websites and online services to disclose certain information; providing for enforcement of the act; providing for injunctive relief and civil penalties; providing that violations of the act constitute violations of the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

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

By Senator Dean—

SB 1342—A bill to be entitled An act relating to nonresidential farm buildings; amending s. 604.50, F.S.; exempting nonresidential farm buildings, farm fences, and farm signs that are located on lands used for bona fide agricultural purposes from any county or municipal assessment; providing an effective date.

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

By Senator Braynon—

SB 1344—A bill to be entitled An act relating to insurance association appointments; amending ss. 627.351 and 766.315, F.S.; substituting the Property Casualty Insurers Association of America for other insurance associations that make recommendations to the Chief Financial Officer for appointment to the board of governors of the Joint Underwriting Association and the board of directors of the Florida Birth-Related Neurological Injury Compensation Association; providing an effective date.

—was referred to the Committees on Banking and Insurance; Ethics and Elections; and Rules.

By Senator Evers—

SB 1346—A bill to be entitled An act relating to driver licenses and identification cards; providing legislative findings; providing legislative intent; amending s. 322.01, F.S.; defining the terms “Florida nonfederal identification” and “Florida federal identification”; amending s. 322.051, F.S.; revising the application requirements for an identification card to distinguish between a Florida federal identification card and a Florida nonfederal identification card; specifying the requirements for a Florida nonfederal identification card application; prohibiting the Department of Highway Safety and Motor Vehicles from obtaining biometric information from an applicant for a Florida nonfederal identification card; authorizing a Florida nonfederal identification card to be renewed online or in person; requiring Florida nonfederal identification to be accepted as proof of identification; prohibiting the use of certain types of photographs in Florida nonfederal identification; amending s. 322.08, F.S.; revising the application requirements for a driver license to distinguish between

a Florida federal driver license and a Florida nonfederal driver license; specifying the requirements for a Florida nonfederal driver license application; amending ss. 322.14 and 322.142, F.S.; specifying that a Florida nonfederal driver license may only bear a color photograph and not a digital image; creating s. 322.1787, F.S.; authorizing the department to issue a Florida nonfederal driver license or identification card to certain persons; requiring certain markings on the Florida nonfederal identification; requiring certain security features for such Florida nonfederal identification; prohibiting a late fee for certain applicants; amending s. 322.21, F.S.; revising the fees for the issuance of a driver license or an identification card to distinguish between a Florida federal driver license or identification card and a Florida nonfederal driver license or identification card; prohibiting the department from charging an applicant for a Florida nonfederal driver license or identification card a delinquency fee under certain circumstances; providing an effective date.

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

By Senator Hays—

SB 1348—A bill to be entitled An act relating to homeowners’ associations; amending s. 20.165, F.S.; renaming the Division of Florida Condominiums, Timeshares, and Mobile Homes the Division of Florida Condominiums, Homeowners’ Associations, Timeshares, and Mobile Homes; amending s. 718.509, F.S.; renaming the Division of Florida Condominiums, Timeshares, and Mobile Homes Trust Fund the Division of Florida Condominiums, Homeowners’ Associations, Timeshares, and Mobile Homes Trust Fund; amending s. 720.301, F.S.; defining terms; creating s. 720.3011, F.S.; providing that the Legislature reserves the power to amend or repeal ch. 720, F.S.; requiring that homeowners’ associations be governed by such amendment or repeal; amending s. 720.302, F.S.; clarifying legislative intent; creating s. 720.3021, F.S.; providing division powers and duties; creating s. 720.3022, F.S.; authorizing the division to investigate complaints relating to developer control and improper turnover; providing a procedure for taking action on such complaints; authorizing the division to conduct investigations to determine whether ch. 720, F.S., or rules adopted thereto has been violated; providing a procedure for conducting and administering an investigation; specifying conditions under which the division is authorized to institute enforcement proceedings in its own name; providing for service of process; requiring the division to adopt penalty guidelines; establishing factors the division must consider to adopt the guidelines; creating s. 720.3023, F.S.; requiring funds collected by the division to be deposited into the Florida Condominiums, Homeowners’ Associations, Timeshares, and Mobile Homes Trust Fund; creating s. 720.3024, F.S.; creating the Office of the Community Association Ombudsman within the division; providing for appointment and powers and duties; specifying circumstances under which the ombudsman is required to appoint an election monitor; creating s. 720.3029, F.S.; providing homeowners’ association fees; amending s. 720.303, F.S.; requiring written notice of a board meeting at which increases in assessments or amendments to governing documents will be considered; specifying notice requirements; amending s. 720.305, F.S.; authorizing a homeowners’ association to impose fines if its original governing documents authorized the imposition of such fines; prohibiting a fine from becoming a lien against a parcel; amending s. 720.306, F.S.; restricting the amendment of the declaration of a homeowners’ association to a specified vote of the affected parcels; revising annual meeting requirements; providing requirements for voting by general and limited proxy; revising provisions relating to board elections and vacancies; amending s. 720.307, F.S.; revising the applicability of certain provisions that relate to the transition of association control in a community; amending ss. 73.073, 192.037, 213.053, 326.002, 326.006, 380.0651, 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, 718.608, 719.103, 719.1255, 719.501, 719.502, 719.504, 719.508, 719.608, 721.05, 721.07, 721.08, 721.26, 721.28, 721.301, 723.003, 723.006, 723.009, and 723.0611, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

By Senator Grimsley—

SB 1350—A bill to be entitled An act relating to trust funds; creating s. 766.4105, F.S.; creating the Patient Compensation System Trust Fund within the State Treasury; providing for the purpose and source 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 Committees on Judiciary; Health Policy; and Appropriations.

By Senator Grimsley—

SB 1352—A bill to be entitled An act relating to health care practitioners; amending s. 110.12315, F.S.; expanding who may prescribe brand drugs under the prescription drug program when medically necessary; amending ss. 310.071, 310.073, and 310.081, F.S.; excepting controlled substances prescribed by an advanced practice registered nurse from the disqualifications for continued certification or licensure as a deputy or state pilot; amending s. 381.0035, F.S.; deleting a cross-reference to conform to changes made by the act; amending s. 394.455, F.S.; updating terminology to make reference to “psychiatric-mental health advanced practice registered nurse” instead of “psychiatric nurse”; requiring that such nurse hold a specified national certification; conforming a reference to the term; amending s. 394.463, F.S.; authorizing a psychiatric-mental health advanced practice registered nurse to approve the involuntary examination or release of a patient from a receiving facility; amending s. 397.501, F.S.; prohibiting service providers from denying access to substance abuse services to an individual who takes medications prescribed by an advanced practice registered nurse; amending ss. 456.013 and 456.031, F.S.; specifying a timeframe within which certain continuing education must be completed; repealing s. 456.033, F.S., relating to the continuing education requirement related to HIV and AIDS for specified licensees; amending s. 456.053, F.S.; providing an additional exception to prohibited referrals; amending s. 456.057, F.S.; requiring rates charged for copies of certain medical records to be the same regardless of format or medium; amending s. 456.072, F.S.; applying existing penalties for violations relating to the prescribing or dispensing of controlled substances to an advanced practice registered nurse; amending s. 456.44, F.S.; requiring advanced practice registered nurses who prescribe controlled substances for certain pain to make a certain designation, comply with registration requirements, and follow specified standards of practice; amending s. 458.348, F.S.; deleting obsolete language regarding the number of offices a physician may supervise; conforming terminology; amending s. 458.3485, F.S.; deleting language relating to the certification and registration of medical assistants; amending s. 459.025; deleting obsolete language regarding the number of offices a physician may supervise; amending s. 464.012, F.S.; authorizing an advanced practice registered nurse to prescribe, dispense, administer, or order drugs in accordance with a specified formulary, if such formulary is established; requiring the Board of Nursing to appoint a committee to determine whether such a formulary is needed and specifying the membership of the committee; providing parameters for the recommendations of the committee; requiring that any formulary be adopted by board rule; specifying the process for amending the formulary and imposing a burden of proof; requiring notice of proposed, pending, or adopted changes; specifying a deadline for initiating any required rulemaking; conforming terminology; amending s. 464.015, F.S.; applying current provisions and criminal penalties relating to restrictions on the use of titles and abbreviations to certified nurse practitioners; conforming terminology; amending s. 464.018, F.S.; specifying acts that constitute grounds for denial of a license for or disciplinary action against an advanced practice registered nurse who practices without specified supervision; amending s. 464.203, F.S.; deleting a requirement that a certified nursing assistant receive annual inservice training; amending s. 893.02, F.S.; redefining the term “practitioner” to include advanced practice registered nurses under the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 948.03, F.S.; including drugs or narcotics prescribed by an advanced practice registered nurse in an exception relating to the possession of drugs or narcotics during probation; amending ss. 39.303, 39.304, 90.503, 112.0455, 121.0515, 252.515, 381.00315, 381.00593, 383.141, 390.0111, 390.012, 394.4574, 394.4655, 394.467, 395.0191, 395.602, 395.605, 397.311, 397.405, 397.427, 400.021, 400.0255, 400.172, 400.211, 400.462, 400.487, 400.506, 401.445, 409.905, 409.908, 409.9081, 409.9122, 409.973, 429.26, 429.918, 440.102, 456.0391, 456.0392, 456.041, 456.048, 458.3265, 458.331, 459.0137, 459.015, 464.003,

464.004, 464.016, 464.0205, 467.003, 480.0475, 483.041, 483.801, 486.021, 490.012, 491.0057, 491.012, 493.6108, 626.9707, 627.357, 627.6471, 627.6472, 627.736, 633.412, 641.3923, 641.495, 744.331, 744.703, 766.102, 766.103, 766.1115, 766.1116, 794.08, 943.13, 945.603, 1002.20, 1002.42, 1006.062, 1009.65, 1009.66, and 1009.67; conforming terminology to changes made by the act; providing an effective date.

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

By Senator Grimsley—

SB 1354—A bill to be entitled An act relating to health care; amending s. 409.967, F.S.; revising contract requirements for managed care programs; providing requirements for plans establishing a drug formulary or list; requiring the use of a standardized form; establishing a process for providers to override certain treatment restrictions; amending s. 627.6131, F.S.; prohibiting retroactive denial of claims in certain circumstances; creating s. 627.6465, F.S.; requiring the use of a standardized form; requiring the commission to adopt rules to prescribe the form; providing requirements for the form; providing requirements for the availability and submission of the form; creating s. 627.6466, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override process in certain circumstances; amending s. 627.6471, F.S.; requiring insurers to post preferred provider information on a website; amending s. 641.3155, F.S.; prohibiting retroactive denial of claims in certain circumstances; creating s. 641.393, F.S.; requiring the use of a standardized form; providing requirements for the availability and submission of the form; creating s. 641.394, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override process in certain circumstances; providing an effective date.

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

By Senator Evers—

SB 1356—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; limiting applicability of public records exemptions related to voter registration applicants and voters to information obtained for the purpose of voter registration; providing an exemption from public records requirements for the date of birth of voter registration applicants and voters; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Sobel—

SJR 1358—A joint resolution proposing an amendment to Section 2 of Article I of the State Constitution to delete a provision authorizing laws that regulate or prohibit the ownership, inheritance, disposition, and possession of real property by aliens ineligible for citizenship.

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

SR 1360—Not introduced.

By Senator Grimsley—

SB 1362—A bill to be entitled An act relating to compensation for personal injury or wrongful death arising from a medical injury; amending s. 456.013, F.S.; requiring the Department of Health or certain boards thereof to require the completion of a course relating to communication of medical errors as part of the licensure and renewal process; providing a directive to the Division of Law Revision and Information; creating s. 766.401, F.S.; providing a short title; creating s. 766.402, F.S.; providing definitions; creating s. 766.403, F.S.; providing

legislative findings and intent; specifying that certain provisions are an exclusive remedy for personal injury or wrongful death; providing for early offer of settlement; prohibiting compensation for certain persons that file an application for wrongful death; creating s. 766.404, F.S.; creating the Patient Compensation System; creating a board; specifying the membership, meetings, and certain compensation of the board; specifying staff, offices, committees, and panels and the powers and duties thereof; prohibiting certain conflicts of interest; authorizing rulemaking; creating s. 766.405, F.S.; establishing an application process; providing for notice to providers and insurers; requiring applications be filed within a certain time period; creating s. 766.406, F.S.; providing for disposition, support, and review of applications; providing for a determination of compensation upon a prima facie claim of a medical injury having been made; requiring that compensation for an application be offset by any past and future collateral source payments; providing for determinations of malpractice for purposes of a specified constitutional provision; providing for notice of applications determined to constitute a medical injury for purposes of professional discipline; providing for payment of compensation awards; creating s. 766.407, F.S.; providing for review of awards by an administrative law judge; creating s. 766.408, F.S.; requiring annual contributions from specified providers to provide administrative expenses; providing maximum contribution rates; specifying payment dates; providing for disciplinary proceedings for failure to pay; providing for deposit of funds; authorizing providers to opt out of participation; providing requirements for such an election; creating s. 766.409, F.S.; requiring notice to patients of provider participation in the Patient Compensation System; creating s. 766.410, F.S.; requiring an annual report to the Governor and the Legislature; providing for retroactive applicability; providing severability; providing effective dates.

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

By Senator Bradley—

SB 1364—A bill to be entitled An act relating to the Employee Health Care Access Act; amending s. 627.6699, F.S.; revising the definition of the term “eligible employee” for whom the act provides for the availability of access to certain health insurance coverage; providing an effective date.

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

By Senator Evers—

SB 1366—A bill to be entitled An act relating to driver licenses; amending s. 322.27, F.S.; requiring a clerk of court to remove a habitual traffic offender designation if the offender meets certain conditions before a certain date; creating s. 322.276, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue a driver license to a person whose license is suspended or revoked in another state under certain circumstances; providing an effective date.

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

By Senator Montford—

SB 1368—A bill to be entitled An act relating to education performance accountability; creating s. 1008.311, F.S.; providing legislative findings and intent; establishing the Transition Education Accountability Task Force within the Executive Office of the Governor; providing membership, duties, and meeting times for the task force; providing for per diem and reimbursement for travel expenses; requiring the Commissioner of Education to provide certain services to the task force; requiring the task force to report regularly to the State Board of Education; requiring the task force to submit an annual report to the Governor, the Legislature, and the State Board of Education by a specified date; requiring the task force to comply with certain statutory requirements; providing for the expiration of the task force; amending s. 1003.41, F.S.; requiring the implementation of the Next Generation Sunshine State Standards adopted by rule of the State Board of Education in a specified year be extended through a specified school year; amending s. 1008.22, F.S.; prohibiting the use of a student’s performance on the Florida

Comprehensive Assessment Test (FCAT) as a requirement for graduation, promotion, retention, or assignment of grades during the transition period from the FCAT to a new assessment; requiring the Commissioner of Education to select a new statewide assessment; requiring the new assessment to undergo rigorous content review; providing procedural requirements for establishing the new assessment; requiring the Department of Education to provide to school districts assessments for certain subjects in certain grades; requiring the commissioner to collaborate with a consortium of school district representatives to develop the local assessments; providing a purpose for the consortium; amending s. 1008.31, F.S.; revising the legislative intent regarding the state’s K-20 education performance accountability system with regard to the transition to a new education performance accountability system; amending s. 1008.34, F.S.; providing that the school grading system is suspended during specified school years; requiring a new education performance accountability system to be implemented in a specified school year; requiring the school districts to report on certain performance and growth measures during the transition period for implementing the new education performance accountability system; amending s. 1008.345, F.S.; requiring the commissioner to implement and maintain a system of intensive school improvement and stringent education accountability during the transition period for implementing the new education performance accountability system; requiring the commissioner to assign a community assessment team to each school district that is deemed to be low performing during the transition period for implementing the new performance accountability system for certain purposes; amending s. 1008.385, F.S.; revising the responsibilities of the Commissioner of Education and the school districts with regard to the integrated information system for educational management; amending s. 1012.22, F.S.; revising the date of hire for school employees with regard to the salary schedules used as a basis for paying such employees; revising the date in which a district school board must adopt a certain performance salary schedule for instructional personnel and school administrators; authorizing, rather than requiring, certain classroom teachers to remain under the grandfathered salary schedule under certain circumstances; providing a basis for payment of a salary for certain classroom teachers during the transition period for implementing the new performance accountability system; revising the effective date for application of the performance salary schedule for certain instructional personnel or school administrators; amending s. 1012.34, F.S.; revising the evaluation criteria used to prepare performance evaluations for certain instructional personnel and school administrators; revising provisions regarding the measurement of student learning growth; amending s. 1012.3401, F.S.; reducing the percentage of a classroom teacher’s performance evaluation and a school administrator’s performance evaluation which is based on student learning growth or achievement; providing an effective date.

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

By Senator Simpson—

SB 1370—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Rotary’s Camp Florida license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

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

By Senator Montford—

SB 1372—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; revising the membership of the cabinet; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education; and Governmental Oversight and Accountability.

By Senator Thompson—

SJR 1374—A joint resolution proposing the creation of Section 28 of Article X of the State Constitution to exempt a renewable energy producer from being considered a public utility.

—was referred to the Committees on Communications, Energy, and Public Utilities; Judiciary; and Rules.

By Senator Thompson—

SB 1376—A bill to be entitled An act relating to a community schools initiative; requiring the Department of Education to implement the Reigniting Education Achievement with Coordinated Help (REACH) Program as a public-private partnership in low-performing public schools; authorizing funding; specifying services to be offered with the goal of improving student academic achievement; providing requirements for implementation of the program; requiring the department to submit a report to the Legislature at the conclusion of the program; requiring the State Board of Education to adopt rules for program implementation; providing an effective date.

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

By Senator Garcia—

SB 1378—A bill to be entitled An act relating to staff membership; amending s. 395.0191, F.S.; requiring a hospital, ambulatory surgical center, or mobile surgical facility to inform the applicant of its decision to deny staff membership or clinical privileges rather than only upon the applicant's written request; providing an effective date.

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

By Senator Hays—

SB 1380—A bill to be entitled An act relating to local government; creating s. 163.31803, F.S.; authorizing the use of impact fees to provide, construct, improve, repair, alter, or replace new and existing capital facilities; creating s. 201.032, F.S.; authorizing a county or municipality to impose a surcharge on documents taxable under s. 201.02 for the purpose of funding certain capital improvements and capital facilities in lieu of impact fees; restricting the amount of the surcharge; specifying procedures to enact an ordinance to impose the surcharge and specifying the effective date of such ordinance; requiring the Department of Revenue to pay certain moneys to a county or municipality that imposes the surcharge; requiring a county or municipality to deposit revenues from the surcharge into a special trust fund and to annually provide certain information about such fund to the Department of Revenue; specifying authorized uses of surcharge revenues; prohibiting a county or municipality that imposes a surcharge for an authorized purpose from also assessing an impact fee for the same purpose; providing applicability; providing for construction; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hays—

SB 1382—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; authorizing an administrative proceeding in certain instances; authorizing a district school superintendent to initiate a formal request for correction of a hazardous walking condition under certain circumstances; requiring a district school board to provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a specified period of time; providing requirements for a governmental entity relating to its capital improvements program; revising provisions relating to funding for the transportation of students subjected to a

hazardous walking condition; providing requirements relating to a civil action for damages; providing an effective date.

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

By Senators Garcia and Latvala—

SB 1384—A bill to be entitled An act relating to pharmaceutical services; creating s. 627.6442, F.S., relating to health insurers, and amending s. 641.31, F.S., relating to health maintenance organizations, to provide that an insured or subscriber may not be required to obtain pharmaceutical services from a mail order pharmacy; providing that a pharmacy that is not a mail order pharmacy is subject to the same terms and conditions as a mail order pharmacy; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Appropriations.

By Senator Garcia—

SB 1386—A bill to be entitled An act relating to insurers; amending s. 624.4055, F.S.; prohibiting certain insurers from writing private passenger automobile insurance unless they increase the number of homeowners' policies they write; providing applicability; creating s. 627.70101, F.S.; authorizing an insurer to offer a homeowner's insurance policy that is limited to the amount of all outstanding mortgages applicable to the covered property; providing an effective date.

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

By Senator Montford—

SB 1388—A bill to be entitled An act relating to registered interns in clinical social work, marriage and family therapy, and mental health counseling; amending s. 491.0045, F.S.; requiring an individual who has not satisfied specified requirements to register as an intern in clinical social work, marriage and family therapy, or mental health counseling; requiring an individual to remain under supervision while practicing under registered intern status; providing that an intern registration is valid for 5 years; providing expiration dates of registrations issued on, before, or after specified dates; prohibiting an individual who has held a provisional license from applying for an intern registration in the same profession; conforming provisions to changes made by the act; amending s. 491.005, F.S.; requiring a licensed health professional to be on the premises when clinical services are provided by a registered intern of clinical social work, marriage and family therapy, or mental health counseling in a private practice setting; prohibiting such registered interns from engaging in their own independent private practice; 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 Appropriations.

By Senator Brandes—

SB 1390—A bill to be entitled An act relating to bail bond premiums; amending s. 624.4094, F.S., and reenacting subsection (1); specifying the amount of direct written premiums for bail bonds for the purpose of calculating specified taxes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Thompson—

SJR 1392—A joint resolution proposing the creation of Section 28 of Article X of the State Constitution to prohibit cost recovery by an electric utility of a new power plant until the plant begins commercial operation.

—was referred to the Committees on Communications, Energy, and Public Utilities; Judiciary; Appropriations; and Rules.

By Senator Legg—

SB 1394—A bill to be entitled An act relating to education; amending s. 1003.4285, F.S.; revising the requirements to earn a Merit designation on a standard high school diploma; providing an effective date.

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

By Senator Montford—

SB 1396—A bill to be entitled An act relating to public records; amending s. 1013.505, F.S., relating to public-private projects for the upgrade of state university facilities and infrastructure; providing an exemption from public records requirements for unsolicited proposals held by a state university board of trustees for a specified period; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Hays—

SB 1398—A bill to be entitled An act relating to land conservation; limiting the ability of the state, a county, or a municipality to purchase land outside an area of critical concern for conservation purposes; providing criteria; exempting purchases of land if they are approved by referendum or if the land is purchased for active public use; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Appropriations.

By Senator Latvala—

SB 1400—A bill to be entitled An act relating to postsecondary student tuition; amending s. 1009.21, F.S.; redefining the terms “dependent child” and “parent”; revising certain residency requirements for a dependent child; prohibiting denial of classification as a resident for tuition purposes based on certain immigration status; revising requirements for documentation of residency; revising requirements relating to classification or reclassification as a resident for tuition purposes based on marriage; revising requirements relating to reevaluation of classification as a resident for tuition purposes; providing that certain veterans of the Armed Services of the United States, persons who receive certain tuition exemptions or waivers, and students who meet certain graduation, enrollment, and residency documentation requirements shall be classified as residents for tuition purposes; providing for the adoption of rules and regulations; amending ss. 1009.22 and 1009.23, F.S.; revising the standard tuition and out-of-state fees for workforce education postsecondary programs leading to certain certificates and diplomas and certain other programs at Florida College System institutions; deleting a provision related to an increase of tuition and out-of-state fees at a rate equal to inflation; deleting the requirement of the Office of the Economic and Demographic Research to annually report the rate of inflation to the Governor, the Legislature, and the State Board of Education; deleting the definition of the term “rate of inflation”; amending s. 1009.24, F.S.; deleting a provision related to an increase of the resident undergraduate tuition at state universities at a rate equal to inflation; deleting the requirement of the Office of the Economic and Demographic Research to annually report the rate of inflation to the Governor, the Legislature, and the Board of Governors; deleting the definition of the term “rate of inflation”; conforming provisions to changes made by the act; prohibiting a state university board of trustees from establishing or increasing the tuition differential for undergraduate courses; amending s. 1009.98, F.S.; redefining the term “tuition differential”; revising the purchase date of an advance payment contract as it relates to the amount paid by the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary; prohibiting the amount of the aggregate sum of

registration fees, the tuition differential, and local fees paid by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for the aggregate sum of those fees; prohibiting the amount of the dormitory fees paid for by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for those fees; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Garcia—

SB 1402—A bill to be entitled An act relating to driver licenses and identification cards; amending s. 322.08, F.S.; requiring proof of a taxpayer identification number for certain applicants for a driver license or identification card; amending s. 322.12, F.S.; authorizing additional forms of identification that certain applicants may provide; amending s. 322.14, F.S.; requiring the department to mark licenses and identification cards to indicate compliance with the REAL ID Act of 2005 under specified circumstances; providing an effective date.

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

By Senator Sobel—

SB 1404—A bill to be entitled An act relating to juvenile sexual abuse; amending s. 39.01, F.S.; redefining the terms “alleged juvenile sexual offender,” “juvenile sexual abuse,” and “child who has exhibited inappropriate sexual behavior”; amending s. 39.201, F.S.; requiring that an alleged incident of juvenile sexual abuse involving a child who is in the custody or protective supervision of the Department of Children and Families be reported to the department’s central abuse hotline; requiring the department to determine if a child included in the report is known to the department; requiring the department to follow specified procedures if a child is known to the department; requiring the department to follow specified procedures if a child is not known to the department; conforming provisions to changes made by the act; amending s. 39.307, F.S.; requiring the department to assist a family in receiving appropriate services to address a report that alleges inappropriate sexual behavior; requiring Children’s Legal Services to notify all parties to the dependency proceeding if a child involved in a report of child-on-child sexual abuse is known to the department; requiring the department to create a system to identify and track the provision of specified services; providing requirements for the system; requiring persons who make placement decisions to consult the information in the system; requiring the department to monitor the number of children in out-of-home care or under supervision of the court who are victims of juvenile sexual abuse; conforming provisions to changes made by the act; amending s. 985.04, 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; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Abruzzo—

SB 1406—A bill to be entitled An act relating to care for retired law enforcement dogs; providing a short title; providing definitions; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a not-for-profit corporation meeting specified criteria to administer the program; providing specific procedures for disbursement of funds for the veterinary care of eligible retired law enforcement dogs; limiting the amount of annual funds available for an eligible retired law enforcement dog; providing for the deposit of program funds; providing for the reversion of funds to the department under certain circumstances; providing for the carryforward of unexpended appropriations for use in the program up to certain limits; providing an annual appropriation; providing an effective date.

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

By Senator Thompson—

SB 1408—A bill to be entitled An act relating to nuclear and integrated gasification combined cycle power plants; repealing s. 366.93, F.S., relating to cost recovery mechanisms for the siting, design, licensing, and construction of nuclear and integrated gasification combined cycle power plants, including mechanisms that promote utility investment in, and allow for recovery in electric utility rates of certain costs of, such plants; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations; and Rules.

By Senator Joyner—

SB 1410—A bill to be entitled An act relating to executive clemency; amending s. 14.28, F.S.; requiring records relating to a clemency investigation of individual subject to a judgment imposing the death penalty be released to such individual, or his or her legal counsel, upon written request; providing an effective date.

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

By Senator Joyner—

SB 1412—A bill to be entitled An act relating to the Closing the Gap grant program; amending s. 381.7355, F.S.; adding a requirement for project proposals under the grant program to address racial and ethnic disparities in morbidity and mortality rates relating to sickle cell disease; providing an effective date.

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

By Senator Dean—

SB 1414—A bill to be entitled An act relating to the City of Ocala, Marion County; defining the term “Ocala Downtown Community Redevelopment Area”; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue to a bona fide nonprofit civic organization a specified number of additional temporary permits to sell alcoholic beverages for consumption on the premises at certain events in the Ocala Downtown Community Redevelopment Area; providing requirements to obtain the temporary permit; requiring the division to adopt rules; providing an effective date.

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

By Senator Bean—

SB 1416—A bill to be entitled An act relating to sexual predators and offenders; creating s. 16.581, F.S.; providing legislative findings; creating the Sexual Predator and Sexual Offender Absconder Strike Force in the office of the Attorney General; providing definitions; providing for the membership, terms, and staff of the strike force; requiring the strike force to organize by a specified date; providing for meetings; specifying the duties of the strike force; requiring annual reports to the Governor and the Legislature; providing a directive to the Division of Law Revision and Information; amending s. 394.911, F.S.; revising legislative intent; amending s. 394.912, F.S.; redefining the term “sexually violent offense” to include specified offenses involving a child under age 16 rather than age 13; redefining the term “total confinement” to apply civil commitment procedures for care and treatment of offenders in physically secured facilities that are being operated or contractually operated for a county; creating s. 394.91355, F.S.; authorizing persons convicted of sexual offenses to be placed on conditional release in certain circumstances; requiring certain offenders to be placed on conditional release; providing requirements for such conditional release programs; providing an effective date.

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

By Senator Bullard—

SR 1418—A resolution recognizing the month of June 2014 as “Gun Violence Awareness Month” in Florida.

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

By Senator Garcia—

SB 1420—A bill to be entitled An act relating to medical practice; amending s. 456.44, F.S.; exempting certain physicians prescribing controlled substances for the treatment of pain associated with sickle cell disease from the standards of practice for prescribing controlled substances; amending ss. 458.347 and 459.022, F.S., relating to physician assistants; removing the cap on the number of physician assistants a physician may supervise; providing that a physician assistant may perform practice-related activities unless expressly prohibited; requiring a physician assistant to certify that he or she has completed continuing medical education hours in a specialty practice in which he or she has prescriptive privileges; specifying the drugs to be included on the formulary a physician assistant may not prescribe; deleting the requirement that a person applying for licensure as a physician assistant provide two letters of recommendation; providing an effective date.

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

By Senator Ring—

SB 1422—A bill to be entitled An act relating to taxes; amending s. 212.031, F.S.; exempting from tax certain separately stated charges imposed on a lessee or licensee, respectively, of leased or licensed premises; amending ss. 212.097 and 212.098, F.S.; authorizing businesses that receive tax credits under the Urban High-Crime Area Job Tax Credit Program or the Rural Job Tax Credit Program to transfer the credits to other businesses; providing limitations on the use of transferred tax credits; providing requirements for the transfer of the tax credits; amending s. 288.106, F.S.; authorizing a qualified target industry business to sell, assign, exchange, convey, or otherwise transfer certain tax credits; specifying conditions under which a qualified target industry business may carry forward certain tax credits; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Clemens—

SB 1424—A bill to be entitled An act relating to the regulation of summer camps; creating s. 402.3053, F.S.; defining terms; requiring summer camp personnel and volunteers to display an identification badge issued by the Department of Children and Families; requiring background screening of summer camp personnel and volunteers; providing duties of the department; requiring the department to establish a fee for an identification badge that may be charged by a summer camp; providing an effective date.

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

By Senator Flores—

SB 1426—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Joyner—

SB 1428—A bill to be entitled An act relating to reducing racial and ethnic health disparities; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study and provide recommendations relating to Medicaid provider networks; requiring a report to the Governor and Legislature; providing for expiration; providing an effective date.

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

By Senator Dean—

SB 1430—A bill to be entitled An act relating to the Citrus County Hospital Board, Citrus County; amending chapter 2011-256, Laws of Florida; authorizing the board to create an irrevocable community foundation or trust to manage the proceeds of a lease of the hospital and its facilities to a private for-profit entity; requiring the board to create and staff an irrevocable community foundation or trust to manage the proceeds of certain leases; providing that proceeds of certain leases may only be used for medically related needs of citizens and residents of Citrus County; providing for certain members of the governing body of the irrevocable community trust or foundation; requiring the Supervisor of Elections to conduct elections to select such members upon the request of the board; requiring the irrevocable community trust or foundation to comply with certain rules and laws applicable to governmental entities and their elected and appointed officials; providing that an irrevocable community trust or foundation created by the board is subject to the audit authority of the Clerk of the Court; reducing the authorized millage for the hospital tax under specified circumstances; providing exceptions; authorizing the board to enter into leases or contracts with any Florida corporation, rather than only a Florida nonprofit corporation, for the purpose of operating or managing the hospital and its facilities; providing retroactive applicability; providing an effective date.

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

SR 1432—Not introduced.

By Senator Soto—

SB 1434—A bill to be entitled An act relating to the Urban Infill and Redevelopment Assistance Grant Program; creating s. 163.2524, F.S.; establishing the program; providing for grants to counties and municipalities with urban infill and redevelopment areas; authorizing transfer of unused funds between grant categories under the program; requiring the Department of Economic Opportunity to administer the program; requiring the department to adopt rules establishing grant review criteria; amending ss. 163.065, 163.2511, and 163.2514, F.S.; conforming cross-references; providing an effective date.

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

By Senator Flores—

SB 1436—A bill to be entitled An act relating to public records; amending ss. 119.0713 and 409.1678, F.S.; providing exemptions from public records requirements for information about the location of safe houses and such other facilities held by units of local government or the Department of Children and Families; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Bean—

SB 1438—A bill to be entitled An act relating to the Qualified Television Loan Fund; creating s. 288.127, F.S.; defining terms; providing a purpose; creating the Qualified Television Loan Fund; requiring the Department of Economic Opportunity to contract with a fund administrator; providing fund administrator qualifications; providing for the fund administrator's compensation and removal; specifying the fund administrator powers and duties; providing the structure of the loans; providing qualified television content criteria; requiring the Auditor General to conduct an operational audit of the fund and the fund administrator; authorizing the department to adopt rules; providing for expiration of the act; providing emergency rulemaking authority; providing an effective date.

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

By Senator Flores—

SB 1440—A bill to be entitled An act relating to human trafficking; amending s. 450.021, F.S.; prohibiting the employment of minors in adult theaters; amending s. 450.045, F.S.; requiring adult theaters to verify the ages of employees and independent contractors and maintain specified documentation; amending s. 775.15, F.S.; eliminating the statute of limitations for prosecutions under a specified human trafficking provision; providing applicability; amending s. 787.06, F.S.; revising and providing penalties for various human trafficking offenses against minors and adults; amending s. 775.082, F.S.; providing life sentences for specified felonies; amending ss. 796.05 and 796.07, F.S.; revising and providing penalties for various prostitution and human trafficking offenses against adults and minors; amending s. 943.0583, F.S.; providing for expunction of criminal history records of certain criminal charges against victims of human trafficking that did not result in convictions; requiring destruction of investigative records related to such expunged records; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; providing an effective date.

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

By Senator Bradley—

SB 1442—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 175.041, F.S.; revising applicability of the Marvin B. Clayton Firefighters Pension Trust Fund Act; providing that any municipal services taxing unit that provides fire protection services to another municipality under an interlocal agreement is eligible to receive property insurance premium taxes; amending s. 175.101, F.S.; authorizing a municipal services taxing unit that enters into an interlocal agreement for fire protection services with another municipality to impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring municipal services taxing units to provide the Division of Retirement of the Department of Management Services with a certified copy of the ordinance assessing and imposing certain taxes; amending ss. 175.122 and 175.351, F.S.; revising provisions relating to the limitation of disbursement to conform to changes made by the act; amending s. 175.411, F.S.; authorizing a municipal services taxing unit, under certain conditions, to revoke its participation and cease to receive property insurance premium taxes; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

SR 1444—Not introduced.

By Senator Detert—

SB 1446—A bill to be entitled An act relating to state assessments; providing a short title; amending s. 1008.22, F.S.; revising provisions relating to the waiver of assessment results for certain students with

disabilities; establishing eligibility criteria for the assessment of students with disabilities; providing an effective date.

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

By Senator Joyner—

SB 1448—A bill to be entitled An act relating to lawnmower safety devices; prohibiting the removal or disabling of a part or device on a lawnmower that is primarily for safety; providing a noncriminal penalty; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Latvala, Evers, Grimsley, Detert, Sachs, Bradley, and Montford—

CS for SB 84—A bill to be entitled An act relating to resident status for tuition purposes; amending s. 1009.21, F.S.; providing criteria for veterans of the Armed Forces of the United States, including the National Guard and reserve components thereof, to qualify as residents for tuition purposes; providing an effective date.

By the Committees on Education; and Military and Veterans Affairs, Space, and Domestic Security; and Senators Latvala, Evers, Grimsley, Detert, Sachs, Bradley, Montford, Brandes, and Bean—

CS for CS for SB 84—A bill to be entitled An act relating to waivers of out-of-state fees for veterans; amending s. 1009.26, F.S.; providing a short title; establishing the Congressman C. W. Bill Young Veteran Tuition Waiver Program; requiring a state university or Florida College System institution to waive out-of-state fees for certain veterans of the Armed Forces of the United States, including the National Guard and reserve components thereof; providing applicability; requiring a state university and Florida College System institution to report to the Board of Governors and the State Board of Education, respectively, the number and value of all fee waivers; providing an effective date.

By the Committee on Appropriations; and Senator Latvala—

CS for SB 86—A bill to be entitled An act relating to dentists; amending s. 627.6474, F.S.; prohibiting a contract between a health insurer and a dentist from requiring the dentist to provide services at a fee set by the insurer under certain circumstances; defining the term “covered services” as it relates to contracts between a health insurer and a dentist; prohibiting a health insurer from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 636.035, F.S.; prohibiting a contract between a prepaid limited health service organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; defining the term “covered services” as it relates to contracts between a prepaid limited health service organization and a dentist; prohibiting the prepaid limited health service organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 641.315, F.S.; prohibiting a contract between a health maintenance organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; defining the term “covered services” as it relates to contracts between a health maintenance organization and a dentist; prohibiting the health maintenance organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; providing for application of the act; providing an effective date.

By the Committee on Judiciary; and Senator Margolis—

CS for SB 94—A bill to be entitled An act relating to jury composition; amending s. 913.10, F.S.; requiring a 12-member jury for life felony cases; providing an effective date.

By the Committee on Transportation; and Senators Diaz de la Portilla, Garcia, and Evers—

CS for SB 102—A bill to be entitled An act relating to drivers leaving the scene of a crash; creating the “Aaron Cohen Life Protection Act”; amending s. 316.027, F.S.; redefining the term “serious bodily injury” and defining the term “vulnerable road user”; requiring the driver of a vehicle involved in a crash that results in serious bodily injury to a person to immediately stop the vehicle and remain at the scene of the crash; providing that a person commits a felony of the second degree if he or she fails to stop the vehicle and remain at the scene of the crash until specified requirements are fulfilled; requiring the court to impose a mandatory minimum term of imprisonment under certain circumstances; requiring the revocation of the driver’s driver license; requiring the driver to participate in specified programs; providing for ranking of an offense committed if the victim of the offense was a vulnerable road user; authorizing the defendant to move to depart from the mandatory minimum term of imprisonment under certain circumstances; providing requirements and procedures for such departure; amending s. 322.0261, F.S.; requiring the Department of Highway Safety and Motor Vehicles to include in the curriculum of a certain driver improvement course instruction addressing the rights of vulnerable road users; amending s. 322.28, F.S.; requiring the court to revoke for at least 3 years the driver license of a person convicted of leaving the scene of a crash involving injury, serious bodily injury, or death; reenacting and amending s. 322.34(6), F.S., relating to driving while a driver license is suspended, revoked, canceled, or disqualified, to incorporate the amendment to s. 322.28, F.S., in a reference thereto; amending s. 921.0022, F.S.; revising the offense severity ranking chart; conforming a cross-reference; providing an effective date.

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

CS for SB 106—A bill to be entitled An act relating to county employees; amending s. 125.01, F.S.; providing that the governing body of a county has authority to determine available benefits of county employees; specifying the applicability of ch. 121, F.S., to such employees; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Joyner—

CS for SB 108—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; creating an exemption from public records requirements for records relating to the settlement of a claim on behalf of a minor or ward; authorizing a guardian ad litem, a ward, a minor, and a minor’s attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a minor or ward, upon a showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a ward or minor, in connection with real property or for other purposes; providing a statement of public necessity; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Soto, Sachs, and Abruzzo—

CS for SB 110—A bill to be entitled An act relating to taxes on businesses; creating s. 220.197, F.S.; providing a short title; establishing a tax credit for the hiring of veterans; providing eligibility requirements; establishing an additional credit for the hiring of disabled veterans; providing an application process; providing a cap on the total amount of tax credits allowed per year; authorizing the Department of Revenue to adopt rules; authorizing the department to establish guidelines for qualifying credits; providing for expiration of the tax credits; providing applicability; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or franchise tax may be taken to

include the hiring of veterans; amending s. 220.13, F.S.; revising the term “adjusted federal income” to include certain tax credits taken relating to the hiring of veterans; authorizing the executive director of the department to adopt emergency rules; providing for time of effect of emergency rules and for the expiration of such rule authority; providing an effective date.

By the Committees on Commerce and Tourism; and Military and Veterans Affairs, Space, and Domestic Security; and Senators Soto, Sachs, and Abruzzo—

CS for CS for SB 110—A bill to be entitled An act relating to taxes on businesses; creating s. 220.197, F.S.; providing a short title; establishing a tax credit for the hiring of veterans; providing eligibility requirements; establishing an additional credit for the hiring of disabled veterans; providing an application process; providing a cap on the total amount of tax credits allowed per year; authorizing the Department of Revenue to adopt rules; authorizing the department to establish guidelines for qualifying credits; providing for expiration of the tax credits; providing applicability; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or franchise tax may be taken to include the hiring of veterans; amending s. 220.13, F.S.; revising the term “adjusted federal income” to include certain tax credits taken relating to the hiring of veterans; authorizing the executive director of the department to adopt emergency rules; providing for time of effect of emergency rules and for the expiration of such rule authority; providing an effective date.

By the Committee on Judiciary; and Senators Simmons, Smith, and Thompson—

CS for SB’s 130 and 122—A bill to be entitled An act relating to the use of deadly force; amending ss. 30.60 and 166.0485, F.S.; directing the Department of Law Enforcement to develop a uniform training curriculum for county sheriffs and municipal police departments to use in training participants in neighborhood crime watch programs; amending s. 776.032, F.S.; providing that a person who is justified in using force is immune from criminal prosecution and civil action initiated by the person against whom the force was used; revising the definition of the term “criminal prosecution”; clarifying that a law enforcement agency retains the authority and duty to fully investigate the use of force upon which an immunity may be claimed; amending s. 776.041, F.S.; providing that any reason, including immunity, used by an aggressor to justify the use of force is not available to the aggressor under specified circumstances; providing an effective date.

By the Committee on Rules; and Senators Latvala, Grimsley, and Evers—

CS for SB 132—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Fallen Law Enforcement Officers license plate and the Florida Sheriffs Association license plate; amending s. 320.08058, F.S.; revising provisions relating to the distribution of annual use funds to the Astronauts Memorial Foundation, Inc., for the Challenger/Columbia specialty license plate; requiring the St. Johns River Alliance, Inc., to record a certain number of sales within a specified timeframe; requiring the Department of Highway Safety and Motor Vehicles to discontinue the plate under certain circumstances; providing for repeal on a specified date; creating a Fallen Law Enforcement Officers license plate and a Florida Sheriffs Association license plate; establishing an annual use fee for the plates; providing for the distribution of use fees received from the sale of such plates; providing effective dates.

By the Committee on Transportation; and Senator Ring—

CS for SB 136—A bill to be entitled An act relating to freight logistics zones; creating s. 311.103, F.S.; defining the term “freight logistics zone”; authorizing a county, or two or more contiguous counties, to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan that must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive pro-

grams; providing evaluation criteria for freight logistics zones; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Bradley—

CS for SB 140—A bill to be entitled An act relating to driver licenses; amending s. 322.031, F.S.; providing that the spouse of a member of the United States Armed Forces is not required to obtain a Florida driver license because he or she enters his or her children in public school in this state under certain circumstances; providing that a dependent child of a member of the United States Armed Forces is not required to obtain a Florida driver license under certain circumstances; updating terminology; amending s. 322.121, F.S.; providing that the spouse of a member of the United States Armed Forces is granted an automatic extension for the expiration of a certain class of driver license under certain circumstances; providing an effective date.

By the Committees on Transportation; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Bradley—

CS for CS for SB 140—A bill to be entitled An act relating to driver licenses; amending s. 322.031, F.S.; providing that the spouse of a member of the United States Armed Forces is not required to obtain a Florida driver license because he or she enters his or her children in public school in this state under certain circumstances; providing that a dependent of a member of the United States Armed Forces is not required to obtain a Florida driver license under certain circumstances; updating terminology; amending s. 322.121, F.S.; providing that the spouse of a member of the United States Armed Forces is granted an automatic extension for the expiration of a certain class of driver license under certain circumstances; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Stargel—

CS for SB 182—A bill to be entitled An act relating to child pornography; amending s. 775.0847, F.S.; redefining the term “child pornography” and defining the term “minor”; amending s. 827.071, F.S.; defining the terms “child pornography” and “minor”; conforming cross-references; including possession of child pornography within specified criminal offenses; providing criminal penalties; amending s. 921.0022, F.S.; revising provisions of the offense severity ranking chart of the Criminal Punishment Code to conform to changes made by the act; amending ss. 947.1405 and 948.30, F.S.; prohibiting certain conditional releasees, probationers, or community controllees from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating material; providing an exception; reenacting s. 794.0115(2), F.S., relating to dangerous sexual felony offenders and mandatory sentencing thereof, to incorporate the amendment to s. 827.071, F.S., in references thereto; providing an effective date.

By the Committee on Education; and Senators Hukill, Negron, Bradley, Simpson, Flores, Brandes, Stargel, and Montford—

CS for SB 188—A bill to be entitled An act relating to education data privacy; amending s. 1002.22, F.S.; providing for annual notice to K-12 students and parents of rights relating to education records; revising provisions relating to remedy in circuit court with respect to education records and reports of students and parents; creating s. 1002.222, F.S.; providing limitations on the collection of information and the disclosure of confidential and exempt student records; defining the term “biometric information”; authorizing fees; amending s. 1008.386, F.S.; revising provisions relating to the submission of student social security numbers and the assignment of student identification numbers; requiring the Department of Education to establish a process for assigning student identification numbers; amending s. 1011.622, F.S.; conforming provisions; providing an effective date.

By the Committee on Agriculture; and Senator Latvala—

CS for SB 194—A bill to be entitled An act relating to spiny lobster; amending s. 379.407, F.S.; providing penalties for certain violations re-

lating to possession of spiny lobster; amending s. 379.401, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Clemens and Latvala—

CS for SB 198—A bill to be entitled An act relating to social media privacy; creating s. 448.077, F.S.; providing definitions; prohibiting an employer from requesting or requiring access to a social media account of an employee or prospective employee; prohibiting an employer from taking retaliatory personnel action for an employee's failure to provide access to his or her social media account; prohibiting an employer from failing or refusing to hire a prospective employee who does not provide access to his or her social media account; authorizing civil actions for violations; providing for recovery of attorney fees and court costs; specifying that an employer is not prohibited from seeking access to certain social media accounts; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Hukill, Thrasher, Hays, Latvala, Simpson, Simmons, Negron, Braynon, Altman, and Galvano—

CS for SB 208—A bill to be entitled An act relating to motorsports entertainment complexes; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a complex certified as a motorsports entertainment complex by the Department of Economic Opportunity; amending s. 288.1171, F.S.; revising the definition of the term "motorsports entertainment complex"; revising requirements for the certification of a facility as a motorsports entertainment complex; specifying that the department may certify only one motorsports entertainment complex; authorizing the Auditor General to verify the expenditure of specified distributions and to notify the Department of Revenue of improperly expended funds so that it may pursue recovery; providing an effective date.

By the Committee on Transportation; and Senator Grimsley—

CS for SB 218—A bill to be entitled An act relating to transportation; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern and authorizing the Department of Transportation to pay for such costs under certain circumstances; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgement signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to interchanges on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

By the Committee on Community Affairs; and Senators Thompson, Bullard, and Joyner—

CS for SB 220—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting discrimination with regard to employment benefits; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of

pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

By the Committee on Regulated Industries; and Senators Benacquisto, Latvala, Sobel, Flores, Gibson, Bradley, Dean, and Braynon—

CS for SB 224—A bill to be entitled An act relating to nicotine dispensing devices; amending s. 569.002, F.S.; providing a definition; amending s. 569.0075, F.S.; prohibiting the gift of sample nicotine dispensing devices to persons under 18 years of age; amending s. 569.101, F.S.; prohibiting the selling, delivering, bartering, furnishing, or giving of nicotine dispensing devices to persons under 18 years of age, to which penalties apply; amending s. 569.11, F.S.; prohibiting persons under 18 years of age from possessing, purchasing, or misrepresenting their age or military service to purchase nicotine dispensing devices; providing civil penalties; amending s. 569.14, F.S.; requiring certain signage where a dealer sells nicotine dispensing devices; amending s. 569.19, F.S.; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to submit the number of violations for selling nicotine dispensing devices in its annual report; providing an effective date.

By the Committees on Appropriations; and Regulated Industries; and Senators Benacquisto, Latvala, Sobel, Flores, Gibson, Bradley, Dean, and Braynon—

CS for CS for SB 224—A bill to be entitled An act relating to nicotine dispensing devices; amending s. 569.002, F.S.; providing a definition; amending s. 569.0075, F.S.; prohibiting the gift of sample nicotine dispensing devices to persons under 18 years of age; amending s. 569.101, F.S.; prohibiting the selling, delivering, bartering, furnishing, or giving of nicotine dispensing devices to persons under 18 years of age, to which penalties apply; amending s. 569.11, F.S.; prohibiting persons under 18 years of age from possessing, purchasing, or misrepresenting their age or military service to purchase nicotine dispensing devices; providing civil penalties; amending s. 569.14, F.S.; requiring certain signage where a dealer sells nicotine dispensing devices; amending s. 569.19, F.S.; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to submit the number of violations for selling nicotine dispensing devices in its annual report; reenacting and amending s. 322.056(2) and (3), F.S., relating to mandatory driver license revocation or suspension for persons younger than 18 years of age who commit certain offenses, to incorporate the amendments to s. 569.11, F.S., in a reference thereto; making editorial changes; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 226—A bill to be entitled An act relating to public records; creating s. 316.0777, F.S.; providing definitions; creating a public records exemption for images obtained through the use of an automated license plate recognition system and personal identifying information of an individual in data generated from such images; providing conditions for disclosure of such images and information; providing for retroactive application of the public records exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Transportation; and Senator Simmons—

CS for SB 230—A bill to be entitled An act relating to the Orlando-Orange County Expressway Authority; amending ss. 348.751 and 348.752, F.S.; renaming the Orlando-Orange County Expressway System as the "Central Florida Expressway System"; revising definitions; making technical changes; amending s. 348.753, F.S.; creating the Central Florida Expressway Authority; providing for the transfer of governance and control, legal rights and powers, responsibilities, terms,

and obligations to the authority; providing conditions for the transfer; revising the composition of the governing body of the authority; providing for appointment of officers of the authority and for the expiration of terms of standing board members; revising quorum and voting requirements; conforming terminology and making technical changes; amending s. 348.754, F.S.; providing that the area served by the authority is within the geopolitical boundaries of Orange, Seminole, Lake, and Osceola Counties; requiring the authority to have prior consent from the Secretary of the Department of Transportation to construct an extension, addition, or improvement to the expressway system in Lake County; extending, to 99 years from 40 years, the term of a lease-purchase agreement; limiting the authority's authority to enter into a lease-purchase agreement; limiting the use of certain toll-revenues; providing exceptions; removing the requirement that the route of a project must be approved by a municipality before the right-of-way can be acquired; requiring that the authority encourage the inclusion of local-, small-, minority-, and women-owned businesses in its procurement and contracting opportunities; removing the authority and criteria for an authority to waive payment and performance bonds for certain public works projects that are awarded pursuant to an economic development program; conforming terminology and making technical changes; amending ss. 348.7543, 348.7544, 348.7545, 348.7546, 348.7547, 348.755, and 348.756, F.S.; conforming terminology and making technical changes; amending s. 348.757, F.S.; providing that upon termination of the lease-purchase agreement of the former Orlando-Orange County Expressway System, title in fee simple to the former system shall be transferred to the state; conforming terminology and making technical changes; amending ss. 348.758, 348.759, 348.760, 348.761, 348.765, and 369.317, F.S.; conforming terminology and making technical changes; amending s. 369.324, F.S.; revising the membership of the Wekiva River Basin Commission; conforming terminology; providing criteria for the transfer of the Osceola County Expressway System to the Central Florida Expressway Authority; providing for the repeal of part V of ch. 348, F.S., when the Osceola County Expressway System is transferred to the Central Florida Expressway Authority; requiring the Central Florida Expressway Authority to reimburse other governmental entities for obligations related to the Osceola County Expressway System; providing for reimbursement after payment of other obligations; providing an effective date.

By the Committee on Education; and Senator Richter—

CS for SB 236—A bill to be entitled An act relating to the renaming of Florida College System institutions; amending s. 1000.21, F.S.; renaming Edison State College and Pasco-Hernando Community College as “Florida SouthWestern State College” and “Pasco-Hernando State College,” respectively; providing an effective date.

By the Committee on Criminal Justice; and Senator Joyner—

CS for SB 238—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the names of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; providing for future review and repeal of the exemption; providing a statement of necessity; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice; and Senator Joyner—

CS for CS for SB 238—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the names of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; providing for future review and repeal of the exemption; providing a statement of necessity; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Detert—

CS for SB 242—A bill to be entitled An act relating to the security of a protected consumer's information; providing a short title; creating s. 501.0051, F.S.; providing definitions; authorizing the representative of a

protected consumer to place a security freeze on a protected consumer's consumer report or record; specifying the procedure to request a security freeze; requiring a consumer reporting agency to establish a record if the protected consumer does not have an existing consumer report; prohibiting the use of a consumer record for certain purposes; requiring a consumer reporting agency to place, and to provide written confirmation of, a security freeze within a specified period; prohibiting a consumer reporting agency from stating or implying that a security freeze reflects a negative credit history or rating; requiring a consumer reporting agency to provide a copy of a consumer report or record to a protected consumer or his or her representative upon request; authorizing a consumer reporting agency to charge a fee for a copy of a protected consumer's consumer report or record; specifying the procedure to request a copy of a protected consumer's consumer report or record; requiring a consumer reporting agency to remove a security freeze under specified conditions; specifying the procedure to remove a security freeze; providing applicability; authorizing a consumer reporting agency to charge a fee for placing or removing a security freeze and for reissuing a unique personal identifier; prohibiting a fee under certain circumstances; requiring written notification upon the change of specified information in a protected consumer's consumer report or record; providing exceptions; requiring a consumer reporting agency to notify a representative and provide specified information if the consumer reporting agency violates a security freeze; providing penalties and civil remedies; providing written disclosure requirements for consumer reporting agencies relating to a protected consumer's security freeze; providing an effective date.

By the Committees on Judiciary; and Commerce and Tourism; and Senator Detert—

CS for CS for SB 242—A bill to be entitled An act relating to the security of a protected consumer's information; providing a short title; creating s. 501.0051, F.S.; providing definitions; authorizing the representative of a protected consumer to place a security freeze on a protected consumer's consumer report or record; specifying the procedure to request a security freeze; requiring a consumer reporting agency to establish a record if the protected consumer does not have an existing consumer report; prohibiting the use of a consumer record for certain purposes; requiring a consumer reporting agency to place, and to provide written confirmation of, a security freeze within a specified period; prohibiting a consumer reporting agency from stating or implying that a security freeze reflects a negative credit history or rating; requiring a consumer reporting agency to remove a security freeze under specified conditions; specifying the procedure to remove a security freeze; providing applicability; authorizing a consumer reporting agency to charge a fee for placing or removing a security freeze and for reissuing a unique personal identifier; prohibiting a fee under certain circumstances; requiring written notification upon the change of specified information in a protected consumer's consumer report or record; providing exceptions; requiring a consumer reporting agency to notify a representative and provide specified information if the consumer reporting agency violates a security freeze; providing penalties and civil remedies; providing written disclosure requirements for consumer reporting agencies relating to a protected consumer's security freeze; providing an effective date.

By the Committees on Governmental Oversight and Accountability; Judiciary; and Commerce and Tourism; and Senator Detert—

CS for CS for CS for SB 242—A bill to be entitled An act relating to the security of a protected consumer's information; providing a short title; creating s. 501.0051, F.S.; providing definitions; authorizing the representative of a protected consumer to place a security freeze on a protected consumer's consumer report or record; specifying the procedure to request a security freeze; requiring a consumer reporting agency to establish a record if the protected consumer does not have an existing consumer report; prohibiting the use of a consumer record for certain purposes; requiring a consumer reporting agency to place, and to provide written confirmation of, a security freeze within a specified period; prohibiting a consumer reporting agency from stating or implying that a security freeze reflects a negative credit history or rating; requiring a consumer reporting agency to remove a security freeze under specified conditions; specifying the procedure to remove a security freeze; providing applicability; authorizing a consumer reporting agency to charge a fee for placing or removing a security freeze and for reissuing a unique personal identifier; prohibiting a fee under certain circumstances; re-

quiring written notification upon the change of specified information in a protected consumer's consumer report or record; providing exceptions; requiring a consumer reporting agency to notify a representative and provide specified information if the consumer reporting agency violates a security freeze; requiring the Department of Agriculture and Consumer Services to investigate complaints regarding the violation of a security freeze; providing penalties and civil remedies for the violation of a security freeze; providing written disclosure requirements for consumer reporting agencies relating to a protected consumer's security freeze; providing an effective date.

By the Committees on Health Policy; and Children, Families, and Elder Affairs—

CS for SB 248—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors affecting the rights, health, safety, and welfare of residents in the facilities; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting the rights, health, safety, and welfare of residents and make recommendations for improvement; amending s. 400.0078, F.S.; requiring that a resident or a representative of a resident of a long-term care facility be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; revising the requirement that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other inspections by the agency; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring that an assisted living facility that serves one or more mental health residents, rather than three or more residents, obtain a limited mental health license; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living

facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements to inform facility residents that the identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action may not be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving relevant services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the required preservice orientation and keep the signed statement in the employee's personnel record; requiring 2 additional hours of training for assistance with medication; conforming a cross-reference; requiring the Office of Program Policy Analysis and Government Accountability to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to implement a rating system of assisted living facilities by a specified date, adopt rules, and create content for the agency's website that makes available to consumers information regarding assisted living facilities; providing criteria for the content; providing an effective date.

By the Committee on Community Affairs; and Senator Abruzzo—

CS for SB 262—A bill to be entitled An act relating to motorist safety; authorizing the governing body of a county to create a yellow dot critical motorist medical information program for certain purposes; authorizing a county to solicit sponsorships and enter into an interlocal agreement with another county to solicit such sponsorships for the medical information program; authorizing the Department of Highway Safety and Motor Vehicles and the Department of Transportation to provide education and training and publicize the program; requiring the program to be free to participants; providing for yellow dot program applications, decals, folders, and participant information forms; providing procedures for use of the decal, folder, and form; providing for limited use of information on the forms by emergency medical responders; requiring the governing body of a participating county to adopt guidelines and procedures to ensure that confidential information is not made public; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Hukill—

CS for SB 266—A bill to be entitled An act relating to communications services taxes; amending s. 202.12, F.S.; reducing the tax rate applied to the sale of communications services; reducing the tax rate applied to the retail sale of direct-to-home satellite services; amending s. 202.12001, F.S.; conforming rates to the reduction of the communications services tax; amending s. 202.18, F.S.; revising the distribution of tax revenues received; amending s. 203.001, F.S.; conforming rates to the reduction of the communications services tax; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senators Grimsley and Diaz de la Portilla—

CS for SB 268—A bill to be entitled An act relating to certificates of need; amending s. 408.034, F.S.; decreasing the subdistrict average occupancy rate that the Agency for Health Care Administration is required to maintain as a goal of its nursing-home-bed-need methodology; conforming a provision to changes made by the act; authorizing an applicant to aggregate the need of geographically contiguous subdistricts within a district for a proposed community nursing home under certain circumstances; requiring the proposed nursing home site to be located in the subdistrict with the greater need under certain circumstances; recognizing an additional positive application factor for an applicant who voluntarily relinquishes certain nursing home beds; requiring the applicant to demonstrate that it meets certain requirements; amending s. 408.036, F.S.; providing that, under certain circumstances, replacement of a nursing home and relocation of a portion of a nursing home's licensed beds to another facility, or to establish a new facility, is a health-care-related project subject to expedited review; conforming a cross-reference; revising the requirements for projects that are exempted from applying for a certificate of need; repealing s. 408.0435, F.S., relating to the moratorium on the approval of certificates of need for additional community nursing home beds; creating s. 408.0436, F.S.; prohibiting the agency from approving a certificate-of-need application for new community nursing home beds under certain circumstances; defining the term "batching cycle"; providing a repeal; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Simpson—

CS for SB 272—A bill to be entitled An act relating to water and wastewater utilities; creating s. 367.072, F.S.; providing legislative intent; authorizing the Florida Public Service Commission to suspend or revoke a certificate of authorization upon receipt of a petition; providing criteria for such petition; authorizing the commission to adopt rules; creating s. 367.0812, F.S.; requiring the commission to consider the quality of water or wastewater service when fixing rates; providing criteria that the commission must consider in making its determination; requiring the utility to meet with its customers to discuss the costs and benefits of plausible solutions if the commission finds that the utility has failed to meet certain water or wastewater quality standards; requiring the commission to adopt rules; providing an effective date.

By the Committees on Community Affairs; and Communications, Energy, and Public Utilities; and Senator Simpson—

CS for CS for SB 272—A bill to be entitled An act relating to water and wastewater utilities; creating s. 367.072, F.S.; providing legislative findings; authorizing the Florida Public Service Commission to revoke a certificate of authorization upon receipt of a petition; requiring customers to file a notice of intent with the commission before submitting a petition; providing criteria for such petition; requiring the commission to take certain steps in response to the petition; prohibiting the customers from filing a petition within a specified timeframe under certain circumstances; requiring the utility to submit a response; requiring the commission to adopt rules; creating s. 367.0812, F.S.; requiring the commission to consider the quality of water or wastewater service when fixing rates; providing criteria that the commission must consider in making its determination; requiring the utility to meet with its customers to discuss the costs and benefits of plausible solutions if the commission finds that the utility has failed to meet certain water or wastewater quality standards; requiring that the utility be allowed to recover the costs of the solutions ordered by the commission; prohibiting customers from petitioning the commission to revoke the certificate of authorization of a utility under certain circumstances; authorizing the commission to impose penalties on a utility for certain failures; requiring the commission to adopt rules; requiring the Department of Environmental Protection to establish secondary wastewater service standards regarding the generation of odor, noise, aerosol drift, and lighting; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

CS for SB 274—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; waiving the fee for identification cards issued to certain inmates; amending s. 382.0255, F.S.; requiring a waiver of fees for certain inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies in acquiring necessary documents for certain inmates to acquire an identification card before release; providing exceptions; requiring the department to provide specified assistance to inmates born outside this state; requiring a report; amending s. 944.803, F.S.; authorizing the department to operate male and female faith- and character-based institutions; providing an effective date.

By the Committee on Regulated Industries; and Senators Richter, Latvala, Detert, Garcia, Bradley, Flores, Smith, and Bean—

CS for SB 286—A bill to be entitled An act relating to concrete masonry education; providing a short title; creating the Florida Concrete Masonry Education Council, Inc.; specifying the powers and duties of the council; providing restrictions; providing for appointment and terms of the governing board of the council; authorizing the council to accept grants, donations, contributions, and gifts under certain circumstances; authorizing the council to make payments to other organizations under certain circumstances; providing for collection of a voluntary assessment on concrete masonry units; requiring manufacturers who elect to pay the assessment to commit to paying the assessment for a specified period; requiring the council to adopt bylaws by a specified date; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 296—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when complying with a mandatory evacuation order during a declared state of emergency; providing an effective date.

By the Committee on Criminal Justice; and Senators Soto and Dean—

CS for SB 298—A bill to be entitled An act relating to arrest booking photographs; creating s. 119.17, F.S.; defining terms; prohibiting a person who publishes or disseminates an arrest booking photograph through a publicly accessible print or electronic medium from soliciting or accepting payment of a fee or other consideration to remove, correct, or modify such photograph; authorizing an action to enjoin publication or dissemination of an arrest booking photograph if the publisher or disseminator unlawfully solicits or accepts a fee or other consideration to remove, correct, or modify such photograph; specifying the time period during which an arrest booking photograph must be removed pursuant to court order; providing a civil penalty; providing for reasonable attorney fees and costs; requiring the court to terminate an injunction under certain circumstances; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senator Braynon—

CS for SB 306—A bill to be entitled An act relating to community health workers; providing definitions; specifying the duties and activities of community health workers; creating the Community Health Worker Task Force within a Florida College System institution or state university; requiring the Department of Health to provide administrative support and services; providing membership and duties of the task force; requiring the members of the task force to elect a chair and vice chair; providing that task force members serve without compensation and are not entitled to reimbursement for per diem or travel expenses; requiring that the task force meet at least quarterly; authorizing the task force members to meet in person or by teleconference or other electronic means; specifying the number of members required for a quorum; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for future repeal of the task force; providing an effective date.

By the Committee on Community Affairs; and Senators Simpson and Dean—

CS for SB 312—A bill to be entitled An act relating to agriculture; amending s. 193.461, F.S.; providing that participation in certain dispersed water storage programs does not change a land's agricultural classification for assessment purposes; amending s. 212.02, F.S.; redefining the term "agricultural production" to include storage; amending s. 212.08, F.S.; expanding the exemption for certain farm equipment from the sales and use tax imposed under ch. 212, F.S., to include repairs of such equipment and trailers that are used for certain purposes; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Brandes—

CS for SB 314—A bill to be entitled An act relating to fireworks; amending s. 791.01, F.S.; removing and redefining terms; amending s. 791.012, F.S.; conforming a cross-reference to changes made by the act; repealing s. 791.013, F.S., relating to the testing and approval of sparklers and the registration of manufacturers, distributors, wholesalers, and retailers of sparklers; amending s. 791.015, F.S.; requiring a retailer or seasonal retailer to register annually with the Division of the State Fire Marshal; requiring the payment of a registration fee; requiring a retailer or seasonal retailer to obtain insurance and to provide the buyer with a disclaimer, which must be signed at the point of sale; repealing s. 791.02, F.S., relating to the sale and use of fireworks; repealing s. 791.03, F.S., relating to the bond of licensees; amending s. 791.04, F.S.; removing certain exemptions relating to the prohibition of the sale of fireworks at wholesale; creating s. 791.08, F.S.; prohibiting the sale of fireworks, sparklers, and novelties to a person under a specified age; creating s. 791.09, F.S.; authorizing a county or municipality to regulate the sale and use of fireworks, sparklers, and novelties; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Detert—

CS for SB 324—A bill to be entitled An act relating to employment practices; creating s. 448.071, F.S.; providing definitions; prohibiting an employer from using a job applicant's credit report or credit history to make certain hiring, compensation, or other employment decisions; providing specific situations in which an employer may use such information; providing exemptions for certain types of employers; providing remedies for an aggrieved person; providing for the award of actual damages and court costs; providing for a plaintiff to post a bond to indemnify the defendant for damages, including attorney fees, in certain situations; providing an effective date.

By the Committee on Judiciary; and Senator Thompson—

CS for SB 326—A bill to be entitled An act relating to victims of wrongful incarceration; creating s. 961.055, F.S.; providing that a wrongfully incarcerated person who was convicted and sentenced to death on or before December 31, 1979, is exempt from certain application procedures for compensation if a special prosecutor issues a nolle prosequi after reviewing the defendant's conviction; creating s. 961.056, F.S.; providing alternative procedures for applying for compensation; requiring the claimant to file an application with the Department of Legal Affairs within a specified time; requiring the application to include certain information and documents; providing that the claimant is entitled to compensation if all requirements are met; providing that the section is repealed on a specified date; amending s. 961.06, F.S.; requiring the Chief Financial Officer to issue payment to an insurance company or other financial institution authorized to issue annuity contracts to purchase an annuity or annuities selected by the wrongfully incarcerated person; authorizing the Chief Financial Officer to execute all necessary agreements to implement compensation and to maximize the benefit to the wrongfully incarcerated person; requiring the wrongfully incarcerated person to sign a waiver before the department's approval of the application; providing an effective date.

By the Committee on Criminal Justice; and Senators Joyner and Clemens—

CS for SB 328—A bill to be entitled An act relating to controlled substances; amending s. 893.135, F.S.; authorizing a defendant to move to depart from the mandatory term of imprisonment for a drug trafficking violation; authorizing the state attorney to file an objection to the motion; authorizing the sentencing court to grant the motion if the court finds that the defendant has demonstrated by a preponderance of the evidence that specified criteria are met; providing an effective date.

By the Committee on Banking and Insurance; and Senator Lee—

CS for SB 346—A bill to be entitled An act relating to the Florida Insurance Guaranty Association; amending s. 631.54, F.S.; defining the term "assessment year"; amending s. 631.57, F.S.; revising provisions relating to the levying of assessments on insurers; specifying the conditions under which such assessments are paid; revising procedures and timeframes for levying the assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium bills to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

By the Committee on Health Policy; and Senator Abruzzo—

CS for SB 350—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of participants in a yellow dot critical motorist medical information program; 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 Appropriations; and Senators Bradley and Evers—

CS for SB 360—A bill to be entitled An act relating to sentencing for controlled substance violations; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of hydrocodone or a mixture containing hydrocodone or who is knowingly in actual or constructive possession of specified quantities of hydrocodone or a mixture containing hydrocodone commits the offense of trafficking in hydrocodone; providing criminal penalties; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of oxycodone or a mixture containing oxycodone or who is knowingly in actual or constructive possession of specified quantities of oxycodone or a mixture containing oxycodone commits the offense of trafficking in oxycodone; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offenses of trafficking in hydrocodone and trafficking in oxycodone for purposes of the criminal punishment code; reenacting s. 775.087(2)(a) and (3)(a), F.S., relating to mandatory minimum sentences for the possession or use of a weapon during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; reenacting s. 782.04(1)(a), (3), and (4), F.S., relating to the classification of a murder committed during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Brandes—

CS for SB 364—A bill to be entitled An act relating to computer crimes; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; defining terms; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization modifies or destroys data, programs, or supporting documentation residing or existing internal or external to a computer network or electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining terms; providing that a person who willfully, knowingly, and without authorization accesses a computer network or electronic device, disrupts the ability to transmit data to or from a computer network or electronic device, damages a computer network or electronic device, or engages in the audio or video

surveillance of an individual without the individual's knowledge by accessing a computer network or electronic device commits an offense against the users of computer networks and electronic devices; providing exceptions; providing criminal penalties; creating s. 815.061, F.S.; defining the term "public utility"; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; providing an effective date.

By the Committees on Criminal Justice; and Communications, Energy, and Public Utilities; and Senator Brandes—

CS for CS for SB 364—A bill to be entitled An act relating to computer crimes; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; defining terms; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization modifies or destroys data, programs, or supporting documentation residing or existing internal or external to a computer network or electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining terms; providing that a person who willfully, knowingly, and without authorization accesses a computer network or electronic device, disrupts the ability to transmit data to or from a computer network or electronic device, damages a computer network or electronic device, or engages in the audio or video surveillance of an individual without the individual's authorization by accessing a computer network or electronic device commits an offense against the users of computer networks and electronic devices; providing exceptions; providing applicability; providing criminal penalties; creating s. 815.061, F.S.; defining the term "public utility"; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Abruzzo—

CS for SB 378—A bill to be entitled An act relating to county and municipal parks; creating ss. 125.028 and 166.0447, F.S.; requiring counties and municipalities to provide partial or full discounts on park entrance fees to military members, veterans, and the spouses and parents of certain deceased military members, law enforcement officers, and firefighters; requiring that individuals seeking the discount present written documentation satisfactory to the county or municipality which evidences eligibility; defining the term "park entrance fee" and providing certain exclusions; providing an effective date.

By the Committee on Health Policy; and Senators Bean and Brandes—

CS for SB 380—A bill to be entitled An act relating to obstetrical services at hospitals; repealing s. 383.336, F.S., relating to provider hospitals; amending s. 395.1051, F.S.; requiring a hospital to notify obstetrical physicians before the hospital closes its obstetrical department or ceases to provide obstetrical services; providing an effective date.

By the Committees on Community Affairs; and Health Policy; and Senators Bean and Brandes—

CS for CS for SB 380—A bill to be entitled An act relating to the responsibilities of health care facilities; repealing s. 383.336, F.S., relating to provider hospitals; amending s. 395.0191, F.S.; defining terms; prohibiting a health care facility from employing or contracting with a surgical assistant or surgical technologist under certain circumstances; providing exceptions; amending s. 395.1051, F.S.; requiring a hospital to notify obstetrical physicians before the hospital closes its obstetrical department or ceases to provide obstetrical services; providing an effective date.

By the Committee on Health Policy; and Senator Hays—

CS for SB 390—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying information of specific current and former personnel of the Department of Health and the spouses and children of such personnel, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Detert and Margolis—

CS for SB 398—A bill to be entitled An act relating to the Florida Tourism Hall of Fame; creating s. 265.004, F.S.; providing legislative intent; establishing the Florida Tourism Hall of Fame; providing for administration by the Florida Tourism Industry Marketing Corporation; designating a location for the display of inductee plaques; providing procedures for nomination, selection, and induction of members; providing that a person inducted before a certain date remains in the Hall of Fame; providing an effective date.

By the Committee on Regulated Industries; and Senator Grimsley—

CS for SB 404—A bill to be entitled An act relating to professional geology; amending s. 492.104, F.S.; providing for apportionment of examination fees; amending s. 492.105, F.S.; revising examination requirements for professional geologists; creating s. 492.1051, F.S.; providing requirements for registration as a geologist-in-training; requiring geologist-in-training applicants to successfully complete the fundamentals of geology portion of the licensure examination; requiring an application fee and a refundable examination fee; requiring the Department of Business and Professional Regulation to submit each completed application to the Board of Professional Geologists for certification; setting forth the criteria the board may use to certify applicants; requiring the department to register each person as a geologist-in-training whom the board certifies has successfully completed the fundamentals portion of the geology examination; exempting registered geologist-in-training seeking licensure as a professional geologist from retaking the fundamentals of geology portion of the examination; providing an effective date.

By the Committees on Rules; and Regulated Industries; and Senator Grimsley—

CS for CS for SB 404—A bill to be entitled An act relating to professional geology; amending s. 492.104, F.S.; providing for apportionment of examination fees; amending s. 492.105, F.S.; revising examination requirements for professional geologists; creating s. 492.1051, F.S.; providing requirements for registration as a geologist-in-training; requiring geologist-in-training applicants to successfully complete the fundamentals of geology portion of the licensure examination; requiring an application fee and a refundable examination fee; requiring the Department of Business and Professional Regulation to submit each completed application to the Board of Professional Geologists for certification; setting forth the criteria the board may use to certify applicants; requiring the department to register each person as a geologist-in-training whom the board certifies has successfully completed the fundamentals portion of the geology examination; exempting registered geologist-in-training seeking licensure as a professional geologist from retaking the fundamentals of geology portion of the examination; providing an effective date.

By the Committee on Regulated Industries; and Senator Latvala—

CS for SB 406—A bill to be entitled An act relating to malt beverages; amending s. 563.06, F.S.; providing for container sizes; providing for labeling; providing for filling containers at the point of sale by a manufacturer or vendor; providing for sealing containers; prohibiting filling containers at the point of sale with alcoholic beverages purchased from a distributor; creating s. 563.09, F.S.; authorizing malt beverage tastings upon certain licensed premises; amending s. 561.42, F.S.; removing the

prohibition on beer samplings at the premises of certain vendors; providing an effective date.

By the Committee on Health Policy; and Senators Braynon, Sobel, and Bullard—

CS for SB 408—A bill to be entitled An act relating to an infectious disease elimination pilot program; creating the “Miami-Dade Infectious Disease Elimination Act (IDEA)”; amending s. 381.0038, F.S.; requiring the Department of Health to establish a sterile needle and syringe exchange pilot program in Miami-Dade County; providing for administration of the pilot program by the department or a designee; establishing pilot program criteria; providing that the distribution of needles and syringes under the pilot program is not a violation of the Florida Comprehensive Drug Abuse Prevention and Control Act or any other law; providing conditions under which a pilot program staff member or participant may be prosecuted; prohibiting the collection of participant identifying information; providing for the pilot program to be funded through private grants and donations; providing for expiration of the pilot program; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations regarding the pilot program to the Legislature; providing rulemaking authority; providing for severability; providing an effective date.

By the Committee on Banking and Insurance; and Senator Simpson—

CS for SB 416—A bill to be entitled An act relating to sinkhole coverage; amending s. 627.351, F.S.; requiring Citizens Property Insurance Corporation to submit a biannual report on the number of residential sinkhole policies requested, issued, and declined; providing legislative intent and establishing a Citizens Sinkhole Stabilization Repair Program for sinkhole claims; defining terms; prohibiting the corporation from requiring a policyholder to advance payment for stabilization repairs provided under the program; providing requirements and procedures for selecting stabilization repair contractors to conduct stabilization repairs; providing requirements and terms for contracts between the corporation and such contractors; specifying additional parameters with respect to the program, including provision for resolving disputes between the corporation and a policyholder; providing applicability; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of the program and submit a report to the Governor, the Chief Financial Officer, and the Legislature; providing an effective date.

By the Committee on Criminal Justice; and Senators Lee and Latvala—

CS for SB 424—A bill to be entitled An act relating to discriminatory insurance practices; amending s. 626.9541, F.S.; providing that unfair discrimination on the basis of gun ownership in the provision of personal lines property or personal lines automobile insurance is a discriminatory insurance practice; clarifying that insurers are not prevented from charging supplemental premiums or sharing information between an insurer and its agent if a separate rider has been requested; providing an effective date.

By the Committee on Regulated Industries; and Senator Altman—

CS for SB 440—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; limiting the application of certain requirements relating to bylaws to residential condominiums and their associations and boards; amending s. 718.113, F.S.; limiting the application of certain requirements relating to the maintenance of residential condominiums and their associations and boards; amending s. 718.1255, F.S.; exempting nonresidential condominiums from mandatory arbitration unless specifically provided for in their declarations; amending s. 718.1256, F.S.; specifying that residential condominiums are classified as residential property; amending s. 718.403, F.S.; authorizing the developer to modify the plot plan as to unit or building types; limiting the circumstances under which a plot plan may be modified as to a residential condominium; specifying the provisions relating to phase condominiums that are inapplicable to nonresidential condominiums; amending s. 718.707, F.S.; extending by 1 year the time limitation for

classification as a bulk assignee or bulk buyer; providing an effective date.

By the Committee on Agriculture; and Senator Clemens—

CS for SB 450—A bill to be entitled An act relating to telephone solicitation; reordering and amending s. 501.059, F.S.; redefining the term “telephonic sales call”; prohibiting a telephone solicitor from transmitting certain text messages to a consumer if the consumer is on the “no sales solicitation calls” list maintained by the Department of Agriculture and Consumer Services or if the consumer has previously communicated such a request to the telephone solicitor; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Braynon and Brandes—

CS for SB 484—A bill to be entitled An act relating to rental car sales and use tax surcharges; amending s. 212.0606, F.S.; providing that the surcharge for car-sharing services shall be imposed on an hourly basis rather than a daily basis; defining the term “car-sharing service”; providing an effective date.

By the Committee on Judiciary; and Senator Benacquisto—

CS for SB 494—A bill to be entitled An act relating to time limitations; amending s. 775.15, F.S.; eliminating time limitations to the prosecution of specified criminal offenses relating to lewd or lascivious battery or molestation if the victim was younger than 16 years of age at the time of the offense; specifying an exception; providing applicability; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Ring—

CS for SB 500—A bill to be entitled An act relating to the sales, storage, and use tax; amending s. 212.05, F.S.; removing the tax from security systems services; making technical corrections; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Grimsley and Detert—

CS for SB 522—A bill to be entitled An act relating to involuntary civil commitment of sexually violent predators; amending s. 394.913, F.S.; requiring the agency with jurisdiction over a person who has been convicted of a sexually violent offense to give written notice to the multidisciplinary team as soon as practicable after receipt into custody of such person in a local detention facility; designating certain licensed professionals as “primary members” of the multidisciplinary team; expanding the membership of the multidisciplinary team to include three advisory members; requiring that advisory members demonstrate certain qualifications; requiring the primary members of the multidisciplinary team to prepare a written assessment as to whether a person who has been convicted of a sexually violent offense meets the definition of a sexually violent predator and to submit a written recommendation to the state attorney; requiring the victim advocate to prepare a victim impact statement; requiring the multidisciplinary team to give equal consideration to an attempt, criminal solicitation, or conspiracy to commit certain offenses as it does to the commission of such offenses; authorizing the victim advocate to veto the finding by the multidisciplinary team that the person does not meet the definition of a sexually violent predator; amending s. 394.9135, F.S.; providing for certain released persons to be taken into custody by the Department of Children and Families; authorizing the state attorney to file, within a specific timeframe, a petition alleging that a person released from a local detention facility was not referred as required before release because of a mistake, oversight, or intentional act or was referred for commitment consideration but released rather than transferred to custody, as required, due to a mistake, oversight, or intentional act; requiring a judge to order that a person so released be taken into custody and delivered to an appropriate secure facility under certain circumstances; amending s. 394.926, F.S.; requiring the department to provide written notice of placement of a person in the department’s custody for a commitment

hearing to a victim of such person; requiring the department to notify the Department of Corrections of the release of a sexually violent predator or a person who is in custody pending sexually violent predator commitment proceedings; requiring the Department of Children and Families to send notification of the release of a sexually violent predator, or a person who is in custody pending sexually violent predator commitment proceedings, to the sheriff of the county in which such person intends to reside; amending s. 394.931, F.S.; requiring the Department of Corrections to collect recidivism information and prepare an annual report by a specified date; specifying minimum requirements for the report; requiring the department to provide necessary information; amending s. 394.912, F.S.; redefining the term “agency with jurisdiction” to include an agency that releases certain persons from the custody of a local detention facility; redefining the term “total confinement” to include persons being held in a local detention facility and certain persons held in custody beyond their lawful release date; providing severability; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Grimsley and Detert—

CS for CS for SB 522—A bill to be entitled An act relating to involuntary civil commitment of sexually violent predators; amending s. 394.912, F.S.; redefining terms; creating s. 394.9125, F.S.; authorizing and requiring a state attorney to refer certain persons for civil commitment under certain circumstances; requiring the state attorney to notify county and municipal jails of a referral within a specified timeframe; authorizing the state attorney to file a petition requesting that a person be taken into custody for civil commitment proceedings; requiring a judge to order a person into custody for civil commitment proceedings upon making specified findings; amending s. 394.913, F.S.; requiring the agency with jurisdiction over a person who has been convicted of a sexually violent offense to give written notice to the multidisciplinary team as soon as practicable after receipt into custody of such person in a county or municipal jail facility; authorizing the multidisciplinary team to consult with law enforcement agencies and victim advocate groups as part of the assessment and evaluation process; authorizing a clinical evaluation; requiring a second clinical evaluation under certain circumstances; requiring the Department of Children and Families to recommend that the state attorney file a civil commitment petition under certain circumstances; requiring the department to send a recommendation to the state attorney for further review under certain circumstances if a person does not meet the definition of a sexually violent predator; requiring the multidisciplinary team to reexamine the case under certain circumstances; revising the timeframes for the written assessment; requiring the multidisciplinary team to give equal consideration to an attempt, criminal solicitation, or conspiracy to commit certain offenses as it does to the commission of such offenses; amending s. 394.9135, F.S.; providing for certain released persons to be taken into custody by the Department of Children and Families; authorizing the state attorney to file, within a specific timeframe, a petition alleging that a person released from a local detention facility was not referred as required before release because of a mistake, oversight, or intentional act or was referred for commitment consideration but released rather than transferred to custody, as required, due to a mistake, oversight, or intentional act; requiring a judge to order that a person so released be taken into custody and delivered to an appropriate secure facility under certain circumstances; amending s. 394.914, F.S.; authorizing the state attorney to file a petition for civil commitment regardless of the multidisciplinary team’s recommendation; amending s. 394.918, F.S., authorizing the petitioner and respondent to present evidence at a civil commitment probable cause hearing; amending s. 394.926, F.S.; requiring the department to provide written notice of placement of a person in the department’s custody to a victim of such person; requiring the department to notify the Department of Corrections, the Department of Law Enforcement, and the sheriff of the county in which such person intends to reside of the release of a sexually violent predator or a person who is in custody; requiring the Department of Children and Families to enroll certain persons in an arrest notification program and to notify the state attorney upon receiving an arrest alert; amending s. 394.931, F.S.; requiring the Department of Corrections to collect recidivism information; amending s. 943.053, F.S.; requiring the Department of Law Enforcement to provide the Department of Children and Families access to the arrest notification program; providing for severability; providing an effective date.

By the Committee on Appropriations; and Senators Sobel and Detert—

CS for SB 524—A bill to be entitled An act relating to sexually violent predators; providing a short title; amending s. 394.913, F.S.; requiring the Department of Children and Families to provide training to the members of the multidisciplinary team; limiting the term of contract of multidisciplinary team members who contract with the department to 1 year; providing that such contracts may be renewed; requiring the department to maintain data on each case on the recommendations of the clinical evaluators; requiring state attorneys to provide the department with specified information; requiring the department to prioritize assessments based on release dates; requiring the multidisciplinary team to proceed without a personal interview under certain circumstances; requiring the department to send to the state attorney a written assessment and determination as to whether a person meets the definition of a sexually violent predator; requiring the department to recommend that the state attorney file a civil commitment petition under certain circumstances; requiring the multidisciplinary team to reexamine the case under certain circumstances; revising timeframes for the written assessment; creating s. 1005.10, F.S.; requiring nonpublic colleges, universities, and schools to inform students and employees of the Florida Department of Law Enforcement sexual predator and sexual offender registry website and toll-free telephone number; creating s. 1006.695, F.S.; requiring public colleges, universities, and schools to inform students and employees of the Florida Department of Law Enforcement sexual predator and sexual offender registry website and toll-free telephone number; providing an effective date.

By the Committee on Criminal Justice; and Senator Bradley—

CS for SB 526—A bill to be entitled An act relating to sexual offenses; amending s. 794.011, F.S.; revising and creating offenses involving sexual battery; increasing felony degree of certain sexual battery offenses; amending s. 800.04, F.S.; revising and creating offenses involving lewd or lascivious battery and molestation; increasing felony degree of certain lewd or lascivious battery and molestation offenses; amending s. 921.0022, F.S.; assigning new offense severity rankings for lewd or lascivious molestation and sexual battery offenses; amending s. 921.0024, F.S.; providing that sentence points are multiplied for specified sex offenses committed by an adult upon a minor under certain circumstances; creating s. 921.30, F.S.; authorizing a state attorney to move a court to make a written finding that an offense was a sexually motivated offense under certain circumstances; amending s. 944.275, F.S.; prohibiting award of gain-time for certain offenses; amending s. 947.1405, F.S.; providing for tolling of conditional release supervision; providing applicability; amending s. 948.012, F.S.; requiring split sentence for certain sexual offenses; providing for tolling of probation or community control; providing applicability; providing severability; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Bradley—

CS for CS for SB 526—A bill to be entitled An act relating to sexual offenses; amending s. 794.011, F.S.; revising and creating offenses involving sexual battery; increasing felony degree of certain sexual battery offenses; amending s. 800.04, F.S.; revising and creating offenses involving lewd or lascivious battery and molestation; increasing felony degree of certain lewd or lascivious battery and molestation offenses; amending s. 921.0022, F.S.; assigning new offense severity rankings for lewd or lascivious molestation and sexual battery offenses; amending s. 921.0024, F.S.; providing that sentence points are multiplied for specified sex offenses committed by an adult upon a minor under certain circumstances; creating s. 921.30, F.S.; authorizing a state attorney to move a court to make a written finding that an offense was a sexually motivated offense under certain circumstances; amending s. 944.275, F.S.; prohibiting award of gain-time for certain offenses; amending s. 947.1405, F.S.; providing for tolling of conditional release supervision; providing applicability; amending s. 948.012, F.S.; requiring split sentence for certain sexual offenses; providing for tolling of probation or community control; providing applicability; providing severability; providing an effective date.

By the Committees on Appropriations; Judiciary; and Criminal Justice; and Senator Bradley—

CS for CS for CS for SB 526—A bill to be entitled An act relating to sexual offenses; amending s. 92.55, F.S.; authorizing orders limiting testimony in open court and in depositions if the victim or witness was a child under 16 years of age when a specified sexual offense occurred; authorizing the court to set other conditions appropriate to taking the testimony of this victim or witness; amending s. 775.15, F.S.; eliminating time limitations to the prosecution of specified criminal offenses relating to lewd or lascivious battery or molestation if the victim was younger than 16 years of age at the time of the offense; specifying an exception; providing applicability; amending s. 794.011, F.S.; revising and creating offenses involving sexual battery; increasing felony degree of certain sexual battery offenses; amending s. 794.0115, F.S.; imposing a 50-year minimum mandatory sentence for dangerous sexual felony offenders; amending s. 794.05, F.S.; revising definition of the term “sexual activity;” amending s. 800.04, F.S.; revising and creating offenses involving lewd or lascivious battery and molestation; increasing felony degree of certain lewd or lascivious battery and molestation offenses; amending s. 810.14, F.S.; providing that voyeurism includes secretly observing another person’s intimate areas in which the person has a reasonable expectation of privacy, when the other person is located in a public or private dwelling, structure, or conveyance; defining the term “intimate area;” amending s. 921.0022, F.S.; assigning offense severity rankings for new lewd or lascivious battery and molestation offenses and sexual battery offenses; amending s. 921.0024, F.S.; providing that sentence points are multiplied for specified sex offenses committed by an adult upon a minor under certain circumstances; amending s. 944.275, F.S.; prohibiting award of gain-time for certain offenses; amending s. 947.1405, F.S.; providing for tolling of conditional release supervision; providing applicability; amending ss. 947.1405 and 948.30, F.S.; prohibiting certain conditional releasees, probationers, or community controllees from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating material; providing exceptions; amending s. 948.012, F.S.; requiring split sentence for certain sexual offenses; providing for tolling of probation or community control; amending s. 948.31, F.S.; authorizing the court to require a sexual offender or sexual predator who is on probation or community control to undergo an evaluation to determine whether the offender or predator needs sexual offender treatment; requiring the probationer or community controllee to pay for the treatment; removing a provision prohibiting contact with minors if sexual offender treatment is recommended; providing applicability; providing severability; providing an effective date.

By the Committee on Judiciary; and Senator Evers—

CS for SB 528—A bill to be entitled An act relating to sex offenses; amending s. 68.07, F.S.; requiring the Department of Law Enforcement to inform the clerk of the court if a person petitioning for a name change has registered as a sexual predator or sexual offender; requiring that each name change petition show whether the petitioner has ever been required to register as a sexual predator or sexual offender; requiring certain agencies to be notified of an order granting a name change to a person required to register as a sexual predator or sexual offender; requiring the Department of Law Enforcement and certain law enforcement agencies to be notified when a person required to register as a sexual predator or sexual offender and granted a legal name change fails to meet requirements to obtain a replacement driver license or identification card; amending s. 775.21, F.S.; revising definitions; providing that voluntary disclosure of specified information waives a disclosure exemption for such information; adding additional offenses to the list of sexual predator qualifying offenses; requiring disclosure of additional information during the sexual predator registration process; requiring that a sexual predator who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff’s office within a specified time after such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; revising reporting requirements if a sexual predator plans to leave the United States for more than a specified time; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending s. 943.043, F.S.; prohibiting display or dissemination of certain vehicle information on the Internet public registry of sexual predators and offenders; amending s. 943.0435, F.S.; adding additional offenses to the list of sexual offender

qualifying offenses; revising definitions; requiring disclosure of additional sexual offender registration information; requiring that a sexual offender who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff’s office within a specified period of time of such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; providing additional requirements for sexual offenders intending to reside outside of the United States; revising criteria applicable to provisions that allow removal of the requirement to register as a sexual offender; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending s. 943.04354, F.S.; revising the criteria applicable to provisions that allow removal of the requirement to register as a sexual offender or sexual predator; amending s. 943.0437, F.S.; conforming terminology; amending ss. 944.606 and 944.607, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional registration information; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending ss. 985.481 and 985.4815, F.S.; requiring disclosure of additional registration information by certain sexual offenders adjudicated delinquent and certain juvenile sexual offenders; providing criminal penalties for knowingly providing false registration information by act or omission; amending s. 921.0022, F.S.; updating provisions of the offense severity ranking chart of the Criminal Punishment Code to reflect prior changes in the law; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Judiciary; and Senator Evers—

CS for CS for SB 528—A bill to be entitled An act relating to sex offenses; amending s. 68.07, F.S.; requiring the Department of Law Enforcement to inform the clerk of the court if a person petitioning for a name change has registered as a sexual predator or sexual offender; requiring that each name change petition show whether the petitioner has ever been required to register as a sexual predator or sexual offender; requiring certain agencies to be notified of an order granting a name change to a person required to register as a sexual predator or sexual offender; requiring the Department of Law Enforcement and certain law enforcement agencies to be notified when a person required to register as a sexual predator or sexual offender and granted a legal name change fails to meet requirements to obtain a replacement driver license or identification card; amending s. 775.21, F.S.; revising definitions; providing that voluntary disclosure of specified information waives a disclosure exemption for such information; adding additional offenses to the list of sexual predator qualifying offenses; requiring disclosure of additional information during the sexual predator registration process; requiring that a sexual predator who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff’s office within a specified time after such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; requiring reporting of transient residence information within specified time periods; requiring sheriffs to establish procedures for reporting transient residence information; authorizing sheriffs to enter into agreements for reporting transient residence information; providing a criminal penalty for failure to report transient residence information; revising reporting requirements if a sexual predator plans to leave the United States for more than a specified time; authorizing sheriffs to verify the address of registrants under the care, custody, control, or supervision of the Department of Corrections; providing criminal penalties for knowingly providing false registration information by act or omission; authorizing additional venues for prosecution of registration violations; conforming provisions to changes made by the act; amending s. 775.25, F.S.; authorizing additional venues for prosecution of registration violations; amending s. 943.043, F.S.; prohibiting display or dissemination of certain vehicle information on the Internet public registry of sexual predators and offenders; amending s. 943.0435, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional sexual offender registration information; requiring reporting of transient residence information within specified time periods; requiring sheriffs to establish procedures for reporting transient residence information; au-

thorizing sheriffs to enter into agreements for reporting transient residence information; providing a criminal penalty for failure to report transient residence information; requiring that a sexual offender who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified period of time of such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; authorizing sheriffs to verify the address of registrants under the care, custody, and control, or supervision of the Department of Corrections; providing additional requirements for sexual offenders intending to reside outside of the United States; authorizing additional venues for prosecution of registration violations; revising criteria applicable to provisions that allow removal of the requirement to register as a sexual offender; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending s. 943.04354, F.S.; revising the criteria applicable to provisions that allow removal of the requirement to register as a sexual offender or sexual predator; amending s. 943.0437, F.S.; conforming terminology; amending ss. 944.606 and 944.607, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional registration information; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending ss. 985.481 and 985.4815, F.S.; requiring disclosure of additional registration information by certain sexual offenders adjudicated delinquent and certain juvenile sexual offenders; providing criminal penalties for knowingly providing false registration information by act or omission; amending s. 921.0022, F.S.; updating provisions of the offense severity ranking chart of the Criminal Punishment Code to reflect prior changes in the law; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

CS for SB 532—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; providing an effective date.

By the Committee on Agriculture; and Senator Simpson—

CS for SB 536—A bill to be entitled An act relating to reclaimed water; requiring the Department of Environmental Protection to conduct a study in coordination with the Department of Agriculture and Consumer Services and the water management districts on the expansion of the beneficial use of reclaimed water and to submit a report based upon such study; providing requirements for the report; requiring the departments to provide the public an opportunity for input and for public comment; requiring that the report be submitted to the Governor and the Legislature by a specified date; providing an effective date.

By the Committee on Banking and Insurance; and Senators Brandes, Simpson, Benacquisto, Galvano, Bradley, and Latvala—

CS for SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing certain rate filings; amending s. 627.0628, F.S.; increasing the membership of the Florida Commission on Hurricane Loss Projection Methodology to include an engineer who is an expert in floodplain management and a meteorologist who specializes in floods; requiring the commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance in this state; providing legislative findings; defining the term “flood”; establishing the minimum coverage requirements for such policies; providing coverage limitations that an insurer may include in such

policies; requiring that certain limitations be noted on the policy declarations or face page; providing the insurer with rate options; requiring the insurer to provide notice that flood insurance is available from the National Flood Insurance Program; allowing an insurer to export a contract or endorsement of a certain amount to a surplus lines insurer without meeting certain requirements; providing prior notice requirements for cancellation or nonrenewal of a policy; requiring the insurer to notify the office before writing flood insurance and to file a plan of operation with the office; providing that any conflicts with other provisions of the Florida Insurance Code are preempted by this section; requiring the Commissioner of the Office of Insurance Regulation to provide certification that a condition qualifies for flood insurance or disaster assistance; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Brandes, Simpson, Benacquisto, Galvano, Bradley, and Latvala—

CS for CS for SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing certain rate filings; amending s. 627.0628, F.S.; requiring the commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance on residential property in this state; providing legislative findings; defining the term “flood”; establishing the minimum coverage requirements for a flood insurance policy; providing coverage limitations that an insurer may include in such policies; requiring that certain limitations be noted on the policy declarations or face page; providing the insurer with rate options; requiring the insurer to provide notice that flood insurance is available from the National Flood Insurance Program; authorizing an insurer to export a contract or endorsement to a surplus lines insurer without meeting certain requirements; requiring prior notice for cancellation or nonrenewal of a policy; providing additional requirements with respect to notifying the Office of Insurance Regulation before writing flood insurance, filing a plan of operation with the office, using forms that have been approved by the office, and filing reinsurance contracts before a certain date; requiring that policies replacing subsidized policies include a statement that the subsidized rate may be lost; prohibiting Citizens Property Insurance Corporation from writing flood insurance; prohibiting the Florida Hurricane Catastrophe Fund from reimbursing losses caused by flooding; preempting any conflicts with other provisions of the Florida Insurance Code; requiring the Commissioner of the Office of Insurance Regulation to provide certification that a condition qualifies for flood insurance or disaster assistance; providing an effective date.

By the Committee on Agriculture; and Senators Simpson, Latvala, Bean, Benacquisto, Hays, Brandes, Bradley, Negron, Dean, Evers, Stargel, Galvano, Diaz de la Portilla, and Grimsley—

CS for SB 544—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation; authorizing a specified number of full-time

equivalent positions with associated salary rate within the department; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

CS for SB 548—A bill to be entitled An act relating to bullying; creating s. 784.049, F.S.; defining terms; providing that a person who willfully, maliciously, and repeatedly harasses or cyberbullies another person commits the offense of bullying; providing that a person who willfully, maliciously, and repeatedly harasses or cyberbullies another person and makes a credible threat to that person commits the offense of aggravated bullying; providing criminal penalties; providing an effective date.

By the Committee on Banking and Insurance; and Senator Richter—

CS for SB 564—A bill to be entitled An act relating to security for public deposits; amending s. 280.02, F.S.; revising definitions; amending s. 280.03, F.S.; clarifying provisions relating to public deposits that are exempt from state security requirements; amending s. 280.04, F.S.; lowering the collateral-pledging level for public deposits; amending s. 280.05, F.S.; conforming provisions to changes made by the act; amending s. 280.051, F.S.; updating terms; repealing s. 280.071, F.S., relating to the qualified public depository oversight board; amending s. 280.085, F.S.; providing that a notice of the default or insolvency of a qualified public depository is not required if the Florida public deposits are acquired by a bank, savings bank, or savings association; amending s. 280.10, F.S.; providing that a bank, savings bank, or savings association that is not a qualified public depository and acquires Florida public deposits is subject to certain requirements; amending s. 280.11, F.S.; conforming provisions to changes made by the act; amending s. 280.16, F.S.; deleting obsolete provisions; revising provisions relating to required reports and forms; amending s. 280.17, F.S.; deleting obsolete provisions; deleting a provision requiring public depositories to request confirmation information from qualified public depositories by a certain date; providing that a protection from loss is effective when a public depositor does not comply with certain provisions under specified circumstances; providing an effective date.

By the Committee on Banking and Insurance; and Senator Galvano—

CS for SB 570—A bill to be entitled An act relating to title insurance; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title insurance agent or agency may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a title insurance agency license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.782, F.S.; revising the date that certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing effective dates.

By the Committee on Children, Families, and Elder Affairs; and Senator Sobel—

CS for SB 574—A bill to be entitled An act relating to the establishment of a mental health first aid training program; requiring the Department of Children and Families to establish a mental health first aid training program; providing for a mental health first aid course to be offered by behavioral health managing entities or other community providers; providing program requirements; requiring instructors to be certified; requiring the department to submit a report to the Governor and the Legislature; providing for expiration of the program; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Clemens—

CS for SB 582—A bill to be entitled An act relating to substance abuse services; amending s. 397.305, F.S.; providing legislative intent with regard to sober house transitional living homes; amending s. 397.311, F.S.; defining terms; creating s. 397.487, F.S.; prohibiting a sober house transitional living home from operating in this state without a valid certificate of registration from the Department of Children and Families; providing an exception; requiring a sober house operator to annually apply for a certificate of registration with the department; requiring certain sober house transitional living homes to apply for a certificate of registration by a specified date; providing for nonapplicability; requiring the department to adopt rules pertaining to the application process for obtaining a certificate of registration; requiring background screening of certain personnel; requiring the department to suspend and reinstate a certificate of registration of a sober house transitional living home under certain circumstances; providing a criminal penalty for operating a sober house transitional living home without a valid certificate of registration; providing certain requirements in advertising a sober house transitional living home; providing a criminal penalty; authorizing the department to conduct inspections; authorizing the department to deny, suspend, or revoke the certificate of registration of a sober house transitional home; providing eviction procedures; requiring the department to adopt rules; amending ss. 212.055 and 440.102, F.S.; conforming cross-references; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Altman—

CS for SB 586—A bill to be entitled An act relating to brownfields; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas by local governments; providing procedures for adoption of a resolution; providing requirements for notice and public hearings; authorizing local governments to use a term other than “brownfield area” when naming such areas; amending s. 376.82, F.S.; providing an exemption from liability for property damages for entities that execute and implement certain brownfield site rehabilitation agreements; providing for applicability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Richter—

CS for SB 588—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out-of-court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

By the Committee on Banking and Insurance; and Senator Richter—

CS for SB 590—A bill to be entitled An act relating to money services businesses; amending s. 560.111, F.S.; providing that failing to provide certain information relating to a check cashing transaction is a felony; reenacting and amending s. 560.114, F.S.; updating cross-references;

authorizing the Office of Financial Regulation to summarily suspend a license if criminal charges are filed against certain persons or such persons are arrested for certain offenses; amending s. 560.1235, F.S.; updating cross-references; amending s. 560.125, F.S.; providing that a deferred presentment transaction conducted by an unauthorized person is void; amending ss. 560.1401, 560.141, and 560.309 F.S.; updating cross-references; providing an effective date.

By the Committees on Criminal Justice; and Banking and Insurance; and Senator Richter—

CS for CS for SB 590—A bill to be entitled An act relating to money services businesses; amending s. 560.111, F.S.; providing that failing to provide certain information relating to a check cashing transaction is a felony; reenacting and amending s. 560.114, F.S.; updating cross-references; authorizing the Office of Financial Regulation to summarily suspend a license if criminal charges are filed against certain persons or such persons are arrested for certain offenses; amending s. 560.1235, F.S.; updating cross-references; amending s. 560.125, F.S.; providing that a deferred presentment transaction conducted by an unauthorized person is void; amending ss. 560.1401, 560.141, and 560.309, F.S.; updating cross-references; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Evers—

CS for SB 596—A bill to be entitled An act relating to defense contracting; creating s. 288.1046, F.S.; defining terms; authorizing certain prime contractors to apply to the Department of Economic Opportunity to certify that such contractors may reduce their computation of adjusted federal income by a certain amount when awarded a prime contract; providing requirements to apply for a reduction in computation of income; requiring a prime contractor to apply separately for each qualified subcontract award and to provide documentation; providing guidelines for the department to certify an award; authorizing the department and the Department of Revenue to adopt rules; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” for corporate income tax purposes; providing for certain reduction in computation of income, to conform; providing an effective date.

By the Committee on Ethics and Elections; and Senator Latvala—

CS for SB 602—A bill to be entitled An act relating to the residency of candidates and public officers; creating ss. 99.0125 and 111.015, F.S.; requiring a candidate or public officer required to reside in a specific geographic area to have only one domicile at a time; providing factors that may be considered when determining residency; providing exceptions for active duty military members; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Brandes—

CS for SB 634—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term “audit”; amending s. 744.3135, F.S.; revising the requirements and authorizations of the court to require specified guardians to submit to a credit history investigation and background screening; authorizing a nonprofessional guardian to petition the court for reimbursement for the credit history investigation and background screening; amending s. 744.368, F.S.; authorizing a clerk of the court to obtain and review records impacting guardianship assets and to issue subpoenas to nonparties upon application to the court; providing requirements for affidavits, notice, and subpoenas; providing for objection to a subpoena; amending s. 744.3685, F.S.; authorizing the court to require the production of records and documents by a guardian who fails to submit them during an audit; amending s. 744.474, F.S.; providing for the removal of a guardian for a bad faith failure to submit records during an audit; amending ss. 943.0585 and 943.059, F.S.; providing that a person seeking an appointment as guardian may not lawfully deny or fail to acknowledge the arrests covered by an expunged or sealed record; reenacting s. 943.0585(4)(c), F.S., relating to court-ordered expunction of criminal history records, to incorporate the amendments made to s. 943.0585, F.S., in a reference thereto; reenacting s. 943.059(4)(c), relating to court-ordered sealing of

criminal history records, to incorporate the amendments made to s. 943.059, F.S., in a reference thereto; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Brandes—

CS for SB 638—A bill to be entitled An act relating to charities; amending s. 212.08, F.S.; excluding charitable organizations or sponsors disqualified by the Department of Agriculture and Consumer Services from receiving certain tax exemptions; amending s. 212.084, F.S.; requiring the Department of Revenue to revoke or deny a sales tax exemption to charitable organizations or sponsors disqualified by the department; providing for a limited appeal of the denial or revocation of the sales tax exemption; amending s. 496.404, F.S.; defining terms; redefining the term “religious institution”; amending s. 496.405, F.S.; revising the timeframe within which a charitable organization or sponsor must report changes to certain information provided to the department on an initial or renewal registration statement; providing for the automatic expiration of a registration for failure to file a renewal or financial statement by a certain date; repealing a requirement that the renewal statement be filed subsequent to the financial statement; repealing authorization to extend the time to file a renewal statement; specifying the information that must be submitted by a parent organization on a consolidated financial statement; extending the time allowed for the department to review certain initial or renewal registration statements; providing that failure of a charitable organization or sponsor to make certain disclosures in a registration statement results in the automatic suspension of an active registration for a specified period; prohibiting the officers, directors, trustees, or employees of a charitable organization or sponsor from allowing certain persons to solicit contributions on behalf of the charitable organization or sponsor; specifying that the prohibition against certain persons soliciting contributions on behalf of a charitable organization or sponsor due to the commission of certain felonies includes those felonies committed in any state as well as any misdemeanor in another state which constitutes a disqualifying felony in this state; authorizing the department to deny or revoke the registration of a charitable organization or sponsor under certain circumstances; requiring a charitable organization or sponsor that has ended solicitation activities in this state to notify the department in writing; making technical changes; creating s. 496.4055, F.S.; defining the term “conflict of interest transaction”; requiring the board of directors of a charitable organization or sponsor, or an authorized committee thereof, to adopt a policy regarding conflict of interest transactions; amending s. 496.407, F.S.; requiring that the financial statements of certain charitable organizations or sponsors be audited or reviewed; specifying requirements and standards for the audit or review of a financial statement; restricting the use of an existing alternative to the required annual financial statement to certain charities; authorizing the department to require an audit or review of any financial statement and to extend the time to file a financial statement under certain circumstances; providing that the registration of a charitable organization or sponsor be suspended upon its failure to file a financial statement within an extension period; making technical changes; creating s. 496.4071, F.S.; requiring certain charitable organizations or sponsors to report specified supplemental financial information to the department by a certain date; creating s. 496.4072, F.S.; requiring certain charitable organizations or sponsors who solicit contributions for a specific disaster relief effort to submit quarterly financial statements to the department; specifying information to be included in the quarterly financial statement and the length of the required reporting period; amending ss. 496.409 and 496.410, F.S.; prohibiting a professional fundraising consultant or professional solicitor from entering into a contract or agreement with a charitable organization or sponsor that has not complied with certain requirements; extending the time that the department may review initial or renewal registration statements of professional fundraising consultants or professional solicitors which contain certain disclosures; providing that the failure of a professional fundraising consultant or professional solicitor to make certain disclosures in an initial or renewal registration statement results in automatic suspension of an active registration; prohibiting the officers, trustees, directors, or employees of a professional fundraising consultant or a professional solicitor from allowing certain persons to solicit contributions on behalf of the professional fundraising consultant or professional solicitor; specifying that the prohibition against acting as a professional solicitor or the employment of certain persons by a professional solicitor due to the commission of certain felonies includes those felonies committed in any state as well as any misdemeanor in another state which constitutes a disqualifying

felony in this state; authorizing the department to deny or revoke the registration of a professional fundraising consultant or professional solicitor under certain circumstances; revising required information in the initial or renewal application of a professional solicitor; repealing a provision authorizing the payment of a single registration fee for certain professional solicitors; requiring a professional solicitor to provide additional specified information to the department in a solicitation notice; creating s. 496.4101, F.S.; requiring each officer, director, trustee, or owner of a professional solicitor and any employee of a professional solicitor that conducts telephone solicitations to obtain a solicitor license from the department; specifying application information and the application procedure for a solicitor license; requiring each applicant for a solicitor license to submit a complete set of his or her fingerprints and a fee for fingerprint processing and retention to the department; requiring the department to submit the applicant's fingerprints to the Department of Law Enforcement for a criminal history background check; providing for retention of the fingerprints; requiring the department to notify the Department of Law Enforcement of individuals who are no longer licensed; requiring that a solicitor license be renewed annually or expire automatically upon nonrenewal; requiring that an applicant for a solicitor license pay certain licensing fees; providing that licensing fees be deposited into the General Inspection Trust Fund; requiring that an applicant for a solicitor license report changes in information submitted to the department in a specified manner along with a processing fee; specifying violations; requiring the department to adopt rules allowing certain persons to engage in solicitation activities without a solicitor license for a specified period; authorizing the department to deny or revoke a solicitor license under specified circumstances; amending ss. 496.411 and 496.412, F.S.; expanding and revising required solicitation disclosures of charitable organizations, sponsors, and professional solicitors; requiring that certain exempt charitable organizations or sponsors also provide such solicitation disclosures; requiring that such solicitation disclosures be placed online under certain circumstances; creating s. 496.4121, F.S.; defining the term "collection receptacle"; requiring that collection receptacles display permanent signs or labels; specifying requirements for the physical appearance of such labels or signs and information displayed thereon; requiring that a charitable organization or sponsor using a collection receptacle provide certain information to a donor upon request; amending s. 496.415, F.S.; providing that the submission of false, misleading, or inaccurate information in a document connected with a solicitation or sales promotion is unlawful; providing that the failure to remit specified funds to a charitable organization or sponsor is unlawful; amending s. 496.419, F.S.; increasing administrative fines for violations of the Solicitation of Contributions Act; creating s. 496.4191, F.S.; requiring the department to immediately suspend a registration or processing of an application for registration for a specified period if the registrant, applicant, or any officer or director thereof is criminally charged with certain offenses; creating s. 496.430, F.S.; authorizing the department to disqualify a charitable organization or sponsor from receiving a sales tax exemption under specified circumstances; providing that a charitable organization or sponsor may appeal a disqualification order; specifying appeal procedure; providing exceptions; providing that a disqualification order remains effective for a specified period; specifying the procedure to lift a disqualification order; requiring the department to provide a final disqualification order to the Department of Revenue within a specified period; providing that a final disqualification order is conclusive as to a charitable organization or sponsor's right to a sales tax exemption; requiring the Department of Revenue to revoke or deny a sales tax exemption to a charitable organization or sponsor subject to a final disqualification order within a specified period; providing for a limited appeal of the revocation or denial of the sales tax exemption; providing applicability; amending s. 741.0305, F.S.; conforming a cross-reference; creating s. 496.431, F.S.; providing for severability; making an appropriation; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Clemens and Richter—

CS for SB 654—A bill to be entitled An act relating to business organizations; amending s. 605.0112, F.S.; providing additional exceptions regarding the requirement that limited liability company names be distinguishable from the names of other entities or filings; specifying differences in names which are not considered distinguishable; designating part I of ch. 607, F.S., entitled "Corporations"; amending s. 607.0101, F.S.; revising a provision to conform to changes made by the

act; amending s. 607.0401, F.S.; providing additional exceptions regarding the requirement that corporate names be distinguishable; specifying differences in corporate names which are not considered distinguishable; amending s. 607.1302, F.S.; providing that the amendment of articles of incorporation or the merger, conversion, or share exchange of a social purpose or benefit corporation entitles the shareholders to appraisal rights; creating part II of ch. 607, F.S., entitled "Social Purpose Corporations"; creating s. 607.501, F.S.; providing application and effect; creating s. 607.502, F.S.; providing definitions; creating s. 607.503, F.S.; establishing requirements for the formation of a social purpose corporation; creating s. 607.504, F.S.; providing procedures for an existing corporation to become a social purpose corporation; creating s. 607.505, F.S.; providing procedures for the termination of a social purpose corporation status; creating s. 607.506, F.S.; requiring that the corporate purpose must be to create a public benefit; providing criteria; creating s. 607.507, F.S.; requiring that the directors of a social purpose corporation meet a standard of conduct; providing criteria for the standards; creating s. 607.508, F.S.; authorizing the articles of incorporation of a social purpose corporation to provide for a benefit director; providing powers and duties of a benefit director; creating s. 607.509, F.S.; requiring that the officers of a social purpose corporation meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.510, F.S.; authorizing a social purpose corporation to designate an officer as a benefit officer; providing for the powers and duties of a benefit officer; creating s. 607.511, F.S.; authorizing certain legal actions to be brought against a social purpose corporation, its officers, or its directors; creating s. 607.512, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.513, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; providing criteria; creating part III of ch. 607, F.S., entitled "Benefit Corporations"; creating s. 607.601, F.S.; providing for application and effect; creating s. 607.602, F.S.; providing definitions; creating s. 607.603, F.S.; establishing requirements for the formation of a benefit corporation; creating s. 607.604, F.S.; providing procedures for an existing corporation to become a benefit corporation; creating s. 607.605, F.S.; providing procedures for the termination of a benefit corporation status; creating s. 607.606, F.S.; requiring that the corporate purpose be to create a public benefit; providing criteria; creating s. 607.607, F.S.; requiring the directors of a benefit corporation to meet a standard of conduct; providing criteria for the standards; creating s. 607.608, F.S.; authorizing the articles of incorporation of a benefit corporation to provide for a benefit director; providing powers and duties of the benefit director; creating s. 607.609, F.S.; requiring the officers of a benefit corporation to meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.610, F.S.; authorizing a benefit corporation to designate an officer as a benefit officer; providing for the powers and duties of the benefit officer; creating s. 607.611, F.S.; authorizing certain legal actions to be brought against a benefit corporation, its officers, or its directors; creating s. 607.612, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.613, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; amending ss. 617.0401 and 620.1108, F.S.; providing additional exceptions regarding the requirement that the names of entities be distinguishable; specifying differences in names which are not considered distinguishable; amending ss. 48.091, 215.555, 243.54, 310.171, 310.181, 329.10, 339.412, 420.101, 420.111, 420.161, 440.02, 440.386, 609.08, 617.1908, 618.221, 619.04, 624.430, 624.462, 624.489, 628.041, 631.262, 636.204, 641.2015, 655.0201, 658.23, 658.2953, 658.30, 658.36, 663.03, 663.04, 663.301, 663.306, 663.313, 718.111, 719.104, 720.302, 720.306, 766.101, and 865.09, F.S.; conforming cross-references to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senator Thrasher—

CS for SB 670—A bill to be entitled An act relating to nursing home litigation; amending s. 400.023, F.S.; specifying that a cause of action for negligence or violation of residents' rights alleging direct or vicarious liability for the injury or death of nursing home resident may be brought against a licensee, its management or consulting company, its managing employees, and any direct caregiver employees; providing that a cause of action may not be asserted against other individuals or entities except under certain circumstances; revising related judicial procedures; defining terms; amending s. 400.0237, F.S.; providing that a claim for

punitive damages may not be brought unless there is a showing of evidence that provides a reasonable basis for recovery of such damages when certain criteria are applied; requiring the court to conduct a hearing to determine whether there is sufficient evidence to demonstrate that the recovery of punitive damages is warranted; requiring the trier of fact to find that a specific person or corporate defendant participated in or engaged in conduct that constituted gross negligence and contributed to the damages or injury suffered by the claimant before a defendant may be held liable for punitive damages; requiring an officer, director, or manager of the employer, corporation, or legal entity to condone, ratify, or consent to certain specified conduct before holding such person or entity vicariously liable for punitive damages; creating s. 400.024, F.S.; authorizing the Agency for Health Care Administration to suspend the license of a nursing home facility that fails to pay a judgment or settlement agreement; providing exceptions; providing agency procedures for suspension; prohibiting certain parties from applying for a license for an affected facility; amending s. 400.145, F.S.; revising procedures for obtaining the records of a resident; specifying which records may be obtained and who may obtain them; providing immunity from liability to a facility that provides such records in good faith; providing that the agency may not cite a facility that does not meet these records requirements; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 674—A bill to be entitled An act relating to background screening; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to share reproductions of driver license images with the Department of Health and the Agency for Health Care Administration for specified purposes; amending s. 408.806, F.S.; revising the requirements for licensure; revising a provision requiring an affidavit; amending s. 408.809, F.S.; exempting a person whose fingerprints are already enrolled in a certain Federal Bureau of Investigation program from the requirement that such fingerprints be forwarded to the bureau; requiring certain persons to submit their fingerprints electronically; requiring the Department of Law Enforcement to retain fingerprints when the department begins participation in a certain program; revising requirements for proof of compliance with level 2 screening standards; revising terminology; adding additional disqualifying offenses to background screening requirements; amending s. 413.208, F.S.; providing applicability for background screening requirements for certain registrants; repealing s. 7 of chapter 2012-73, Laws of Florida, relating to background screening requirements; amending s. 435.04, F.S.; revising information to be required for vendors submitting employee fingerprints; adding an additional disqualifying offense to background screening requirements; amending s. 435.05, F.S.; revising a provision requiring the annual submission of an affidavit; amending s. 435.07, F.S.; revising criteria for an exemption from disqualification for an employee under certain conditions; amending s. 435.12, F.S.; requiring the fingerprints of an employee required to be screened by a specified agency and included in the clearinghouse also to be retained in the national retained print arrest notification program at a specified time; requiring simultaneous submission of a photographic image and electronic fingerprints to the Care Provider Background Screening Clearinghouse; requiring an employer to follow certain criminal history check procedures and include specified information regarding referral and registration of an employee for electronic fingerprinting with the clearinghouse; providing an effective date.

By the Committees on Appropriations; and Transportation—

CS for SB 696—A bill to be entitled An act relating to the Department of Transportation; repealing s. 316.530(3), F.S., relating to load limits for certain towed vehicles; amending s. 316.545, F.S.; increasing the weight used in calculating whether a vehicle equipped with fully functional idle-reduction technology is overweight; updating terminology; amending s. 332.007, F.S.; authorizing the department to fund strategic airport investments; providing criteria; amending s. 334.044, F.S.; prohibiting the department from entering into a lease-purchase agreement with certain transportation authorities; providing that certain lease-purchase agreements are not invalidated; providing an exception from the requirement to purchase all plant materials from Florida commercial nursery stock; amending s. 338.161, F.S.; revising the authorization of the department to enter into an agreement with an owner of a transportation facility under which the department uses its

electronic toll collection and video billing systems to collect for the owner certain charges for use of the owner's transportation facility; amending s. 338.26, F.S.; revising the uses of fees generated from Alligator Alley tolls to include the cost of design and construction of a fire station that may be used by certain local governments and certain related operating costs; providing that excess tolls, after payment of certain expenses, be transferred to the Everglades Trust Fund; amending ss. 343.82 and 343.922, F.S.; removing references to advances from the previously repealed Toll Facilities Revolving Trust Fund as a source of funding for certain authority projects; amending s. 373.4137, F.S.; providing legislative intent that environmental mitigation be implemented in a manner that promotes efficiency, timeliness in project delivery, and cost-effectiveness; revising the criteria for the environmental impact inventory and for mitigation of projected impacts identified in the environmental impact inventory; requiring the Department of Transportation to include funding for environmental mitigation for projects in its work program; revising the process and criteria for the payment by the department or participating transportation authorities of mitigation implemented by water management districts or the Department of Environmental Protection; revising the requirements for the payment to a water management district or the Department of Environmental Protection of the costs of mitigation planning and implementation of the mitigation required by a permit; revising the payment criteria for preparing and implementing mitigation plans adopted by water management districts for transportation impacts based on the environmental impact inventory; adding federal requirements for the development of a mitigation plan; providing for transportation projects in the environmental mitigation plan for which mitigation has not been specified; revising a water management district's responsibilities relating to a mitigation plan; amending s. 373.618, F.S.; subjecting certain public information systems to local government review or approval and to the requirements of ch. 479, F.S., relating to outdoor advertising; providing an effective date.

By the Committee on Banking and Insurance; and Senator Bean—

CS for SB 708—A bill to be entitled An act relating to insurance claims; amending s. 626.601, F.S.; adding mediators and neutral evaluators to the list of individuals or entities that the Department of Financial Services or the Office of Insurance Regulation may investigate for alleged improper conduct; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.409, F.S.; providing that a claim for residential property insurance cannot be denied based on certain credit information; amending s. 627.4133, F.S.; providing that a policy or contract be cancelled based on certain credit information; amending s. 627.422, F.S.; providing for the assignment of property insurance policy benefits; specifying requirements for the assignment of post-loss benefits in a valid agreement for services; amending s. 627.7015, F.S.; revising the rule requirements relating to the property insurance mediation program administered by the department; creating s. 627.70151, F.S.; providing grounds for challenging an umpire's impartiality in estimating the amount of a property loss; amending s. 627.706, F.S.; redefining the term "neutral evaluator"; amending s. 627.7074, F.S.; specifying grounds for denying, suspending, or revoking approval of a neutral evaluator; creating s. 627.7142, F.S.; establishing a Claims Bill of Rights for residential property insurance policyholders; providing that such bill of rights does not provide a cause of action; creating s. 627.715, F.S.; defining terms; providing requirements for emergency mitigation repair agreements; requiring an emergency mitigation contractor to be appropriately certified or to possess a contracting license; amending s. 627.745, F.S.; revising qualifications for mediators of personal injury claims; providing grounds for denying, suspending, or revoking the application or approval of a mediator; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Detert—

CS for SB 744—A bill to be entitled An act relating to motor vehicle insurance and driver education for children in care; amending s. 39.701, F.S.; authorizing the court to consider the best interest of a child in removing specified disabilities of nonage for certain minors; creating s. 409.1454, F.S.; providing legislative findings; directing the Department of Children and Families to establish a statewide pilot program to pay specified costs of driver education, licensure and costs incidental to licensure, and motor vehicle insurance for a child in licensed out-of-home care who meets certain qualifications; providing limits of the amount to

be paid; requiring payments to be made in the order of eligibility until funds are exhausted; requiring the department to contract with a qualified not-for-profit entity to operate and develop procedures for the pilot program; requiring the department to submit an annual report with recommendations to the Governor and the Legislature; creating s. 743.047, F.S.; removing the disability of nonage of minors for purposes of obtaining motor vehicle insurance; requiring an order by the court for the disability of nonage to be removed; amending s. 1003.48, F.S.; providing for preferential enrollment in driver education for specified children in care; providing an appropriation; providing an effective date.

By the Committee on Criminal Justice; and Senator Bradley—

CS for SB 780—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to the list of Schedule I controlled substances specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances, or any of their salts, isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation; reenacting and amending s. 893.13(1)-(6), F.S., relating to prohibited acts and penalties involving controlled substances, to incorporate the amendment made to s. 893.03, F.S., in a reference thereto; providing reduced penalties for possession of 3 grams or less of specified controlled substances; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxymethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxymethcathinone, commits the offense of trafficking in Phenethylamines, a felony of the first degree; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxymethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxymethcathinone, commits the offense of capital manufacture or importation of Phenethylamines, a capital felony; providing criminal penalties; reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i), F.S., relating to the Criminal Punishment Code, to incorporate the amendment made to ss. 893.03 and 893.135, F.S., in a reference thereto; providing an effective date.

By the Committee on Education; and Senator Legg—

CS for SB 790—A bill to be entitled An act relating to education; amending s. 1011.62, F.S.; providing the purpose for the Florida digital classrooms allocation; requiring a school district to adopt a district digital classrooms plan and submit the plan to the Department of Education for approval; providing requirements for the plan; requiring that allocated funds be used for a specified purpose; requiring a district school board to submit to the department the district's digital classrooms plan; providing requirements for the district's plan; requiring the State Board of Education to adopt a Florida digital classrooms plan that establishes certain protocols, parameters, requirements, and digital tools; authorizing the Department of Education to consult with qualified experts to develop the Florida digital classrooms plan; providing requirements for the plan; providing calculations for funding; requiring the commissioner to support statewide, coordinated partnerships and efforts of education practitioners to identify and share best practices, corrective actions, and other identified needs; requiring each district school board to report by a specified date to the department the district's use of funds and student performance outcomes; requiring the Auditor General to verify the use of Florida digital classrooms allocation funds; requiring the commissioner to provide by a specified date to the Governor and the Legislature a summary of each district's use of funds, student performance outcomes, and progress toward meeting statutory requirements and timelines; authorizing the State Board of Education to adopt rules; amending s. 1002.33, F.S.; conforming provisions to changes made by the act; providing legislative findings and intent regarding the collaboration of the State Board of Education, Commissioner of Education, military installation commanders, and school districts to address the needs of children of military families; creating s. 1007.2616, F.S.; authorizing public schools to provide students in grades K-12 opportunities for learning computer coding and programming; authorizing grade-specific

instruction in specified areas; authorizing elementary schools and middle schools to establish digital classrooms for specified purposes; authorizing high schools to provide students with opportunities to take certain computer programming courses to satisfy requirements for high school graduation; providing exceptions for certain course requirements for high school graduation; authorizing the State Board of Education to adopt rules; providing an effective date.

By the Committee on Ethics and Elections; and Senator Latvala—

CS for SB 846—A bill to be entitled An act relating to governmental ethics; amending s. 28.35, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the executive council of the Florida Clerks of Court Operations Corporation; amending s. 112.3142, F.S.; requiring elected municipal officers to participate in annual ethics training; providing legislative intent; amending s. 112.3144, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her full and public disclosure of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order recommending removal of an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a disclosure within a specified time period; providing that failure to certify completion of annual ethics training on a disclosure does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.3145, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her statement of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order to remove an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a statement within a specified time period; providing that failure to certify completion of annual ethics training on a statement does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or governing body to withhold the entire amount of a fine owed and related administrative costs from salary-related payments of certain individuals; authorizing the Chief Financial Officer or governing body to reduce the amount withheld if an individual can demonstrate a hardship; creating s. 112.31456, F.S.; authorizing the commission to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; creating s. 112.3251, F.S.; requiring citizen support and direct-support organizations to adopt a code of ethics; establishing minimum requirements for a code of ethics; creating s. 112.3261, F.S.; defining terms; prohibiting a person from lobbying an expressway authority, independent special district, or port authority until registering; establishing registration requirements; requiring public availability of lobbyist registrations; establishing procedures for termination of a lobbyist's registration; authorizing an authority or district to establish a registration fee; establishing requirements for quarterly compensation reports; requiring an authority or district to establish procedures with respect to the receipt of reports; prohibiting lobbying expenditures; prohibiting compensation to a firm not registered to lobby; providing for jurisdiction of complaints; providing a penalty; authorizing a person to request an advisory opinion from the commission; authorizing an authority, district, or person to file a complaint; requiring an authority or district to establish certain policies and procedures; amending s. 288.901, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the Enterprise Florida, Inc., board of directors; amending s. 288.92, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to division officers of Enterprise Florida, Inc.; amending s. 288.9604, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of the Florida Development Finance Corporation; amending s. 331.3081, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of Space Florida; amending s. 627.351, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public

Officers and Employees to senior managers and members of the board of governors of Citizens Property Insurance Corporation; prohibiting a former member of the board of governors from representing another person or entity before the corporation for a specified timeframe; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Abruzzo—

CS for SB 898—A bill to be entitled An act relating to the communications services tax; amending s. 202.11, F.S.; revising the definition of the term “sales price” to exclude charges for the sale of communications services between a franchisor and its franchisee; defining the term “franchisee” providing applicability; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senator Margolis—

CS for SB 94—A bill to be entitled An act relating to jury composition; amending s. 913.10, F.S.; requiring a 12-member jury for life felony cases; providing an effective date.

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

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

CS for SB 106—A bill to be entitled An act relating to county employees; amending s. 125.01, F.S.; providing that the governing body of a county has authority to determine available benefits of county employees; specifying the applicability of ch. 121, F.S., to such employees; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Rules; and Senators Latvala, Grimsley, and Evers—

CS for SB 132—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Fallen Law Enforcement Officers license plate and the Florida Sheriffs Association license plate; amending s. 320.08058, F.S.; revising provisions relating to the distribution of annual use funds to the Astronauts Memorial Foundation, Inc., for the Challenger/Columbia specialty license plate; requiring the St. Johns River Alliance, Inc., to record a certain number of sales within a specified timeframe; requiring the Department of Highway Safety and Motor Vehicles to discontinue the plate under certain circumstances; providing for repeal on a specified date; creating a Fallen Law Enforcement Officers license plate and a Florida Sheriffs Association license plate; establishing an annual use fee for the plates; providing for the distribution of use fees received from the sale of such plates; providing effective dates.

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

By the Committee on Transportation; and Senator Ring—

CS for SB 136—A bill to be entitled An act relating to freight logistics zones; creating s. 311.103, F.S.; defining the term “freight logistics zone”; authorizing a county, or two or more contiguous counties, to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan that must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; providing an effective date.

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

By the Committee on Commerce and Tourism; and Senators Hukill, Thrasher, Hays, Latvala, Simpson, Simmons, Negron, Braynon, Altman, and Galvano—

CS for SB 208—A bill to be entitled An act relating to motorsports entertainment complexes; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a complex certified as a motorsports entertainment complex by the Department of Economic Opportunity; amending s. 288.1171, F.S.; revising the definition of the term “motorsports entertainment complex”; revising requirements for the certification of a facility as a motorsports entertainment complex; specifying that the department may certify only one motorsports entertainment complex; authorizing the Auditor General to verify the expenditure of specified distributions and to notify the Department of Revenue of improperly expended funds so that it may pursue recovery; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By the Committee on Community Affairs; and Senators Thompson, Bullard, and Joyner—

CS for SB 220—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting discrimination with regard to employment benefits; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Rules.

By the Committees on Health Policy; and Children, Families, and Elder Affairs—

CS for SB 248—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors

affecting the rights, health, safety, and welfare of residents in the facilities; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting the rights, health, safety, and welfare of residents and make recommendations for improvement; amending s. 400.0078, F.S.; requiring that a resident or a representative of a resident of a long-term care facility be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; revising the requirement that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other inspections by the agency; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring that an assisted living facility that serves one or more mental health residents, rather than three or more residents, obtain a limited mental health license; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements to inform facility residents that the identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action may not be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving relevant services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the required preservice orientation and keep the signed statement in the employee's personnel record; requiring 2 additional hours of training for assistance with medication; conforming a cross-reference; requiring the Office of Program Policy Analysis and Government Accountability to

study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to implement a rating system of assisted living facilities by a specified date, adopt rules, and create content for the agency's website that makes available to consumers information regarding assisted living facilities; providing criteria for the content; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committees on Community Affairs; and Communications, Energy, and Public Utilities; and Senator Simpson—

CS for CS for SB 272—A bill to be entitled An act relating to water and wastewater utilities; creating s. 367.072, F.S.; providing legislative findings; authorizing the Florida Public Service Commission to revoke a certificate of authorization upon receipt of a petition; requiring customers to file a notice of intent with the commission before submitting a petition; providing criteria for such petition; requiring the commission to take certain steps in response to the petition; prohibiting the customers from filing a petition within a specified timeframe under certain circumstances; prohibiting a utility from filing for a rate case under certain circumstances; requiring the utility to submit a response; requiring the commission to adopt rules; creating s. 367.0812, F.S.; requiring the commission to consider the quality of water or wastewater service when fixing rates; providing criteria that the commission must consider in making its determination; requiring the utility to meet with its customers to discuss the costs and benefits of plausible solutions if the commission finds that the utility has failed to meet certain water or wastewater quality standards; requiring that the utility be allowed to recover the costs of the solutions ordered by the commission; prohibiting customers from petitioning the commission to revoke the certificate of authorization of a utility under certain circumstances; authorizing the commission to impose penalties on a utility for certain failures; requiring the commission to adopt rules; requiring the Department of Environmental Protection to establish secondary wastewater service standards regarding the generation of odor, noise, aerosol drift, and lighting; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Banking and Insurance; and Senator Lee—

CS for SB 346—A bill to be entitled An act relating to the Florida Insurance Guaranty Association; amending s. 631.54, F.S.; defining the term "assessment year"; amending s. 631.57, F.S.; revising provisions relating to the levying of assessments on insurers; specifying the conditions under which such assessments are paid; revising procedures and timeframes for levying the assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium bills to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

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

By the Committee on Health Policy; and Senators Bean and Brandes—

CS for SB 380—A bill to be entitled An act relating to obstetrical services at hospitals; repealing s. 383.336, F.S., relating to provider hospitals; amending s. 395.1051, F.S.; requiring a hospital to notify obstetrical physicians before the hospital closes its obstetrical department or ceases to provide obstetrical services; providing an effective date.

—was referred to the Committee on Community Affairs.

By the Committee on Agriculture; and Senator Clemens—

CS for SB 450—A bill to be entitled An act relating to telephone solicitation; reordering and amending s. 501.059, F.S.; redefining the term "telephonic sales call"; prohibiting a telephone solicitor from transmitting certain text messages to a consumer if the consumer is on the "no sales solicitation calls" list maintained by the Department of

Agriculture and Consumer Services or if the consumer has previously communicated such a request to the telephone solicitor; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Appropriations.

By the Committees on Appropriations; and Banking and Insurance; and Senators Brandes, Simpson, Benacquisto, Galvano, Bradley, and Latvala—

CS for CS for SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing certain rate filings; amending s. 627.0628, F.S.; requiring the commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance on residential property in this state; providing legislative findings; defining the term “flood”; establishing the minimum coverage requirements for a flood insurance policy; providing coverage limitations that an insurer may include in such policies; requiring that certain limitations be noted on the policy declarations or face page; providing the insurer with rate options; requiring the insurer to provide notice that flood insurance is available from the National Flood Insurance Program; authorizing an insurer to export a contract or endorsement to a surplus lines insurer without meeting certain requirements; requiring prior notice for cancellation or nonrenewal of a policy; providing additional requirements with respect to notifying the Office of Insurance Regulation before writing flood insurance, filing a plan of operation with the office, using forms that have been approved by the office, and filing reinsurance contracts before a certain date; requiring that policies replacing subsidized policies include a statement that the subsidized rate may be lost; prohibiting Citizens Property Insurance Corporation from writing flood insurance; prohibiting the Florida Hurricane Catastrophe Fund from reimbursing losses caused by flooding; preempting any conflicts with other provisions of the Florida Insurance Code; requiring the Commissioner of the Office of Insurance Regulation to provide certification that a condition qualifies for flood insurance or disaster assistance; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By the Committee on Agriculture; and Senators Simpson, Latvala, Bean, Benacquisto, Hays, Brandes, Bradley, Negron, Dean, Evers, Stargel, Galvano, Diaz de la Portilla, and Grimsley—

CS for SB 544—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation; authorizing a specified number of full-time equivalent positions with associated salary rate within the department; providing an effective date.

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

By the Committee on Children, Families, and Elder Affairs; and Senator Clemens—

CS for SB 582—A bill to be entitled An act relating to substance abuse services; amending s. 397.305, F.S.; providing legislative intent with regard to sober house transitional living homes; amending s. 397.311, F.S.; defining terms; creating s. 397.487, F.S.; prohibiting a sober house transitional living home from operating in this state without a valid certificate of registration from the Department of Children and Families; providing an exception; requiring a sober house operator to annually apply for a certificate of registration with the department; requiring certain sober house transitional living homes to apply for a certificate of registration by a specified date; providing for nonapplicability; requiring the department to adopt rules pertaining to the application process for obtaining a certificate of registration; requiring background screening of certain personnel; requiring the department to suspend and reinstate a certificate of registration of a sober house transitional living home under certain circumstances; providing a criminal penalty for operating a sober house transitional living home without a valid certificate of registration; providing certain requirements in advertising a sober house transitional living home; providing a criminal penalty; authorizing the department to conduct inspections; authorizing the department to deny, suspend, or revoke the certificate of registration of a sober house transitional home; providing eviction procedures; requiring the department to adopt rules; amending ss. 212.055 and 440.102, F.S.; conforming cross-references; providing an effective date.

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

By the Committee on Ethics and Elections; and Senator Latvala—

CS for SB 846—A bill to be entitled An act relating to governmental ethics; amending s. 28.35, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the executive council of the Florida Clerks of Court Operations Corporation; amending s. 112.3142, F.S.; requiring elected municipal officers to participate in annual ethics training; providing legislative intent; amending s. 112.3144, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her full and public disclosure of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order recommending removal of an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a disclosure within a specified time period; providing that failure to certify completion of annual ethics training on a disclosure does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.3145, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her statement of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order to remove an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a statement within a specified time period; providing that failure to certify completion of annual ethics training on a statement does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or governing body to withhold the entire amount of a fine owed and related administrative costs from salary-related payments of certain individuals; authorizing the Chief Financial Officer or governing body to reduce the amount withheld if an individual can demonstrate a hardship; creating s. 112.31456, F.S.; authorizing the commission to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; creating s. 112.3251, F.S.; requiring citizen support and direct-support organizations to adopt a code of ethics; establishing minimum requirements for a code of ethics; creating s. 112.3261, F.S.; defining terms; prohibiting a person from lobbying an expressway authority, independent special district, or port authority until registering; establishing registration requirements; requiring public availability of lob-

byist registrations; establishing procedures for termination of a lobbyist's registration; authorizing an authority or district to establish a registration fee; establishing requirements for quarterly compensation reports; requiring an authority or district to establish procedures with respect to the receipt of reports; prohibiting lobbying expenditures; prohibiting compensation to a firm not registered to lobby; providing for jurisdiction of complaints; providing a penalty; authorizing a person to request an advisory opinion from the commission; authorizing an authority, district, or person to file a complaint; requiring an authority or district to establish certain policies and procedures; amending s. 288.901, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the Enterprise Florida, Inc., board of directors; amending s. 288.92, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to division officers of Enterprise Florida, Inc.; amending s. 288.9604, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of the Florida Development Finance Corporation; amending s. 331.3081, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of Space Florida; amending s. 627.351, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to senior managers and members of the board of governors of Citizens Property Insurance Corporation; prohibiting a former member of the board of governors from representing another person or entity before the corporation for a specified timeframe; providing an effective date.

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

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, March 4, 2014: SB 932, SB 934, SB 936, SB 938, SB 940, SB 942, SB 976, SB 678, SB 680, SB 682, SB 684, SB 686, SB 688, CS for CS for SB 522, CS for SB 524, CS for CS for SB 528, CS for CS for CS for SB 526, SB 852.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Criminal Justice recommends the following pass: SB 544

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

The Committee on Banking and Insurance recommends the following pass: SB 86

The Committee on Commerce and Tourism recommends the following pass: CS for SB 218

The Committee on Communications, Energy, and Public Utilities recommends the following pass: CS for SB 450

The Committee on Community Affairs recommends the following pass: CS for SB 230; SB 246

The Committee on Criminal Justice recommends the following pass: CS for SB 94; CS for SB 326

The Committee on Education recommends the following pass: CS for CS for SB 140

The Committee on Judiciary recommends the following pass: CS for SB 522; SB 524

The Committee on Transportation recommends the following pass: SB 490

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

The Committee on Criminal Justice recommends the following pass: CS for SB 224; SB 360

The Committee on Judiciary recommends the following pass: SB 384

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education recommends the following pass: SB 732

The bill was referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Agriculture recommends the following pass: SB 426

The Committee on Banking and Insurance recommends the following pass: SB 134

The Committee on Commerce and Tourism recommends the following pass: SB 362

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 294; SB 712

The Committee on Community Affairs recommends the following pass: SB 66; SB 330; SB 388; SB 474; SB 510

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 264

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 444; SB 666

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 250

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 394

The Committee on Judiciary recommends the following pass: SB 142

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends the following pass: SB 372

The Committee on Criminal Justice recommends the following pass: CS for SB 102

The Committee on Transportation recommends the following pass: SB 156; CS for SB 274

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 308

The Committee on Commerce and Tourism recommends the following pass: SB 856

The Committee on Community Affairs recommends the following pass: SB 482

The Committee on Health Policy recommends the following pass: SB 86

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

The Committee on Agriculture recommends the following pass: SB 552

The Committee on Criminal Justice recommends the following pass: SB 182

The Committee on Education recommends the following pass: SB 160; SB 178

The bills contained in the foregoing reports were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 496

The Committee on Communications, Energy, and Public Utilities recommends the following pass: CS for SB 218; SB 636

The Committee on Regulated Industries recommends the following pass: SB 320

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 312; SB 534; SB 624

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 358; SM 576; SB 786

The Committee on Commerce and Tourism recommends the following pass: SB 330

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SJR 916; SB 922

The Committee on Criminal Justice recommends the following pass: SB 978

The Committee on Education recommends the following pass: SB 66

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 246; SB 388

The Committee on Health Policy recommends the following pass: SB 340

The Committee on Judiciary recommends the following pass: SB 220; SB 620

The Committee on Regulated Industries recommends the following pass: SB 342; SB 356; SB 470

The Committee on Transportation recommends the following pass: SB 262; SB 392

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

The Committee on Banking and Insurance recommends the following pass: SB 424 with 2 amendments

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 100; SB 366

The Committee on Environmental Preservation and Conservation recommends the following pass: CS for SB 194

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

The Committee on Criminal Justice recommends the following pass: SB 1060

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 290

The Committee on Health Policy recommends the following pass: SB 344

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 370; SB 402; SB 762

The Committee on Commerce and Tourism recommends the following pass: SM 118; SB 726; SB 776

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 292

The Committee on Community Affairs recommends the following pass: SB 106; SB 538

The Committee on Criminal Justice recommends the following pass: SB 256; SB 366; SB 546

The Committee on Education recommends the following pass: SB 318; SB 646; SB 648; SB 656

The Committee on Ethics and Elections recommends the following pass: SB 192; SB 506

The Committee on Health Policy recommends the following pass: SB 520; SB 694

The Committee on Judiciary recommends the following pass: SB 280; SM 368

The Committee on Transportation recommends the following pass: SB 616; SB 642

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 260

The Committee on Transportation recommends the following pass: SB 350

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 160; SB 524

The Committee on Commerce and Tourism recommends the following pass: SB 220

The Committee on Criminal Justice recommends the following pass: SB 162; CS for SB 188; SB 384; SB 434; SB 448; SB 494; SB 528; SB 700

The Committee on Ethics and Elections recommends the following pass: SB 72

The Committee on Health Policy recommends the following pass: SB 142; SB 260

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

The Committee on Ethics and Elections recommends the following pass: SB 486

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: SB 286

The Committee on Health Policy recommends the following pass: SB 702

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

The Committee on Commerce and Tourism recommends the following pass: SM 196

The Committee on Criminal Justice recommends the following pass: CS for SB 408

The Committee on Governmental Oversight and Accountability recommends the following pass: SM 118; SB 604

The Committee on Judiciary recommends the following pass: SB 162; SM 476; SM 658

The Committee on Transportation recommends the following pass: SB 132

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 the following pass: SB 490

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 724

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

The Committee on Appropriations recommends the following pass: SB 676; SB 678; SB 680; SB 682; SB 684; SB 686; SB 688

The Committee on Commerce and Tourism recommends the following pass: SB 496

The Committee on Community Affairs recommends the following pass: CS for SB 236; SB 356

The Committee on Criminal Justice recommends the following pass: CS for SB 194

The Committee on Judiciary recommends the following pass: CS for SB 182; CS for SB 248; SB 592

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 486

The Committee on Rules recommends the following pass: CS for SB 86; CS for SB 106; SM 118; SM 196; CS for CS for SB 238; SB 604; SB 852; SB 932; SB 934; SB 936; SB 938; SB 940; SB 942; SCR 954

The bills were placed on the Calendar.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 708

The Committee on Criminal Justice recommends committee substitutes for the following: SB 424; SB 780

The Committee on Judiciary recommends committee substitutes for the following: SB 494; CS for SB 526; SB 528

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

The Committee on Criminal Justice recommends committee substitutes for the following: CS for SB 364; SB 548

The bills with committee substitute attached were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education recommends committee substitutes for the following: CS for SB 84; SB 790

The bills with committee substitute attached were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 110; SB 484; SB 500; SB 638

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 266

The Committee on Community Affairs recommends a committee substitute for the following: SB 312

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 416; SB 542; SB 564

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 106

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 574

The bill with committee substitute attached was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 398

The Committee on Rules recommends a committee substitute for the following: SB 132

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 268

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 346

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 898

The Committee on Criminal Justice recommends a committee substitute for the following: SB 298

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 110

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 450

The Committee on Transportation recommends a committee substitute for the following: SB 218

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 544

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 582

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 208

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 272

The Committee on Education recommends a committee substitute for the following: SB 236

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 586

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 846

The Committee on Health Policy recommends a committee substitute for the following: SB 380

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 378

The Committee on Regulated Industries recommends a committee substitute for the following: SB 406

The Committee on Transportation recommends committee substitutes for the following: SB 136; SB 230

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 590

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 588

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 364

The Committee on Education recommends a committee substitute for the following: SB 188

The Committee on Health Policy recommends a committee substitute for the following: SB 408

The Committee on Judiciary recommends committee substitutes for the following: SB 94; SB 130 and SB 122; SB 326

The Committee on Regulated Industries recommends a committee substitute for the following: SB 224

The Committee on Transportation recommends a committee substitute for the following: SB 102

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 Health Policy recommends a committee substitute for the following: SB 306

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 84

The Committee on Transportation recommends a committee substitute for the following: CS for SB 140

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

The Committee on Agriculture recommends committee substitutes for the following: SB 194; SB 536

The bills with committee substitute attached were referred to the Committee on Environmental Preservation and Conservation under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 198

The Committee on Criminal Justice recommends a committee substitute for the following: SB 238

The Committee on Health Policy recommends committee substitutes for the following: SB 350; SB 390

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 242

The Committee on Regulated Industries recommends a committee substitute for the following: SB 286

The Committee on Transportation recommends a committee substitute for the following: SB 226

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 570

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 108; SB 182; SB 522; SB 634

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 242; SB 324; SB 654

The Committee on Criminal Justice recommends committee substitutes for the following: SB 328; SB 526; SB 532

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 602

The Committee on Health Policy recommends committee substitutes for the following: SB 248; SB 670

The Committee on Regulated Industries recommends a committee substitute for the following: SB 440

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 596

The Committee on Criminal Justice recommends a committee substitute for the following: SB 296

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 Commerce and Tourism recommends a committee substitute for the following: SB 314

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

The Committee on Appropriations recommends a committee substitute for the following: SB 86

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 238

The Committee on Regulated Industries recommends a committee substitute for the following: SB 404

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 Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 744

The Committee on Criminal Justice recommends a committee substitute for the following: SB 274

The Committee on Health Policy recommends a committee substitute for the following: SB 674

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 140

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 224; SB 360; CS for SB 522; SB 524; CS for SB 526; CS for SB 528; CS for SB 542; SB 696

The Committee on Community Affairs recommends committee substitutes for the following: SB 220; SB 262; CS for SB 272; CS for SB 380

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 590

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for CS for SB 242

The Committee on Rules recommends a committee substitute for the following: CS for SB 404

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 224

Appropriations Subcommittee on Finance and Tax recommends the following pass: SB 294; SB 388

Appropriations Subcommittee on General Government recommends the following pass: SB 250

Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 142

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 102; SB 156; CS for SB 398

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

Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: SB 360

Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for CS for SB 84

Appropriations Subcommittee on Finance and Tax recommends a committee substitute for the following: CS for SB 208

Appropriations Subcommittee on General Government recommends committee substitutes for the following: SB 444; CS for SB 542

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 274; SB 372

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

REPORT OF JOINT SELECT COMMITTEE

The Honorable Don Gaetz
President of the Senate

February 17, 2014

The Honorable Will Weatherford
Speaker of the House of Representatives

Dear Mr. President and Mr. Speaker:

The Joint Select Committee on Collective Bargaining convened February 17, 2014, for the purpose of giving all parties involved in collective bargaining disputes with the State of Florida the opportunity to present their positions to the Florida Legislature, consistent with the provisions of section 447.403, Florida Statutes, and the open meeting provisions of Article III, Section 4 of the State Constitution.

The parties presented their positions and indicated they are continuing to negotiate the issues at impasse. We recommend that 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. Because many of the issues are economic in nature and will be resolved through continued negotiations and the annual budget process, it is premature to make recommendations on those issues.

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 and the House Government Operations Subcommittee.

Respectfully submitted,
Senator Alan Hays
Co-Chair

Representative Charles Van Zant
Co-Chair

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Secretary of Corrections

Appointee: Crews, Michael D.

Pleasure of Governor

The Committee on Education recommends that the Senate confirm the following appointments made by the Board of Governors:

Office and Appointment

*For Term
Ending*

Board of Trustees, University of Central Florida

Appointee: Seay, Beverly Jo 01/06/2018

Board of Trustees, University of South Florida

Appointee: Watkins, Nancy Hemmingway 01/06/2016

The Committee on Education recommends that the Senate confirm the following appointments made by the Governing Board:

Office and Appointment

*For Term
Ending*

Board of Trustees, Florida International University

Appointee: Arrizurieta, Jorge L. 01/06/2018

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Board of Trustees, Florida Atlantic University

Appointee: McDonald, Mary Beth 01/06/2016

Board of Trustees, Florida Gulf Coast University

Appointee: Klaas, Richard Lee 01/06/2016

Board of Trustees, University of North Florida

Appointee: Korman, Joy G. 01/06/2018

Board of Trustees, University of South Florida

Appointee: Hopes, Scott L. 01/06/2018

The Committee on Health Policy recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

State Surgeon General

Appointee: Armstrong, John H. Pleasure of Governor

The Committee on Transportation recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Tampa-Hillsborough County Expressway Authority

Appointee: Smith, Rebecca J. 07/01/2015

Florida Transportation Commission

Appointees: Browning, John P., Jr. 09/30/2015
Sebesta, James A. 09/30/2015

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 2013 REGULAR SESSION

The Honorable Kenneth W. Detzner
Secretary of State

June 12, 2013

Dear Secretary Detzner:

By the authority vested in me as Governor of the State of Florida, and Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to Committee Substitute for Senate Bill 354, enacted during the 115th Session of the Legislature of Florida, during the Regular Session of 2013, and entitled:

An act relating to ad valorem tax exemptions...

This bill provides that the ad valorem property tax exemption for property owned by the federal government extends to any leasehold interest of and improvements affixed to land owned by the federal government, if the leasehold interest and improvements are acquired or constructed and used pursuant to the U.S. Military Housing Privatization Initiative of 1996. The exemption only applies to leasehold interests and improvements that are used to provide housing for persons on active duty in the military or their dependents.

While the bill, as originally filed, was well-intentioned, a floor amendment may have had the unintended consequence of imposing property taxes on portions of housing developments on federal military installations that are currently fully exempt from such taxation. This will hurt Florida's military installations, which are essential to the economic vitality of our local communities and our state. I strongly oppose any increase in taxes, especially those associated with the provision of housing for our military families.

For these reasons, I withhold my approval of Committee Substitute for Senate Bill 354 and do hereby veto the same.

Sincerely,
Rick Scott, Governor

The Honorable Kenneth W. Detzner
Secretary of State

June 12, 2013

Dear Secretary Detzner:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to Committee Substitute for Senate Bill 1420, enacted during the 115th Session of the Legislature of Florida during the Regular Session of 2013 and entitled:

An act relating to mental health treatment...

This bill shortens the timeframe, from five to three years, for criminal charges to be dismissed against certain defendants determined by a court to be incompetent to proceed to trial. While the bill maintains the current five-year requirement for defendants charged with most violent crimes, it does not maintain this requirement for attempted violent crimes or other serious crimes. The additional time provides an opportunity for the defendant to regain competency under state supervision in order to stand trial. Dismissal of criminal charges for individuals deemed incompetent after only three years who have been charged with attempting to commit violent crimes, could pose a serious public safety risk.

For the reasons stated above, I withhold my approval of Committee Substitute for Senate Bill 1420, and do hereby veto the same.

Sincerely,
Rick Scott, Governor

The Honorable Kenneth W. Detzner
Secretary of State

May 20, 2013

Dear Secretary Detzner:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of portions of Senate Bill 1500, enacted during the 45th Session of the Legislature convened under the Constitution of 1968, and entitled:

An act making appropriations; providing monies for the annual period beginning July 1, 2013, and ending June 30, 2014, 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 an effective date.

We first recommended the Florida Families First budget for Fiscal Year 2013-2014 to make strategic investments in support of continued economic growth and job creation. This final budget, as passed by the Florida Legislature and signed into law today, does in fact put Florida families first by investing in economic development initiatives and making a record investment in our K-12 schools, including the \$480 million we requested to give Florida teachers a well-deserved pay raise.

We made strategic investments in this budget, while holding the line on spending that does not give Florida taxpayers a positive return on investment. In order to ensure all taxpayer funds are well spent, I have vetoed special legislative projects totaling \$368 million. Therefore, the Florida Families First budget now totals \$74.1 billion.

The Florida Families First budget includes \$1.2 billion in taxpayer savings. This budget also reflects the smallest state government workforce per 1,000 residents in Florida in this century. The Florida Families First budget is one of our state's smallest budgets this century, when adjusted for population growth and inflation.

We are also holding the line on tuition by vetoing the Legislature's recommended 3 percent tuition increase on our college and university students. Higher education is one of the best ways we can prepare Floridians to get a great job. It is also one of the best ways we can provide every family the opportunity to pursue their dreams, regardless of where they start in life. I believe that I would not have had the opportunity to start a business, or even serve this great state, if I had not had the benefit of a higher education experience. Therefore, I believe it is incumbent upon state leaders to ensure the cost of higher education remains accessible to as many Floridians as possible. Florida should be proud that we have one of the most affordable high-quality college and university systems in the country—now also offering \$10,000 baccalaureate degree programs. Just as we are proud to be one of only a few states without a state income tax, and one of only a few states that have cut taxes and paid down state debt, even in tough budget years, we should also be proud to keep tuition low in Florida.

The Florida Families First budget is about helping the majority of Florida families, most of which are making \$50,000 or less a year, struggling to make ends meet, and working hard to achieve their version of the American dream. We know that investing in economic development and our K-12 education system is working to create more jobs and opportunity in our state. Our unemployment rate has now dropped to 7.2 percent — well below the national average, and we are already almost half way to our 2010 goal of creating 700,000 new jobs in seven years.

Some highlights of our strategic Florida Families First budget investments are:

Continued Investment in Job Growth

- **Quick Response Training:** The Florida Families First budget provides \$12 million for skills training offered to companies that are creating and training new high-skill/high wage jobs in the state either by expanding their current workforce or relocating their company to the state.
- **Economic Development Incentives:** The Florida Families First budget provides \$45.5 million for economic development tools and incentives to promote job creation in Florida. Additionally, uncommitted funds from current year appropriations will be deployed to increase funding for this area.

- **Enterprise Florida:** The Florida Families First budget provides \$18.05 million for Enterprise Florida. This total includes \$350,000 for export marketing and diversification and \$1 million for the Florida Sports Foundation.

Enterprise Florida helps businesses start up, locate, or expand in Florida

- **VISIT Florida:** On the heels of back-to-back record years of tourism (the state's number one industry), VISIT Florida will be funded at \$63.5 million — \$9.5 million above the current funding level.

Visit Florida works with businesses and Florida communities to promote tourism in Florida. Tourism was responsible for welcoming 91.4 million visitors to Florida in 2012 who spent more than \$70 billion, generating 23 percent of the state's sales tax revenue and employing more than one million Floridians.

Strengthening Florida's Education System

- **K-12 Public School Funding:** The Florida Families First budget provides \$10.5 billion in state funding for K-12 public schools, including \$480 million for teacher salary increases and \$45.3 million for the Teacher Classroom Supply Program. It provides each teacher approximately \$250 for classroom supplies, and \$45.8 million for rural districts in order to cover higher costs the districts incur due to a sparse student population.
- **K-12 Development Disability Services:** The Florida Families First budget provides \$13.1 million in K-12 state grants for an array of exceptional education programs and services to students with developmental disabilities. In addition, \$45.7 million is provided for the Florida School for the Deaf and the Blind, which is the state-supported residential school for eligible sensory-impaired students in preschool through the twelfth grade.
- **K-12 Rural School Districts:** The Florida Families First budget provides \$7.4 million in funding to assist rural school districts across the state. Included in the \$7.4 million funding is \$6 million for technology transformation grants to assist districts in establishing a wireless network or expanding an existing wireless network. Also, \$1.4 million is provided to three regional educational consortiums to create greater equity between larger and smaller districts by providing small districts access to resources and expertise they could not provide individually.
- **School Building Maintenance:** The Florida Families First budget provides \$90.6 million in PECO funding for critical deferred maintenance for charter schools. It also provides \$20 million in PECO funding for other traditional public schools.
- **Early Learning:** The Florida Families First budget provides \$404.9 million toward the Voluntary Pre-K (VPK) program, and \$552.5 million for the School Readiness program, including an increase of \$5 million to further expand school readiness services.
- **Florida College System:** The Florida Families First budget provides \$20 million in new funds for state college operating costs, \$3.9 million for operating and maintenance costs of new facilities opening in Fiscal Year 2013-2014, and \$5 million in performance funding based on associated industry certifications.
- **State University System:** The Florida Families First budget provides an additional \$300 million in recurring funding to our university system with performance measures and \$50 million in performance funding based on performance metrics that will measure a university's success in helping students obtain high paying jobs affordably.
- **College and University Building Maintenance:** The Florida Families First budget provides \$41.7 million in PECO funding for critical deferred maintenance for Florida College system projects and \$44.4 million in PECO funding for critical deferred maintenance items for State University System projects.

- **Student Financial Aid:** The Florida Families First budget increases need-based financial aid by \$3.3 million.

Protecting Public Safety

- **Ensuring Safe Prisons:** The Florida Families First budget provides \$13.7 million to hire more than 245 correctional officers at high-risk prisons. The Florida Families First budget invests \$1.3 million for critical prison facility maintenance and repairs and \$500,000 for prisoner transport vans.
- **Safe Communities through Security and Effective Rehabilitation to Reduce Recidivism:** The Florida Families First budget invests:
 - \$3.8 million for the added security of electronic monitoring of inmates on work detail in community work release centers;
 - 2.9 million for the opening of the newly built Gadsden Reentry Center, which will bring jobs into Gadsden County for targeted rehabilitative programs for inmates within three years of release; and
 - \$2.6 million for the expansion of community based substance abuse treatment beds for drug offenders.
- **Continuing Reforms in Juvenile Justice:** With continued reductions to residential commitment programs for youth as a result of effective prevention and intervention programs, the Florida Families First budget provides more than \$10 million to expand effective prevention and treatment programs for youth at risk to engage in criminal activity. This investment includes:
 - More than \$2 million to expand slots in existing PACE Centers for Girls across the state and open a new school in Miami-Dade;
 - \$1.5 million to expand the children-in-need/families-in-need counseling services to at-risk youth in rural counties; and
 - \$5 million for Boys and Girls Clubs to expand their Street Smart, Gang Prevention, and Prevention through Reentry programs statewide; and \$1.5 million for the Big Brothers Big Sisters programs targeting youth of incarcerated parents for mentoring and counseling.
- **Protecting Vulnerable Children:** The Florida Families First budget provides \$3.8 million to increase volunteers to represent dependent children through court proceedings and \$323,000 to provide attorneys ad litem for dependent, disabled children in nursing homes.
- **Protecting Families from Abuse and Violence:** The Florida Families First budget provides:
 - \$3.5 million for the continued funding of the 25 child advocacy centers statewide that provide coordinated services for abused children;
 - \$200,000 for the Florida Coalition on Domestic Violence; \$100,000 for the Justice Coalition; \$316,000 to continue the Domestic Violence Offender Monitoring program all designed to protect, assist, and prevent further senseless violence among our families; and
 - \$2.9 million to enhance child abuse investigative teams led by local Sheriffs to investigate suspected child abuse, neglect, abandonment, and sexual abuse.
- **Rape Crisis Centers:** The Florida Families First budget invests \$2.5 million for the state's 30 rape crisis centers.
- **Human Trafficking:** The Florida Families First budget provides \$3 million for shelter and services to child human trafficking victims.

Investing in the Disability Community

- **Agency for Persons with Disabilities Waitlist Funding:** For the first time in eight years, the Florida Families First

budget provides additional funding for the Developmental Disabilities Medicaid Waiver program to go toward serving individuals on the waiting list. The Florida Families First budget provides \$36.3 million to remove an estimated 750 individuals from the waitlist and onto the waiver program.

- **Nursing Home Diversion and Aged and Disabled Adult Waiver Waitlist Funding:** The Florida Families First budget funds the waitlist by \$25.2 million. This funding will help keep vulnerable individuals out of nursing homes and in their homes and communities. The funding will serve approximately 2,000 individuals on the waitlist.
- **Fetal Alcohol Diagnosis and Intervention:** The Florida Families First budget more than doubles existing funds for early intervention and treatment to mitigate potential long-term effects on children.
- **Quest Kids:** The Florida Families First budget invests \$650,000 toward early intervention services for at least 82 children, and skill validation and behavioral support services for at least 221 adults. Services will teach critical skills and reduce problem behavior, improve IQ and adaptive and social skills in children, and develop home-life and employment skills in adults. With this funding, individuals with disabilities will master new skills, transition into and maintain placement in mainstream school, improve literacy skills, achieve personal goals, and maintain current living arrangements.
- **Dan Marino Jobs Program for Children with Disabilities:** The Florida Families First budget invests \$1 million toward on-the-job training, internships, and mentor apprenticeships for individuals with developmental disabilities between the ages of 18 and 30 years old. With this funding, more young adults with disabilities will have firsthand opportunities to prove their value in the workplace. Maximizing firsthand experiences in the workplace was one of three primary recommendations of the premier 2012 report by the Governor's Commission on Jobs for Floridians with Disabilities.
- **Rate Increase for Adult Day Training Providers:** The Florida Families First budget invests \$1.9 million in the form of a 3 percent across-the-board raise to all providers of adult day training services in the Medicaid Home and Community Based Services Waiver program. These services are among the most popular in the program. Providers offer individuals up to six hours per day of meaningful activities that support the individual with daily routines in the community, including training in the areas of self-help, adaptive, and social skills. These services are provided in congregate, facility-based settings, and may include off-site enclaves or mobile work crews.
- **William J. (Billy Joe) Rish Recreational Park:** The Florida Families First budget provides \$1.4 million for maintenance and repairs at Billy Joe Rish Park, located on the St. Joseph Peninsula near Port St. Joe and Cape San Blas in Northwest Florida. Rish Park is open year round for people with disabilities and their family members, guardians, and caregivers. Special ramps provide access to the beautiful beach on the Gulf of Mexico. Boardwalks connect all of the cabins to the beach, event hall, and pool, and the Olympic-size swimming pool is wheelchair accessible.

Improving Florida Infrastructure

- **Seaport Funding:** The Florida Families First budget provides more than \$278 million to continue our state's commitment to develop and enhance our 15 seaports.

In the last three years we have significantly increased funding to develop and enhance our 15 seaports. As a result, Florida seaports generate more than 680,000 direct and indirect jobs and contribute \$96 billion in economic value through cargo and cruise activities. This accounts for 13 percent of Florida's Gross Domestic Product. With the expansion of the Panama Canal and the economies of Central and South America, our seaports will be a significant job creator over the next 10 years.

- **DOT Work Program:** The Florida Families First budget includes funding for the following proposed transportation projects:

- West Central Florida projects include:
 - \$246 million to add lanes and reconstruct I-75 from the Georgia state line to the Tampa Bay region; and
 - \$143 million to add lanes and rehabilitate pavement on I-75 in Pasco County, improving interstate capacity and allowing for greater movement of people and freight through the corridor; and
 - \$61 million to add lanes and reconstruct the Veteran's Expressway from south of Gunn Highway to the Sugarwood Mainline Toll Plaza in Hillsborough County.
- East Central Florida projects include:
 - \$72 million to add lanes and rehabilitate pavement on State Road 50 in Orange County, relieving congestion on a major east-west corridor; and
 - \$42.1 million to widen the entrance to the West Turn Basin in Port Canaveral in Brevard County in order to create jobs and promote economic opportunity for cargo and the cruise industry.
- Southeast Florida projects include:
 - \$291.9 million to add managed lanes on State Road 826 and on I-75 in Miami-Dade County. The project will expand the regional managed lanes network in South Florida and provide alternate travel routes through congested urban areas; and
 - \$154 million to add lanes and reconstruct the Homestead Extension of the Florida Turnpike in Miami-Dade County.
- Southwest Florida projects include:
 - \$71.6 million to rehabilitate a bridge and add lanes on I-75 from State Road 80 to State Road 78; and
 - \$58.3 million to add lanes and reconstruct US 41 in Collier County in order to relieve congestion along a major corridor.
- Northeast Florida projects include:
 - \$98.9 million to construct a new expressway on State Road 23 (First Coast Outer Beltway) in Duval and Clay Counties — providing managed lanes to promote the movement of people and freight; and
 - \$85.3 million to add managed lanes on I-295 in Duval County — alleviating congestion in the general use lane and providing long-term mobility by managing demand.
- Northwest Florida projects include:
 - \$50.1 million to add lanes and reconstruct I-10 in Escambia County —relieving congestion along the I-10 corridor.

Protecting Florida's Natural Treasures

- **Florida Forever:** The Florida Families First budget invests \$81.8 million in the Florida Forever program, including \$70 million for conservation lands, \$11.1 million for the Rural and Family Lands Protection Program, and \$642,000 for the Florida Recreation Development Assistance Program. The conservation lands funds will go toward natural spring protection, military buffering, water resource protection, and targeted land acquisitions. The \$70 million for conservation lands includes \$50 million in authority from the sale of surplus lands.
- **Everglades Restoration:** The Florida Families First budget investment of \$70 million toward Everglades restoration will provide funding for the Comprehensive Everglades Restoration Plan (CERP), Northern Everglades, Estuaries Protection Program, and \$32 million of recurring funds for the Governor's water quality plan. The Governor's water quality plan will ensure, once and for all, that the Everglades receives the quality of water that it needs to be protected for generations to come. The

agreement ends years of litigation between the state and the federal government, and focuses Florida and its federal partners on a series of restoration projects with measurable results, and at almost half the cost of the federal alternative.

- **Springs Protection:** In addition to springs protection as part of the Florida Forever Program, the budget includes funds for water quality restoration, addressing nitrates in springs and water conservation measures. It invests \$10 million for springs projects generally and earmarks \$5.5 million for springs projects within the Suwannee River Water Management District.
- **Water Projects:** The Florida Families First budget provides \$32.2 million for local water projects, including \$2 million for the Florida Keys to assist in complying with wastewater standards for that community.
- **Beach Projects:** The Florida Families First budget invests \$37.5 million toward financial assistance to local governments for beach and dune restoration, beach nourishment, inlet sand bypassing, regional sediment management, and innovative projects. This includes \$10.7 million in available funds from beach projects funded in previous years.
- **Petroleum Storage Tank Cleanup:** The Florida Families First budget funds the cleanup of petroleum storage tank discharges at \$125 million.
- **Wastewater Treatment Facility Construction:** The Florida Families First budget provides \$142.7 million for low-interest revolving loans to local governments for wastewater treatment and stormwater management systems.
- **State Park Facility Improvements:** The Florida Families First budget invests \$19 million toward repairs and renovations to Florida's award winning 171 state parks and trails. Florida's state park and trail properties have inspired residents and visitors with recreation opportunities and scenic beauty that helps to strengthen families, educate children, expand local economies and foster community pride.
- **Citrus Greening Prevention:** The Florida Families First budget provides \$9.5 million for research on stopping the bacterial disease known as citrus greening. Citrus greening has cost the state over \$3.6 billion in lost revenue and more than 6,600 jobs since 2006. This investment will help secure an industry with a total annual impact of \$8.91 billion and a way of life that is an important part of Florida's history.
- **St. Johns River:** The Florida Families First budget invests \$10.5 million (split into a \$7 million water project and \$3.5 million water project) to restore the St. Johns River Ecosystem.
- **Apalachicola Bay:** The Florida Families First budget provides \$4 million for water quality restoration projects in the Apalachicola Bay estuary and more than \$750,000 for oyster shelling and research to help that industry's recovery. This ecosystem and community has been unnecessarily devastated by the actions of the United States Army Corps of Engineers, preventing the needed flow of fresh water down the Apalachicola River. In addition to this funding, Florida will continue to fight to ensure that the federal government and neighboring states recognize Florida's right to an adequate supply of water in the Apalachicola River.
- **Hybrid Wetland Projects:** The Florida Families First budget includes \$11 million for innovative nutrient reduction projects to help restore the Northern Everglades, Lake Okeechobee, and the St. Lucie and Caloosahatchee estuaries.

Supporting Florida's Seniors

- **Senior Hot Meal Program:** \$950,000 for congregate and home delivered meal programs for seniors in Miami-Dade County.
- **Adult Day Care Services in Miami-Dade County:** \$500,000 for adult day care services for activities in non-institutional protective environments for seniors who are unable to remain in their home without constant supervision.
- **Alzheimer's Respite Services:** \$1.2 million for Alzheimer's respite services to provide more funding for caregiver services.

- **Aging Resource Centers:** \$1.3 million for the Aging and Disability Resource Centers that will be used to meet the increased workload associated with the transition to the State-wide Medicaid Managed Care Long-Term Care (SMMC LTC) program. This will help ensure that the clients currently served in the Medicaid waiver programs are smoothly transitioned to the new program and that the intake portion of the new program will operate efficiently on an ongoing basis.
- **Medicaid Waiver Program:** \$25.2 million for both the Aged and Disabled Adult Medicaid Waiver Program and the Nursing Home Diversion Program that will allow for the frailest seniors on the wait list to be served. Many of the individuals on the wait list are at risk of being served in a more costly Medical nursing home bed.
- **Community Care for the Elderly (CCE):** \$3.7 million for the Community Care for the Elderly program that will help to serve over 1,000 individuals who are at the highest risk of entering a nursing home.
- **Office of Public Guardian:** \$50,000 to expand public guardianship services in Bay County that will allow those indigent elders currently without access to public guardianship assistance to receive services.
- **Memory Disorder Clinics:** There are 2 of 15 statutorily designated memory disorder clinics that do not receive state funding. \$445,000 will be used to fund these remaining two memory disorder clinics, which are both in areas where a need has been determined by the Alzheimer's Disease Advisory Committee.

For these reasons, and for those that follow, I do hereby withhold my approval of the following line items in the 2013-2014 General Appropriations Act:

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

The Florida Families First budget for Education provides a roadmap to ensure every student has access to a world-class education.

The fundamental goal of Florida's early learning programs is to provide high quality early childhood education. This budget provides \$5 million in additional funding to expand direct services for low-income working families that are eligible for school readiness programs. These funds will provide much needed child care for low-income families, allowing them to work and further support their families. In addition, the budget continues the state's investment in a free, voluntary pre-kindergarten education for all four-year-olds in the state.

The fundamental goal of our K-12 system is to prepare our students for future success in college and careers. This budget includes \$20.3 billion in total funding for K-12 education, an increase of \$1.08 billion over last year's budget. This funding includes \$45.2 million for the Teacher Supply Classroom Supply Program and \$45.8 million specifically for rural districts. In addition, it includes \$480 million to provide a much deserved teacher pay raise for our public school teachers. Florida's high student success is the result of our outstanding classroom teachers.

- Florida is first in the nation for percentage of students in the graduating class taking the Advanced Placement (AP).
- Florida's teachers earned the TOP score in the US two years in a row for teacher quality.
- Florida leads all other mega-states in achievement gains in Fourth and Eighth grade reading and math.
- Florida's fourth-grade-students ranked among the best in the world in an international reading survey.

Because of these great achievements in the classroom, it is so important that we make sure our classroom teachers get a pay raise for their hard work in preparing our students for success.

Our goal for educational success continues in Florida's higher education system. Our students must be prepared for careers and have the

skills to compete in a global economy. Performance based funding and the adoption of meaningful metrics will make certain our higher education institutions are meeting the needs of students, parents, and employers, while ensuring a positive return on investment for all Florida families. In addition, we must hold the line on tuition and fee increases to ensure that our higher education system is affordable and accessible.

Further, while this budget supports tuition assistance at private colleges and universities, it is important we ensure these funds directly benefit students and are a sound investment for the state. Higher education is critical to drive economic success for our state, and I encourage all entities, including public and private, to hold the line on increased tuition and fees.

Families expect investments in education to provide increased success and opportunities for their children. Our education investments should provide access and services on a statewide basis and demonstrate high-performance and success.

Like many Florida students today, my wife Ann and I paid for our higher education experience by working while attending school. Because we know how important it is to ensure college is affordable, our administration has fought to keep tuition low in Florida. Today, student debt is at an all-time high — saddling students with heavy financial burdens that could limit their future opportunities. Florida students should be able to graduate and get a great job without the burden of massive debt.

Prior to the start of the legislative session, on December 5, 2012, university presidents declared that if the state made a significant funding commitment in the budget, tuition increases would not be needed. The Florida Families First budget includes their request for \$300 million and additional funding is available through performance measures.

Florida families want the best value possible from their higher education system. To achieve this, we must make attaining a degree more affordable and better connected to students' ability to get a great job when they graduate. We were pleased to share this important goal with higher education leaders who have continued to affirm their commitment to keep tuition low in Florida. We have included comments from several higher education officials below, as part of this veto to hold the line on tuition:

University of Florida President Bernie Machen: "Thanks to Governor Scott's commitment to higher education, the Governor and Legislature have provided a badly needed funding increase to the State University System for the first time in several years. As a result of the additional funds contained in the budget, the University of Florida will not be seeking a tuition increase for next year."

St. Petersburg College President Bill Law: "We know, and we have already put together a budget, that holds the line on tuition, maintains open door access and full support services for students, while also providing modest salary increases for our staff. With Governor Scott's directional leadership we have reduced administrative costs and are more effectively managing operations."

Broward College President David Armstrong: "Our state colleges are very fortunate to have one of the best years of funding in many years, thanks to the support of Governor Scott and the Florida Legislature. As a result, Broward College will not raise tuition this year for the second year in a row. Our Governor-appointed Board of Trustees and I continue to work to help our students and families afford to attend college and upgrade their skills for jobs. Because of the support from the Governor and Legislature, we are confident we can hold down the student cost to attend college and continue to provide excellent quality and expansion of services to support student success."

Palm Beach State College President Dennis Gallon: "Palm Beach State College is committed to providing quality education and training opportunities for the residents of Palm Beach County. Because of the college's current fiscal stability, we are in a position to forego a tuition increase for the 2013-2014 academic year to ensure access for our students."

By withholding my approval from these portions of proviso language relating to (Specific Appropriations 117, 120, and 142), it is my intent to maintain tuition and fees at current levels to ensure higher education and workforce development are affordable and accessible to all Florida families and students.

**Specific Appropriation 19A
Page 7 - A portion of proviso language**

The following are vetoed because funding for the projects were not requested until the third year of the Public Education Capital Outlay (PECO) project list for the Florida College System or at all.

- "College of Central Florida - Construct Levy Center (pc) part..... 4,250,000"
- "Daytona State College - Rem/Add Bldg 220 - Stu Svc/Clstrm / Office - Daytona part.....3,000,000"
- "Gulf Coast State College - Construct STEM Bldg - Main (pc) part.....14,000,000"
- "Indian River State College - Ren/Rem Bdlgs 4,20-24 - St. Lucie West.....2,000,000"
- "Palm Beach State College - Multipurpose Clstrm/Admin Bldg, site - West Central (pc).....6,500,000"
- "St. Johns River State College - Rem/Ren/Add Instructional & Support - Orange Park part.....2,500,000"

**Specific Appropriation 20
Page 7 - A portion of proviso language**

The following is vetoed because of the lack of demand by local companies for academic degree programs that would be created through this public-private partnership.

- "Florida Gulf Coast University - Renewable Energy Institute (Innovation Hub Research)..... 7,500,000"

The following is vetoed because funding for the project was not requested until the third year of the Public Education Capital Outlay (PECO) project list for the Florida State University System or at all.

- "Florida State University - Critical Maintenance..... 5,000,000"

**Specific Appropriation 24A
Page 8**

The following is vetoed because it was not subjected to the established review process for recommendation.

- "24A FIXED CAPITAL OUTLAY
OLD JACKSON COUNTY (MARIANNA) HIGH SCHOOL
FROM PUBLIC EDUCATION CAPITAL
OUTLAY AND DEBT SERVICE TRUST FUND..... 6,000,000"

**Specific Appropriation 58A
Page 13**

The following was vetoed in Fiscal Year 2012-2013, and is vetoed for Fiscal Year 2013-2014 because it does not provide a core education mission for state government. In addition, these individuals or businesses may seek additional training on their own.

- "58A SPECIAL CATEGORIES
GRANTS AND AIDS - MEDICAL TRAINING AND
SIMULATION LABORATORY
FROM GENERAL REVENUE FUND..... 3,500,000"

**Specific Appropriation 60A
Page 14 - A portion of proviso language**

The following is vetoed because it does not provide a core education mission for state government. In addition, these individuals or businesses may seek additional training on their own. I did, however, support Barry University's request for tuition assistance funding.

- "Barry University - Juvenile Justice Programs.....300,000"

The following is vetoed because it does not provide a core education mission for state government.

- "Barry University - School of Podiatry..... 300,000"

**Specific Appropriation 60B
Page 14 - A portion of proviso language**

The following are vetoed because they do not provide a core education mission for state government.

- "Barry University - School of Social Work..... 150,000"
- "University of Miami - Launchpad..... 500,000"

**Specific Appropriation 66
Page 15 - A portion of proviso language**

The following is vetoed because it does not provide a core education mission for state government. I am deeply committed to meeting the needs of our nation's veterans. In that regard, the state assists veterans by processing education benefits, providing fee waivers to attend Florida public community colleges or state universities, and providing four-year college educational opportunities for dependent children and spouses of veterans.

"From the funds in Specific Appropriation 66, \$2,000,000 is provided for supplemental need-based veteran educational benefits. The funding is provided to pay living expenses during holiday and semester breaks for active duty and honorably discharged members of the Armed Forces who served on or after September 11, 2001. Funds are provided for 2,700 students at a maximum of \$37 per day for 20 days."

**Specific Appropriation 102A
Page 26 - A portion of proviso language**

The following is vetoed because it does not provide a core education mission for state government and could be purchased by school districts if desired. School districts currently have the local flexibility to purchase curriculum and other services based upon their own priorities.

- "Instructional Technology Program Site Licenses.....2,277,572"

The following is vetoed because it does not provide a core education mission for state government.

- "Digital Competency Development and Deployment.....5,500,000"

**Specific Appropriation 103
Pages 29 and 30 - A portion of proviso language**

The following are vetoed because they do not provide a core education mission for state government or they will not result in a widespread, uniform system for all students to obtain a high quality education.

- "Back 2 Hope Summer Program.....35,000"
- "Children's Home Society Community Schools Pilot.....300,000"
- Children's Initiative - New Town Success Zone.....500,000
- Communities in Schools..... 1,200,000
- Corporation to Develop Communities of Tampa..... 100,000"
- "Florida Endowment Foundation..... 2,000,000"
- "Florida Venture Foundation.....100,000"
- Florida's Technology Assistance Program..... 75,000
- GCACC Summer Internship and Job Fair.....100,000
- GCR Neighborhood Initiative Summer Job Program..... 100,000"
- "Hialeah Junior Fire Academy.....20,000"

"I am a Leader Foundation.....	153,872"
"Learn2Earn.....	500,000"
"Literacy Jump Start Pilot Project.....	110,000
Medley Children's Program Transportation.....	170,000
Men of Vision, Inc Brotherhood Service Organization.....	50,000"
"National Center for Sports Safety Training.....	500,000
Northwest Florida Ballet Academie.....	200,000
Pasco K-20 STEM Education Magnet Academy.....	1,500,000"
"Recovery Day High School.....	125,000"

The following is vetoed because curriculum development can be accomplished through the private sector. In addition, I would point to the \$500,000 appropriation to Lauren's Kids and more than \$10 million dedicated to the needs of vulnerable children.

"Safer, Smarter Families3,025,000"

The following are vetoed because they do not provide a core education mission for state government or they will not result in a widespread, uniform system for all students to obtain a high quality education.

"Sandra DeLuca Development Center in Miami.....150,000
Space Day Project250,000"

The following are vetoed because they are for a specific provider of services and could be purchased by school districts if desired. School districts currently have the local flexibility to purchase curriculum and other services based upon their own priorities.

"SunBay Math Program3,000,000"

"Tune into Reading500,000"

The following is vetoed because it does not provide a core education mission for state government.

"YMCA Youth in Government.....150,000"

The following proviso sections are vetoed because they pertain to the above vetoed projects.

"The funds in Specific Appropriation 103 for the Sandra DeLuca Developmental Center in Miami are provided to fund the Project SEARCH education program for job training for developmentally disabled students transitioning from the school system.

Funds in Specific Appropriation 103 for Safer, Smarter Families are for all school districts to provide and teach a standard kindergarten through grade 5 abuse prevention and education curriculum known as "Safer, Smarter Families," beginning with the 2013-2014 school year."

"From the funds in Specific Appropriation 103 for the Space Day Project, the Kennedy Space Center Education Foundation (KSCEF), in partnership with the Florida Department of Education, will administer the Space Day program to competitively select from all Florida counties, five or more districts to participate in Space Day. KSCEF and FDOE will train district science teachers on implementing the Brevard County Space Day model, provide funding to offset costs of participation by school districts, and encourage Florida students to develop the skills and interest to pursue Science, Technology, Engineering, and Mathematics (STEM)."

**Specific Appropriation 113A
Page 32**

The following is vetoed because it does not provide a core education mission for state government and the program for this grant process has been terminated.

"113A SPECIAL CATEGORIES

FEDERAL EQUIPMENT MATCHING GRANT	
FROM GENERAL REVENUE FUND.....	307,093

The funds provided in Specific Appropriation 113A are for WPBT-TV Miami."

**Specific Appropriation 117
Page 34 - A portion of proviso language**

The following is vetoed because it mandates a tuition increase. The Florida Families First budget holds the line on tuition increases to make higher education more affordable for Florida families.

"For programs leading to a career certificate or an applied technology diploma, the standard tuition shall be \$2.40 per contact hour for residents. For non-residents, the out-of-state fee shall be \$7.20 per contact hour in addition to the standard tuition of \$2.40 per contact hour."

**Specific Appropriation 117B
Page 35**

The following is vetoed because it does not provide a core education mission for state government.

"117B AID TO LOCAL GOVERNMENTS	
LOTUS HOUSE WOMEN'S EMPLOYMENT AND	
EDUCATION PROGRAM	
FROM GENERAL REVENUE FUND.....	75,000"

**Specific Appropriation 120
Page 36 - A portion of proviso language**

The following is vetoed because it mandates a tuition increase. The Florida Families First budget holds the line on tuition increases to make higher education more affordable for Florida families.

"For advanced and professional, postsecondary vocational, developmental education, and educator preparation institute programs, standard tuition shall be \$74.14 per credit hour for residents. For non-residents, the out-of-state fee shall be \$222.42 per credit hour in addition to the standard tuition of \$74.14 per credit hour.

For baccalaureate degree programs, the standard tuition shall be \$94.54 per credit hour for residents."

"For programs leading to a career certificate or an applied technology diploma, the standard tuition shall be \$2.40 per contact hour for residents. For non-residents, the out-of-state fee shall be \$7.20 per contact hour in addition to the standard tuition of \$2.40 per contact hour."

**Specific Appropriation 129
Page 39 - A portion of proviso language**

The following is vetoed because the Florida Department of Education, the Florida College System, and the State University System have already begun efforts to expand the use of online learning. Florida has a long history of accepting competency-based credits, including credits for prior learning and military credits. As such, it is recommended these entities continue with this research and provide a report to the Governor and the Legislature by February 1, 2014. Such report shall identify areas in which further legislative changes are necessary to provide competency-based credits and utilize massive open online courses.

From the funds in Specific Appropriation 129, \$500,000 is provided for the department to contract with an outside entity to conduct a study on the accessibility and the awarding of credit for K-12 and postsecondary online courses."

**Specific Appropriation 138
Page 41 - A portion of proviso language**

The following is vetoed because it does not provide a core education mission for state government.

"From the funds provided in Specific Appropriation 138, \$400,000 is provided for the Office of Independent Education and Parental Choice within the department to develop or contract for the development of a statewide database of charter school waiting lists. The School Choice office may establish necessary criteria for implementation of the data base."

Specific Appropriation 142
Pages 43 and 44 - A portion of proviso language

The following is vetoed because it mandates a tuition increase. The Florida Families First budget holds the line on tuition increases to make higher education more affordable for Florida families.

"Beginning with the Fall 2013 semester, undergraduate tuition is established at \$106.42 per credit hour for the 2013-2014 fiscal year."

The following is vetoed because development of specific programs should be generated by the State university System. In addition, funding to support the regional military base was not included in the recommendations of the Florida Defense Support Task Force. The Task Force is comprised of 13 members from across Florida and is charged with developing and executing specific strategies to protect Florida military facilities from future base closures and realignments.

"From the general revenue funds in Specific Appropriation 142, \$15,000,000 shall be awarded to three main or extension sites by September 1, 2013, pursuant to section 1011.905(1)(b), Florida Statutes as amended in chapter 2013-27, Laws of Florida. Of the three sites, two shall meet the requirements prescribed in section 1011.905(1)(b), Florida Statutes. One of the three sites shall meet the requirements prescribed in section 1011.905(1)(b), Florida Statutes, and the following:

(1) Supports the regional military base(s) Defense Base Closure and Realignment (BRAC) Commission's profile by serving as a distribution hub for LambdaRail connectivity to the regional military bases to support research and operational activity at the military.

(2) Offers continuing education programs including industry certifications that are associated with cloud/virtualization and big data.

(3) Have begun the process of discussions to establish a Master's degree in cloud/virtualization supported by documentation from the 2012-2013 fiscal year.

(4) Been actively involved in the 2012-2013 fiscal year with the National Science Foundation Grant to Florida State College at Jacksonville on the cloud/virtualization initiative.

(5) Intends to establish LambdaRail connectivity to the university site and regional military bases with formal plans to provide links to all regional educational entities.

(6) Have established working relations with major cloud/virtualization companies in the 2012-2013 fiscal year.

(7) Establishes a target of 90 percent job placement within 12 months after graduation."

The following is vetoed because it is for a specific provider of services and could be purchased by school districts if desired. Funding for school districts has increased by more than \$1 billion for two years in a row. School districts currently have the local flexibility to purchase curriculum and other services based upon their own priorities.

"From the general revenue funds in Specific Appropriation 142, \$2,500,000 is provided to the Florida State University Center for Reading Research to coordinate with station to conduct a supplemental reading pilot project for at least five independent school districts and open-enrollment charters in the State of Florida not currently implementing such a program. This program shall provide academic support to students and teachers to help ensure grade level achievement in reading by providing an online, interactive reading assessment and research-based intervention program for grades PreK-5. This online program must automatically place students into an individualized on-line curriculum and instruction, provide teacher and administrators with immediate reporting, provide recommendations for interventions and teacher lessons, and provide small group instruction lessons. The program must provide computer-adaptive assessments at least eight times per year, and teacher, principles and districts must have immediate on-line reporting to identify those students who are not reading on grade-level and those that are

at risk of failing the state reading assessment pursuant to sections 1008.22(3) and 1008.22(5), Florida Statutes. The program must make available to parents reporting and resources regarding student achievement via a home portal. Implementation of the program must begin no later than August 15, 2013. A comprehensive report detailing the results of the program shall be submitted to the Department of Education by July 1, 2014 for review and recommendation for statewide implementation."

The following is vetoed because this report is currently produced by the Department of Economic Opportunity at a much lower cost and will continue to be produced to meet the state's need. In addition, the report can be disseminated electronically and provided online to eliminate the need for statewide printing.

"From the funds in Specific Appropriation 142, \$1,000,000 from the General Revenue Fund is provided to the University of West Florida to continue to expand the components of the Economic Security Report under the direction of the Haas Center. From the \$1,000,000, \$380,000 is provided for the collegemeasures.org contract; \$142,500 for the Haas Center for administration and development of the project; and \$427,500 for the dissemination of the Economic Security Report in printed and other formats to expand coverage to interested parties including, but not limited to, Department of Juvenile Justice facilities, private schools, and home education students. The remaining \$50,000 shall be allocated to serve and support exceptional student participation in the project."

SECTION 3 - HUMAN SERVICES

The Florida Families First budget for Health and Human Services (HHS) is committed to improving the cost, quality, and access of health care for Florida families.

The HHS missions range from protecting and promoting the public health of our state's residents to ensuring that our most vulnerable individuals receive the protections and services they need. HHS funded programs provide medical care for low income children and families, nursing home care, home and community based services for the elderly and individuals with disabilities, protective services for adults and children, mental health services, biomedical research, disease prevention, substance abuse services, prescription drug coverage, and long term care for our veterans.

This year's budget provides \$80 million for graduate medical education by creating the Statewide Medicaid Residency Program. This program will improve access to and quality of care for Florida families, expand graduate medical education on an equitable basis, and increase the supply of highly trained physicians statewide. Florida's supply of skilled physicians is and will continue to be greatly determined by the capacity of graduate medical education, and this commitment will ensure that the State of Florida expands its ability to attract and train doctors.

This budget remains committed to increasing transparency and accountability within the health care system. Implementation of the Diagnosis Related Groups (DRGs) prospective payment system within this year's budget will bring greater transparency, cost controls, and equity to Medicaid hospital inpatient pricing by paying similar rates for treating specific diagnosis. This new patient-centered reimbursement system will reward high-value, quality-driven health care services in an efficient manner to the benefit of Medicaid recipients and Florida taxpayers.

The plan to transition to the DRG system was passed in March at the end of the 2012 legislative session. By the time DRGs are implemented on July 1, 2013, the state will have spent more than a year transitioning to the new system, a process entailing numerous public meetings and forums hosted by both the executive and legislative branches of our state government. Transitioning in such a deliberative manner has resulted in a proposed DRG reimbursement methodology second to none in its reach, sophistication, and balance.

Because the new payment system will encompass virtually all hospitals and inpatient services, and because it will mark Florida's first large-scale experience with prospective payment in Medicaid, I do hereby approve of the \$65 million in transitional payments to further assist with the implementation of this im-

portant reform. In addition, we have received commitments from the recipient hospitals that they will not request or accept these funds for the 2014-2015 state fiscal year to ensure that the transitional payments are truly transitional.

Ensuring our most vulnerable individuals maintain access to the protections and services they need are of critical importance in this budget. However, in the HHS budget, a commitment was made to ensure Florida tax dollars are spent in the most efficient manner possible, That is why a high value has been placed on programs that demonstrate a need, provide a statewide benefit, maintain high performance metrics, and do not duplicate existing statewide programs and/or services.

**Specific Appropriation 206
Page 53 - A portion of proviso language**

The following is vetoed since it is in addition to the current reimbursed rates for these services.

"From the funds in Specific Appropriation 206, \$88,136 from the General Revenue Fund, \$125,116 from the Medical Care Trust Fund, and \$308 from the Refugee Assistance Trust Fund are provided for a rate increase for Home Health Services provided by Licensed Practical Nurses and Registered Nurses."

**Specific Appropriation 208
Page 54 - A portion of proviso language**

The following is vetoed because it is in addition to the current reimbursed rates that the hospital receives for Medicaid inpatient services. There is no information on what this special payment was for, and hospitals are paid for the services they provide to Medicaid recipients.

"From the funds in Specific Appropriation 208, \$1,500,000 in nonrecurring funds from the General Revenue Fund and \$2,129,325 in nonrecurring funds from the Medical Care Trust Fund are provided as a special Medicaid payment for Bethesda Hospital, Inc., located in Palm Beach County."

**Specific Appropriation 223
Page 60 - A portion of proviso language**

The following is vetoed because it is related to the corresponding increase to capitated rates for prepaid plans in relation to the lump sum transition payment included for hospital inpatient reimbursements due to the implementation of the new DRG methodology. The lump sum payments are distributed outside of hospital base rates. Therefore, a pass through is not needed for the Health Maintenance Organizations.

"From the funds in Specific Appropriation 223, \$9,563,931 from the General Revenue Fund, of which \$4,781,966 is nonrecurring, \$13,577,712 from the Medical Care Trust Fund, of which \$6,788,856 is nonrecurring, and \$127,008 from the Refugee Assistance Trust Fund, of which \$63,504 is nonrecurring, are provided to Health Maintenance Organization and Provider Service Network capitation payments as a result of increased hospital inpatient reimbursements related to the implementation of the Diagnosis Related Grouping reimbursement methodology."

**Specific Appropriation 226
Page 61 - A portion of proviso language**

The following is vetoed since it is in addition to the current reimbursed rates for these services.

"From the funds in Specific Appropriation 226, \$3,878,652 from the General Revenue Fund and \$5,506,332 from the Medical Care Trust Fund are provided for a rate increase for Private Duty Nursing services provided by Licensed Practical Nurses."

**Specific Appropriation 239
Page 64 - A portion of proviso language**

The following is vetoed since it is in addition to the current reimbursed rates for these services.

"From the funds in Specific Appropriation 239, \$1,038,000 from the General Revenue Fund and \$1,473,493 from the Medical Care Trust Fund are provided to create a supplemental payment for the care of medically complex, technologically dependent adults residing in Nursing Homes."

**Specific Appropriation 266
Page 67 - A portion of proviso language**

The following is vetoed because it goes towards a fixed capital outlay project for a private organization not affiliated with the state.

"From the funds in Specific Appropriation 266, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for the MACTown sprinkler system."

**Specific Appropriation 297A
Page 70**

The following is vetoed since it goes towards a fixed capital outlay project for a private organization not affiliated with the state.

"297A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
THE ARC VILLAGE OF JACKSONVILLE
FROM GENERAL REVENUE FUND..... 2,000,000

Funds in Specific Appropriation 297A from nonrecurring general revenue funds are provided for the Arc Village of Jacksonville."

**Specific Appropriation 337
Page 76 - A portion of proviso language**

The following is vetoed because funding exists within current resources, and these funds would be insufficient to provide a statewide benefit.

"From the funds in Specific Appropriation 337, \$250,000 in nonrecurring funds from the Federal Grants Trust Fund is provided for the purpose of funding campus coaches that provide mentoring services to foster care youth. This funding is contingent upon the passage of Senate Bill 1036, or similar legislation."

**Specific Appropriation 354
Page 79 and 80 - A portion of proviso language**

The following is vetoed because this proviso has earmarked a localized area for a specific provider of services with no statewide benefit; approval would circumvent the competitive bid process.

"Ft. Walton Beach Medical Center Crisis Stabilization Unit...1,000,000"

The following is vetoed because it goes towards a fixed capital outlay project for a private organization not affiliated with the state.

"New Horizons of the Treasure Coast - Crisis Stabilization
Center Equipment..... 227,354"

The following is vetoed because this proviso has earmarked a localized area for a specific provider of services with no statewide benefit; approval would circumvent the competitive bid process.

"Operation PAR Behavioral Health E. Wellness.....250,000"

The following was vetoed in Fiscal Year 2012-2013 and is vetoed again this year because this proviso has earmarked a localized area for a specific provider of services with no statewide benefit; approval would circumvent the competitive bid process.

"Seminole Behavioral Healthcare.....466,667"

The following is vetoed since the program is already operational and paid for by the state. Also, there has been no demonstrated savings or efficiencies to the state.

"From the funds in Specific Appropriation 354, \$800,000 from the General Revenue Fund is provided to contract with a not-for-profit mental health facility in the Second Judicial Circuit that is currently under contract with the department, and has the current capacity for placement of eight Level 1 residential beds into an integrated system of care to serve Medicaid/Medicare eligible individuals who

are transitioning from state care into the community as an alternative to institutional placement."

The following is vetoed because this proviso has earmarked a localized area for a specific provider of services with no statewide benefit; approval would circumvent the competitive bid process.

"From the funds in Specific Appropriation 354, \$547,500 from the General Revenue Fund is provided for the department to contract with a not-for-profit facility in the Fifth Judicial Circuit (Central Region of the State) currently under contract with the department to fund five additional crisis stabilization beds to serve the mentally ill in Lake and Sumter counties."

The following is vetoed because funding for county staff and resources are the responsibility of local government. This very well-intended project, while well designed, did not include clear performance standards or cost savings.

"From the funds in Specific Appropriation 354, \$450,000 from the General Revenue Fund is provided for the Palm Beach County Sheriff's Mental Health Initiative."

**Specific Appropriation 358
Page 80 - A portion of proviso language**

The following are vetoed because these facilities are contracted through a competitive bid process and this is deemed not necessary when a savings was realized through recent contract renegotiations with the state.

"From the funds in Specific Appropriation 358 and 359, \$3,220,130 from the General Revenue Fund is provided for cost of living increases for the following providers:

South Florida State Hospital	1,043,089
South Florida Evaluation & Treatment Center.....	770,096
Florida Civil Commitment Center	733,760
Treasure Coast673,185"

**Specific Appropriation 369A
Page 81**

The following are vetoed because the funds go toward fixed capital outlay projects for private organizations not affiliated with the state.

"369A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY CRISIS STABILIZATION UNITS AND TRIAGE CENTERS FOR MENTAL HEALTH SERVICES FROM GENERAL REVENUE FUND.....	2,400,000
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From the funds in Specific Appropriation 369A, \$400,000 in nonrecurring funds from the General Revenue Fund is provided to the Osceola County Triage Center and Low Demand Shelter to accommodate mental health and substance abuse populations.

From the funds in Specific Appropriation 369A, \$2,000,000 in nonrecurring funds from the General Revenue Fund is provided to the Peace River Center to develop an inpatient crisis stabilization unit and Baker Act triage center."

**Specific Appropriation 375
Page 83 - A portion of proviso language**

The following is vetoed because the budget already includes a statewide initiative to provide services in response to the prescription drug epidemic based on the Statewide Task Force that was created by the 2012 Florida Legislature.

"From the funds in Specific Appropriation 375, \$1,000,000 from nonrecurring funds from the General Revenue Fund is provided for the Pasco County Drug Initiative, known as Pasco be SMART."

**Specific Appropriation 386
Page 84 - A portion of proviso language**

The following are vetoed since there is already statewide funding available that will be distributed to the local homeless coalitions throughout the state by Department of Children and Families.

"From the funds in Specific Appropriation 386, \$1,000,000 in nonrecurring general revenue funds is provided to the United Way of Brevard County for equal distribution among the homeless coalitions throughout the state."

"From the funds in Specific Appropriation 386, \$250,000 in nonrecurring general revenue funds is provided for the Transition House Homeless Veterans Program in Osceola County.

From the funds in Specific Appropriation 386, \$500,000 in nonrecurring general revenue funds is provided to the Okaloosa Walton Homeless Continuum of Care/Opportunity, Inc."

**Specific Appropriation 412A
Page 87- A portion of proviso language**

The following is vetoed since the program currently receives funding for services provided. Funding is for a localized area without a demonstrated statewide benefit.

"From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:

Alzheimer's Community Care Association.....	300,000"
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The following was vetoed in Fiscal Year 2012-2013 and again this year because the program currently receives state funding for these services in the amount of \$117,000.

"Mt. Sinai Community Center Brain Bank	183,000"
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**Specific Appropriation 416
Page 88 - A portion of proviso language**

The following is vetoed because it is for a localized area without a demonstrated statewide benefit.

"Northdale Civic Association - Senior Center.....	50,000"
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The following is vetoed because the program currently receives funding for these services in the amount of \$732,000 and is for a localized area without a demonstrated statewide benefit.

"Southwest Social Services - Badia Senior Center.....	1,000,000"
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**Specific Appropriation 424
Page 89 - A portion of proviso language**

The following are vetoed since the state is in the process of transitioning to the Statewide Medicaid Managed Care — Long Term Care Program. At this time, the state's focus should be on successfully implementing this program. After transition is complete, an evaluation of the effectiveness and need of additional slots for the PACE program will be assessed.

"From the funds in Specific Appropriation 424, \$907,632 from the General Revenue Fund and \$1,286,428 from the Operations and Maintenance Trust Fund are provided to increase the Program for All-Inclusive Care for the Elderly (PACE) by 100 slots in Lee County, effective July 1, 2013.

From the funds in Specific Appropriation 424, \$537,612 from the General Revenue Fund and \$763,167 from the Operations and Maintenance Trust Fund are provided to increase the Program for All-Inclusive Care for the Elderly (PACE) by 75 slots in Hillsborough County, effective July 1, 2013."

"From the funds in Specific Appropriation 424, \$353,867 from the General Revenue Fund and \$502,333 from the Operations and Maintenance Trust Fund are provided to increase the Program for All-Inclusive Care for the Elderly (PACE) by 50 slots in Broward County, effective July 1, 2013."

Specific Appropriation 465
Page 93 - A portion of proviso language

The following was vetoed in Fiscal Year 2011-2012, Fiscal Year 2012-2013, and again this year because Gadsden County Health Department currently receives state and federal funding in the amount of \$2.3 million. Funding is for a localized area without a demonstrated statewide benefit.

"Gadsden County - Mobile Health Unit200,000"

Specific Appropriation 466A
Pages 93 and 94

The following is vetoed since all of the residencies will qualify for funding under the new Statewide Medicaid Residency Program, which the Legislature agreed to fund at \$80 million.

"466A AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - RURAL PRIMARY CARE
RESIDENCY SLOTS
FROM GENERAL REVENUE FUND5,200,000

Funds in Specific Appropriation 466A are provided to fund thirteen primary care residency slots at the University of Florida - College of Medicine and thirteen primary care residency slots at the Florida State University - College of Medicine. Each residency slot shall be funded in the amount of \$200,000. Preference shall be given to underserved rural areas that are determined to have a shortage of primary care physicians by the Department of Health."

Specific Appropriation 472
Page 95 - A portion of proviso language

The following is vetoed since there is currently funding to address oral health that is distributed to the county health departments and due to the lack of performance metrics needed to assess the program's return on investment to the state.

"Lake Wales Dental Clinic..... 200,000"

The following is vetoed because this organization currently receives federal funding to provide services as a Federally Qualified Health Center. The Miami-Dade County Health Department also receives state and federal funding in the amount of \$43.1 million. Funding is for a localized area without a demonstrated statewide benefit.

"Citrus Health Network350,000"

The following is vetoed since there is currently funding to address oral health that is distributed to the county health departments and due to the lack of performance metrics needed to assess the program's return on investment to the state.

"From the funds in Specific Appropriation 472,\$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Florida Health Organization to address rural oral health disparities in Hendry, Palm Beach, Okeechobee, and Monroe counties."

The following is vetoed because the state currently funds the comprehensive Statewide Tobacco Prevention and Education Program.

"From the funds in Specific Appropriation 472, \$100,000 in nonrecurring funds from the General Revenue Fund is provided to the Scripps Research Institute for the Nicotine Addiction Drug Treatment Evaluation Grant Program."

The following is vetoed because the organization has other sources of revenue.

"From the funds in Specific Appropriation 472, \$400,000 from the General Revenue Fund is provided to the Andrews Institute Foundation - Eagle Fund."

Specific Appropriation 483A
Page 98

The following is vetoed because it goes towards a fixed capital outlay project.

"483A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
FROM GENERAL REVENUE FUND400,000

From the funds in Specific Appropriation 483A, \$400,000 in nonrecurring funds from the General Revenue Fund is provided to the Liberty Hospital in Calhoun County for facility renovations and upgrades."

Specific Appropriation 483B
Page 98

The following is vetoed because it goes towards a non-public fixed capital outlay project.

"483B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS - HEALTH FACILITIES
FROM GENERAL REVENUE FUND250,000

From the funds in Specific Appropriation 483B, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Little Havana Community Health Center and Medical Complex."

Specific Appropriation 505
Page 100 - A portion of proviso language

The following is vetoed since Okaloosa County Health Department currently receives state and federal funding in the amount of \$3.5 million and funding is for a localized area without a demonstrated statewide benefit.

"From the funds in Specific Appropriation 505, \$1,725,000 from the General Revenue Fund, of which \$1,200,000 is nonrecurring, is provided for the Okaloosa County Health Department to purchase two mobile dental units, one mobile medical unit, and associated operating expenses."

The following is vetoed since it provides additional resources for services already paid for by the state.

"From the funds in Specific Appropriation 505, \$610,000 from the General Revenue Fund is provided to the Bay County Health Department for BayCare."

Specific Appropriation 516
Page 101 - A portion of proviso language

The following is vetoed since the budget already includes funding in the amount of \$7.5 million for maintenance and repair of county health departments.

"From the funds in Specific Appropriation 516, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Okaloosa County Health Department for the renovation of existing facilities in Fort Walton Beach and Crestview."

Specific Appropriation 543A
Page 105

The following is vetoed because it goes towards a fixed capital outlay project for a private organization not affiliated with the state.

"543A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
FROM GENERAL REVENUE FUND2,500,000

From the funds in Specific Appropriation 543A, \$2,500,000 in nonrecurring funds from the General Revenue Fund is provided to the Lakeland Regional Medical Center to initiate the planning, design, and construction of facilities that support graduate medical education in Polk County."

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

The Florida Families First budget for Criminal Justice and Corrections maintains Florida's sentencing laws that require individuals to serve at least 85 percent of their prison sentence before being released back into our communities. Florida's crime statistics reflect a continued decrease in crime in our state. A 42-year low crime rate can be attributed to tougher sentencing laws that hold individuals accountable through targeted, effective rehabilitation efforts in Florida's jails, prisons, and communities that treat addictions and underlying factors of criminal behavior. Effective tools and technologies are helping our state and local police protect Florida families and visitors.

This public safety budget ensures Florida's state and local criminal justice agencies have the resources they need to provide for the safety and protection of Florida families and visitors through effective investigations, prosecution, security, and targeted rehabilitation and prevention efforts.

**Specific Appropriation 608
Page 114 - A portion of proviso language**

The following is vetoed because the proviso requires implementation of a statewide system without providing the resources necessary to implement them, which would require the agency to divert funds from officer salaries or prison security.

"From the funds in Specific Appropriation 608, \$1,000,000 of general revenue funds shall be placed in reserve. After the Department of Corrections' successful statewide implementation of the electronic time and attendance system identified in chapters 2010-152 and 2011-69, Laws of Florida, the department may submit a budget amendment in accordance with all applicable provisions of chapter 216, Florida Statutes, requesting release of the funds."

**Specific Appropriation 644S
Page 118**

The following is vetoed because the program's maintenance and equipment is funded through private contributions. The agency provides the land and labor at no cost. Further, additional resources were not requested by the agency through the Legislative Budget Request process.

"644S SPECIAL CATEGORIES
LOCAL COMMUNITY CORRECTIONS PROJECT
FROM GENERAL REVENUE FUND.....100,000

The funds in Specific Appropriation 644S are provided for farming equipment at the Lowell Correctional Institution Thoroughbred Retirement Farm."

**Specific Appropriation 671
Page 124 - A portion of proviso language**

The following is vetoed because there is no documented need or request from the Department of Corrections for the compost equipment.

"From the funds in Specific Appropriation 671, \$100,000 in nonrecurring general revenue funds is provided for the purchase of a compost machine for Dade Correctional Institution."

**Specific Appropriation 692A
Page 126 - A portion of proviso language**

The following is vetoed because the program is funded through grants and local funds. While the coordination of re-entry services for inmates returning to their communities is encouraged, additional resources for this program were not requested by the Department of Corrections.

"From funds in Specific Appropriation 692A, \$150,000 is provided from non-recurring general revenue funds for the Pinellas Ex-offender Re-entry Coalition to educate potential corporations and employers on the benefits of hiring released inmates and match ex-offenders with employment and assist both employer and employees to sustain long term stability."

The following is vetoed because felony probation supervision is the statutory responsibility of the Department of Corrections. Consideration of alternative methods and structures should take place at a statewide level, as there are more than 115,000 felony offenders under supervision statewide. This proviso limits the review to only one county.

"From the funds in Specific Appropriation 692A, \$120,000 in nonrecurring general revenue funds shall be provided to the Pasco County Sheriff's Office. The Pasco County Sheriff's Office shall use these funds to evaluate the potential of transitioning the responsibility for providing felony probation services for the supervised population in Pasco County from the Department of Corrections to the Pasco County Sheriff's Office."

**Specific Appropriation 736
Page 130 - A portion of proviso language**

The following is vetoed as this appropriation appears to circumvent the competitive procurement process. Tampa Crossroads was not selected during a recent competitive procurement for services. It is the policy of this administration to encourage competition for the provision of state services.

"From funds in Specific Appropriation 736, \$185,000 in recurring general revenue funds is provided to contract for eleven nonsecure residential beds at Tampa Crossroads in Hillsborough County."

**Specific Appropriation 739
Page 131 - A portion of proviso language**

The following is vetoed because it is unclear whether the training will meet the needs of the State Attorneys and Public Defenders.

"From the funds in Specific Appropriation 739, \$65,000 in recurring general revenue funds is provided for online education and training for attorneys relating to the general fundamentals of criminal law. The funding shall be distributed to the State Attorneys' offices and Public Defenders' offices based upon an allocation provided by the respective associations. The Justice Administrative Commission is authorized to submit a budget amendment in accordance with the provisions of chapter 216, Florida Statutes, to transfer funding to the budget entities identified by the respective associations."

**Specific Appropriation 744
Page 132 - A portion of proviso language**

The following is vetoed because this case management system would support only six of the 20 Public Defender Offices. The Public Defenders are encouraged to conduct a comprehensive information technology review to determine the most efficient solution that would support all 20 Public Defender case management needs.

From the funds in Specific Appropriation 744, \$300,000 in nonrecurring general revenue funds is provided to the Florida Public Defenders Coordination Office to establish and host a shared case management system for the Public Defenders. A report on the progress of the system shall be provided by January 31, 2014 to the chairs of the Senate Appropriations and House Appropriations Committees. The report shall include a description of the progress made to date for each project milestone, planned and actual deliverable completion dates, actual costs incurred and current issues and risks being managed."

**Proviso Before Specific Appropriation 1039
Page 168**

The following is vetoed because it is unclear whether the training will meet the needs of the Regional Conflict Counsel. This veto also applies to Specific Appropriation lines 1040A, 1047A, 1054A, 1061A and 1068A below.

"From the funds in Specific Appropriations 1040A, 1047A, 1054A, 1061A, and 1068A, \$2,000 in recurring general revenue funds is provided to each Regional Conflict Counsel to fund online education and training for attorneys relating to the general fundamentals of criminal law."

**Specific Appropriation 1040A
Page 168**

"1040A EXPENSES

FROM GENERAL REVENUE FUND 2,000"

**Specific Appropriation 1047A
Page 169**

"1047A EXPENSES
FROM GENERAL REVENUE FUND 2,000"

**Specific Appropriation 1054A
Page 169**

"1054A EXPENSES
FROM GENERAL REVENUE FUND..... 2,000"

**Specific Appropriation 1061A
Page 170**

"1061A EXPENSES
FROM GENERAL REVENUE FUND..... 2,000"

**Specific Appropriation 1068A
Page 170**

"1068A EXPENSES
FROM GENERAL REVENUE FUND..... 2,000"

**Specific Appropriation 1161
Page 180 - A portion of proviso language**

The following is vetoed as Informed Families serves only three counties and is supported through federal grants and local funding.

"From the funds in Specific Appropriation 1161, \$100,000 in nonrecurring general revenue funds is provided for Informed Families of Florida Program."

The following is vetoed as the Youth Advocate Program is a local project serving a limited population and receives funding from other local entities.

"From the funds in Specific Appropriation 1161, \$100,000 in nonrecurring general revenue funds is provided for the Youth Advocate Program to provide community-based advocacy and family support services to youth who are, have been, or are at risk of involvement with the Juvenile Justice system in Duval and Nassau counties."

**Specific Appropriation 1163
Page 181- A portion of proviso language**

The following is vetoed as federal, state, and local funding is currently provided for this program.

"From the funds in Specific Appropriation 1163, \$400,000 in recurring general revenue funds is provided to expand services at the Florida Youth Challenge Academy. These funds shall not be used to reduce or offset the financial contributions made by the Clay County School District or any other entity for the operation of this program."

**Specific Appropriation 1216
Pages 186 and 187 - A portion of proviso language**

The following is vetoed because state funding for the design and engineering of a new Flagler County jail was vetoed in Fiscal Year 2012-2013. Funding for county jails is not a state responsibility.

"From the funds in Specific Appropriation 1216, \$150,000 in nonrecurring general revenue funds is provided for the Flagler County Re-Entry Training Program."

The following is vetoed because funding for planning and construction of county buildings is the responsibility of local government.

"From the funds in Specific Appropriation 1216, \$500,000 in nonrecurring general revenue funds is provided for start-up monies for the Nassau County Sheriff's Administrative Building. These funds are contingent upon the project being included within the Nassau County Capital Improvement Plan. If the project is not

completed within five years, all appropriated funds herein must be returned to the state."

The following is vetoed because funding to purchase or lease a county administrative building is the responsibility of local government.

"From the funds in Specific Appropriation 1216, \$100,000 in nonrecurring general revenue funds is provided for the replacement of the Liberty County Sheriff's Administrative building."

The following is vetoed because funding for county staff and resources are the responsibility of local government. This very well intended project, while well designed, did not include clear performance standards or cost savings.

"From the funds in Specific Appropriation 1216, \$550,000 in nonrecurring general revenue funds is provided for the Violence Prevention Unit in Palm Beach County."

The following is vetoed as funding to purchase or renovate a privately-owned building for a county purpose is the responsibility of local government.

"From the funds in Specific Appropriation 1216, \$100,000 in nonrecurring general revenue funds is provided for the acquisition and renovation of a facility for the Gadsden County Sheriff's Community and Recreational Center."

**Specific Appropriation 1278A
Page 193**

The following is vetoed as the Civil Legal Assistance funds, distributed through the Florida Bar Foundation, have been vetoed for the past two fiscal years. The Attorney General is distributing \$5 million from the National Mortgage Settlement this year directly to civil legal aid offices to assist homeowners in danger of foreclosure. The Attorney General will receive an additional \$10 million, through Senate Bill 1852, to distribute directly to these civil legal aid offices in Fiscal Year 2013-2014.

"1278A SPECIAL CATEGORIES CIVIL LEGAL ASSISTANCE
FROM GENERAL REVENUE FUND..... 1,000,000

From the funds in Specific Appropriation 1278A, \$500,000 in recurring general revenue funds and \$500,000 in nonrecurring general revenue funds are appropriated for the "Florida Access to Civil Legal Assistance Act" to promote the availability of civil legal assistance to the poor and improve access to justice."

**Specific Appropriation 1292
Page 195 - A portion of proviso language**

The following is vetoed because it is unclear whether the training will meet the needs of the Department of Legal Affairs.

"From the funds in Specific Appropriation 1292, \$25,000 in recurring general revenue funds is provided to fund online education and training for attorneys relating to the general fundamentals of criminal law."

**SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/
GROWTH MANAGEMENT/TRANSPORTATION**

The Florida Families First budget provides a commitment to protect our environment; maintain healthy fish, wildlife, and their habitats; and supports a vital and growing agricultural industry. **This commitment is reflected by the highest level of funding in the last five years for Everglades restoration and the Florida Forever program — a total of \$151.8 million dollars.** These funds are directed in a targeted manner to implement the Governor's water quality plan, ensuring the Everglades receives the clean supply of water it needs; construct key Comprehensive Everglades Restoration Plan projects; and to protect properties that bring a return on investment to Florida — through military base buffering, springs protection, critical natural resources, and our agricultural industry.

The Florida Families First budget also includes \$2 million for the continued investment in wastewater projects for the Florida Keys. As part of this investment in protecting the waters of this important community, the Department of Environmental Protection is directed, in coordination with the Department of Economic Opportunity, to perform a review of the sources of funding currently being utilized for this issue. These agencies are also directed to evaluate the uses and impact of prior state funding, and provide the Office of Policy and Budget within the Executive Office of the Governor with a report outlining the findings of this review, as well as provide recommendations for actions needed to address the continued funding of wastewater projects in the Florida Keys. In addition, the Florida Families First budget includes more than \$18.5 million for the restoration and protection of our fresh water springs and \$10.5 million for the restoration of the St. Johns River — two ecosystems that, like the Everglades, define Florida to the world.

The Florida Families First budget includes more than \$8.5 billion to fully fund the Department of Transportation's Work Program and to ensure that Florida's infrastructure remains as one of the best in the nation. Funds are used for the maintenance, enhancement, and expansion of the state's transportation systems and includes funding for seaports, airports, transit systems, and railways. The quality of Florida's transportation systems are vital to our efforts to enhance Florida's economic competitiveness, to retain and create transportation-related jobs, provide safe movement of products and goods, along with improving the quality of life for Florida families. We recognize the importance of Florida's role as a global leader in international trade and markets. This Florida Families First budget provides more than \$278 million to continue our state's commitment to develop and enhance our 15 seaports and will place us in the best position to take advantage of new trade routes as a result of the Panama Canal expansion.

The Florida Families First budget ensures taxpayer dollars are spent on areas that produce a return on their investment, with measurable results. Whether it is investment in Florida's natural resources or transportation infrastructure, Floridians deserve to know that their hard earned dollars will be spent in a targeted manner and result in significant benefit to the state.

**Specific Appropriation 1441B
Page 210**

The following is vetoed because other solutions have been proposed in the budget to ensure fresh fruits and vegetables are available to all Floridians.

"1441B SPECIAL CATEGORIES
GRANTS AND AIDS - MOBILE FARMER'S MARKET
FROM GENERAL REVENUE FUND..... 150,000"

**Specific Appropriation 1488A
Page 215**

The following is vetoed because the Department of Agriculture and Consumer anticipates spending approximately \$1 million in federal funds appropriated for Fiscal Year 2013-2014 for outreach associated with school food and nutrition service programs. In addition, other entities currently provide educational opportunities with regard to dental health and oral hygiene. However, program advocates are encouraged to work with the Department of Health to examine potential programmatic opportunities next year.

"1488A SPECIAL CATEGORIES
CHILDREN'S NUTRITION AND ORAL HYGIENE
PROGRAM
FROM GENERAL REVENUE FUND..... 1,000,000"

From the funds in Specific Appropriation 1488A, \$1,000,000 in nonrecurring funds from the General Revenue Fund is provided to the department to develop and implement a nutrition and dental hygiene educational program for children. The Division of Food, Nutrition and Wellness within the department shall work in collaboration with the Department of Health, the Department of Children and Families, the Florida Academy of Pediatric Dentistry, and the Florida Dental Health Foundation to implement the program."

**Specific Appropriation 1552A
Page 222**

The following is vetoed because the Department of Environmental Protection has a sufficient fund balance within the Internal Improvement Trust Fund for the management of sovereign submerged lands.

"1552A SPECIAL CATEGORIES
TRANSFER TO THE INTERNAL IMPROVEMENT TRUST
FUND FOR MANAGEMENT OF SOVEREIGN SUBMERGED
LANDS
FROM GENERAL REVENUE FUND.....1,000,000"

**Specific Appropriation 1640C
Pages 233 and 234 - A portion of proviso language**

One of Florida's most important resources is water. The Department of Environmental Protection and the state's five water management districts provide funding to protect the quality and quantity of Florida's water supply. These agencies work to ensure that Floridians' tax dollars are spent in a manner that will provide a demonstrable improvement statewide. While some water projects may also contribute to a statewide objective, not all projects demonstrate an ability to contribute to a statewide investment. Based on criteria for water projects, the following projects did not provide a significant return for the investment of the Fiscal Year 2013-2014 Florida Families First budget:

- "Blountstown - Replacement Of Water Main Along SR 20.....472,000"
- "Bushnell Sumter County - Water Main Extension.....1,234,032"
- "Chipley - Drinking Water System Improvements..... 400,000
Coral Gables - Wastewater Collection System..... 589,468
Cross City - Primary Drinking Water Standards Improvement.. 400,000"
- "Cutler Bay - Stormwater/Pollutant Elimination Project..... 400,000
Dade City - Hydrant and Valve Replacement 520,000
Dade City - Orange Valley Well..... 550,000"
- "Dixie/Lafayette/Taylor - Big Bend Water Authority Sewer
System Improvements - Steinhatchee River..... 75,000"
- "Florida City - Krome Avenue Water Line Replacement..... 110,000
Fort Lauderdale - Seven Isles Seawall Improvement/Elevation...100,000
Fort Myers/Cape Coral-Reclaimed Water Distribution Pipeline...900,000
Gainesville - Tomblin Creek Stormwater Project.....625,000
Glades - Utility Authority Water Infrastructure Improvement 1,000,000"
- "Gretna - Potable Water Supply Upgrades..... 150,000
Hallendale Beach SW/SE Drainage Project.....500,000
Hardee County - Regional Wastewater Service Improvements.....500,000
Hendry County - Airglades Airport & Industrial Park
Wastewater Forcemain to Clewiston Treatment Plant.....3,000,000
Homestead - Race Track Inline Booster Pumps, SCADA, Valve
Installation..... 195,000
Homestead - Installation of Well Motors Softstarts.....12,000
- Indian River County - FAU Harbor Branch Indian River Lagoon
Observatory.....2,000,000"
- "Lake Park - Lake Shore Drainage Improvements.....200,000"
- "Lauderdale Lakes - Flood Mitigation.....500,000"
- "Marion County - Wastewater Treatment.....300,000
Miami Gardens - NW 170 Street Stormwater Drainage Project....200,000
Miami Gardens - NW 195/204 Street Stormwater Drainage
Project.....150,000
Miami Gardens - Vista Verde Stormwater Drainage Project.....250,000
Miami Gardens - Neighborhood Stormwater Swale Re-grading
Project.....10,000"
- "Monticello - Extension of Water Distribution System North
of Monticello.....500,000"
- "Noma - System Wide Water Line Replacement.....300,000
North Miami - Biscayne Canal West Drainage Basin System

Upgrade.....	150,000"
"Orange County - Oakland Wastewater System.....	300,000
Ormond Beach - North Central Park Lake Interconnects - Flood Mitigation.....	125,000
Palm Beach County - Lake Worth Lagoon Lake Park Seagrass Restoration.....	125,000"
"Palm Beach County - Lake Worth Lagoon Monitoring and Administration.....	100,000
Palm Beach County - Lake Worth Lagoon North Palm Beach Living Shorelines.....	100,000"
"Palmetto Bay - Sub-Basin 10 Drainage Improvements.....	250,000
Pasco - Laccochee/Tribly Water System Improvements.....	500,000"
"Polk - Frostproof New Generators for Main Water Plant Well....	150,000
Polk - Frostproof Water Storage Tank at Main Water Plant.....	200,000
Port LaBelle - System.....	470,000"
"Port St. Lucie - Water Control Structure Improvement Project	131,000
Riviera Beach - West 18th-22nd Street Stormwater Laterals....	500,000
Riviera Beach - West 6th Street Stormwater Improvements.....	500,000
Sarasota County - Phillippi Creek Septic System Replacement Program.....	438,000
South Miami - Dorn Avenue Drainage.....	120,000"
"Surf side - 88th Street Pump Station - Seawall repairs.....	75,000"
"Tampa - Westshore Waterways Improvement Project.....	150,000"
"Unincorporated Miami-Dade County - SW 157 Avenue Canal.....	1,100,000
Walton County - Coastal Dune Lakes Environmental Assessment.	500,000
Walton County - Wastewater Treatment Facility at Mossy Head.	3,000,000
Walton County - US Highway 98 Water Line Extension....	1,000,000
West Miami - Stormwater Improvements.....	250,000
Williston - Rehabilitation of Sanitary Sewer Line Segments....	305,000
Winter Haven - South Lake Conine Wetland Treatment Project....	619,000"

Specific Appropriation 1676A

Page 238

The following is vetoed because the proviso language limits the use of state funds to administrative costs. However, incentivizing investments in Florida's state park system should be encouraged. As such, a similar amount should be invested in Florida's Partnership in Parks program for the Fiscal Year 2014-2015 budget.

"1676A SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE PARK TRUST FUND.....	750,000
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Funds in Specific Appropriation 1676A are to be used as a 40 percent match for private and public donations for associated administrative costs that will allow the Friends of Florida Parks, Inc., to market and manage both private and public sector investments."

Specific Appropriation 1720

Pages 242 and 243 - A portion of proviso language

The following is vetoed because the funding was not requested by the Fish and Wildlife Conservation Commission. In addition, the proviso language circumvents the established Department of Management Services process for agencies to identify and lease office space.

"From the funds in Specific Appropriation 1720, \$129,000 from the Administrative Trust Fund is provided for the Fish and Wildlife Conservation Commission to determine the feasibility of purchasing a building located at 3800 Esplanade Way, Tallahassee, FL 32311, for relocation of the commission. The commission shall work with the Department of Management Services on the feasibility study and for possible inclusion of the building within the Florida Facilities Pool. The commission shall submit the results of the feasibility study to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by January 1, 2014."

Specific Appropriation 1725A

Page 243

The following is vetoed because the funding was not requested by the Fish and Wildlife Conservation Commission. Also, the use of state funds to create a fundraising program for a nonprofit Citizens Support Group (CSG) is not an efficient use of state dollars and there is no guaranteed return on investment.

"1725A SPECIAL CATEGORIES GRANTS AND AIDS - WILDLIFE FOUNDATION OF FLORIDA FROM GENERAL REVENUE FUND.....	1,000,000"
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Specific Appropriation 1819A

Page 253

The following is vetoed because the funding was not requested by the Fish and Wildlife Conservation Commission and is also local in scope, without a clearly demonstrated statewide benefit.

"1819A SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND.....	75,000
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Funds in Specific Appropriation 1819A are provided to the City of Punta Gorda for a feasibility study to develop a research education aquarium in Charlotte County."

Specific Appropriation 1835A

Page 256

The following is vetoed because the Transportation Work Program includes more than \$57 million in statewide funding for transit greenways for the movement of pedestrian, bicycle, and specialized transit greenway vehicles. The worthwhile project contemplated by the Coast to Coast Connector can be built incrementally and consistent with a prioritization of gaps in the existing trail system.

"1835A FIXED CAPITAL OUTLAY MULTI-USE TRAIL SYSTEM FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND.....	50,000,000
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The funds in Specific Appropriation 1835A are provided for costs of land acquisition, design, and construction of "The Coast to Coast Connector", a multi-use trail intended to provide a system of interconnected trails traversing from St. Petersburg to Titusville, Florida. The Department of Transportation shall fund the projects identified by the Florida Greenways and Trails Council needed to complete and close the gaps between existing trails, including the Starkey Gap, Goodneighbor Gap, Van Fleet Gap, Orange Gap, Seminole Gap, East Central Gap and the Space Coast Gap."

Specific Appropriation 1845

Page 257 - A portion of proviso language

The following is vetoed because there are transit option studies underway along this transportation corridor to determine the appropriate placement of a transportation hub facility and this project circumvents the Transportation Work Program evaluation process.

"From the funds in Specific Appropriation 1845, \$500,000 shall be used to develop a transportation hub facility at State Road 7 and Oakland Park Boulevard in Broward County, facilitating the mobility and transfer among different modes of transportation. The hub should foster regional mobility along commercial corridors through public transportation and neighborhood linkages to accommodate increasing populations and congestion mitigation."

Specific Appropriation 1846

Page 257 - A portion of proviso language

The following is vetoed because this project circumvents the Transportation Work Program evaluation process.

"From the funds in Specific Appropriation 1846, \$800,000 is provided for preliminary engineering and design of the Pine Hills Pedestrian Bridge, spanning State Road 438 (Silver Star Road)."

Specific Appropriation 1871
Page 259 - A portion of proviso language

The following was vetoed in Fiscal Year 2012-2013 as it is not an appropriate use of state funds.

"The nonrecurring general revenue funds in Specific Appropriation 1871 are provided for road maintenance vehicles in the City of Hialeah."

Specific Appropriation 1888
Page 260 - A portion of proviso language

The following is vetoed because this service is currently supported by the Department of Transportation.

"From the funds in Specific Appropriation 1888, \$800,000 is provided for Keep Florida Beautiful."

Specific Appropriation 1896
Page 261 - A portion of proviso language

The following is vetoed because projects funded with state dollars should be able to demonstrate a benefit to Florida's taxpayers. In addition, this issue is a matter of pending litigation.

"The nonrecurring general revenue funds in Specific Appropriation 1896 are provided to the Port St. Joe Port Authority to directly pay costs attributable to Capital City Bank loans #6806390850 and #6806390851. The Port St. Joe Port Authority shall report the status of these payments to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by August 1, 2013."

SECTION 6 - GENERAL GOVERNMENT

The Florida Families First budget for Economic Development continues to support the key elements of Florida's Economic Growth Agenda — creating jobs, promoting an economic climate under which Florida's businesses can grow and thrive, and providing the resources needed to quickly and efficiently respond to job creation and economic development opportunities.

In partnership with the Legislature, the Florida Families First budget provides more than \$45.5 million in flexible economic development funding, to be used for incentives to attract the most promising business opportunities in an effort to stimulate Florida's economy. In the form of programs and tools such as the Quick Action Closing Fund, the Qualified Targeted Industry Tax Refund, and the Innovation Incentive Program, these incentives help create an economic environment in Florida that encourages the creation, relocation, and expansion of businesses, allowing us to create more jobs in our effort to get Floridians "Back to Work".

For the state's general government agencies, the budget includes prudent investments in the state's facilities and systems. Additional funding totaling \$32.4 million is provided to address the most significant deficiencies in office buildings. Further, \$15 million is included to continue to renovate Florida National Guard armories — an important investment to improve efficiency, force readiness, and the state's ability to gain additional units. The budget also continues the development and improvement of the One Stop Business Registration Portal. The Portal is expected to become operational in 2013, and will serve as a single point of entry for individuals and businesses seeking to start a business and transact business in the state.

Improving efficiency, as evidenced through budget reductions and targeted investments, remains a key priority. The budget reflects more than \$27 million in reductions, over Fiscal Years 2012-2013 and 2013-2014, made possible through contract and real estate lease savings. In addition, the budget reflects strategic investments necessary to improve the efficiency of state-owned office space and to enhance state procurement training and expertise. Funding is also provided to equip the Lottery's sales force with tools to improve productivity and generate savings. Finally, the budget includes funding to study how to improve the state's human resources and fleet management operations, to ensure that these enterprise activities are operated effectively, and to harness available economies of scale.

Throughout this section, approved programs or projects that have a statewide impact or have gone through a competitive review process, are recommended based on measurable and positive outcomes. Projects and programs that have won approval this year are held accountable in an effort to ensure the proper use of state tax dollars. Such programs include CAMACOL Trade and Exhibition Center, Space Florida — Financing Program, and the Hispanic Business Initiative Fund Outreach Program.

Specific Appropriation 2143A
Page 285

The following is vetoed because this is not the most appropriate use of administrative trust fund dollars.

"2143A SPECIAL CATEGORIES
ACQUISITION OF MOTOR VEHICLES
FROM SPECIAL EMPLOYMENT SECURITY
ADMINISTRATION TRUST FUND..... 82,000"

Specific Appropriation 2160A
Page 287 - A portion of proviso language

The following are vetoed because projects funded with state dollars should be able to demonstrate a benefit to Florida's taxpayers that can be objectively measured and evaluated in some manner. These projects provide no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"The nonrecurring general revenue funds provided in Specific Appropriation 2160A are allocated to the Economic Development Council of South Miami Dade to implement a Business Training program and a Life Skills Training program."

"Future Builders of America.....250,000
Seaport Employment Training Grant.....300,000
Tampa Bay Workforce Alliance.....332,000
Big Brothers/Big Sisters JOBS Mentoring Program250,000"

Specific Appropriation 2163A
Page 288

The following is vetoed because this program provides workforce services that are duplicative of those available through Florida's One-Stop Career Centers.

"2163A SPECIAL CATEGORIES
GRANTS AND AIDS - DISPLACED HOMEMAKERS
FROM DISPLACED HOMEMAKER TRUST
FUND.....1,816,434"

Specific Appropriation 2192A
Page 291

The following was vetoed in Fiscal Year 2011-2012 and the return on investment has not been sufficient to justify additional taxpayer dollars.

"2192A SPECIAL CATEGORIES
GRANTS AND AIDS - ECONOMIC GARDENING -
UNIVERSITY OF CENTRAL FLORIDA
FROM STATE ECONOMIC ENHANCEMENT
AND DEVELOPMENT TRUST FUND.....1,000,000"

Funds provided in Specific Appropriation 2192A from the State Economic Enhancement and Development Trust Fund are for the Economic Gardening Technical Assistance Program."

Specific Appropriation 2210A
Page 293

The following are vetoed because projects funded with state dollars should be able to demonstrate a benefit to Florida's taxpayers that can be objectively measured and evaluated in some manner. These projects provide no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"Metropolitan Ministries Transitional Family Housing Project
(Pasco County).....1,300,000
Salvation Army Transitional Housing Project (Polk County)..... 500,000"

The following was vetoed in Fiscal Year 2012-2013 and provides no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"Torry Island Master Plan75,000"

The following are vetoed because projects funded with state dollars should be able to demonstrate a benefit to Florida's taxpayers that can be objectively measured and evaluated in some manner. These projects provide no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"City of Frostproof - Workforce Infrastructure.....500,000
Florida Conservation and Technology Park.....2,500,000
North Bay Village - John F. Kennedy Causeway.....125,000
Mossy Head Industrial Park Infrastructure (Walton County)...1,800,000"

"Hernando County - Rogers Park.....750,000
Hernando County - Broadband Network..... 2,000,000
City of Hialeah - Fuel Station Improvements..... 234,000"

"Village of Biscayne Park - Village Hall Renovation.....500,000
Building Homes for Heroes.....1,000,000"

Specific Appropriation 2223A
Page 296 - A portion of proviso language

The following was vetoed in Fiscal Year 2012-2013 and provides no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"West Orange County Economic Development Business Center....1,000,000"

The following are vetoed because projects funded with state dollars should be able to demonstrate a benefit to Florida's taxpayers that can be objectively measured and evaluated in some manner. These projects provide no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"National Entrepreneur Center - Orlando.....600,000
Bethune-Cookman University Economic Development Consortium....250,000"

"Urban League - Regional Urban Entrepreneurship / Small
Business Development Technical Capacity Assistance.....1,200,000"

The following is vetoed because projects funded with state tax dollars should be able to demonstrate a benefit to Florida's taxpayers that can be objectively measured and evaluated in some manner and the anticipated return on investment is insufficient to justify the use of taxpayer dollars. Currently, the state funds Space Florida and other aerospace related initiatives.

"The nonrecurring State Economic Enhancement and Development trust funds provided in Specific Appropriation 2223A are allocated to the Florida Institute of Technology - Space Exploration Research Lab."

Specific Appropriation 2226A
Pages 296 and 297

The following was vetoed in Fiscal Year 2011-2012 and in Fiscal Year 2012-2013 and there is no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"2226A SPECIAL CATEGORIES
GRANTS AND AIDS - REGIONAL PLANNING
COUNCILS
FROM GENERAL REVENUE FUND.....2,500,000

Funds in Specific Appropriation 2226A are provided to the Regional Planning Councils, 75 percent of which must be divided equally among the councils, and 25 percent of which must be allocated according to population. The funds must be used to implement the Florida Five-Year Strategic Plan for Economic Development, address problems of greater than local concern, and provide technical assistance to local governments, economic development organizations, and other stakeholders."

Specific Appropriation 2305
Page 304 — A portion of proviso language

The following is vetoed because there is not a demonstrated need that the funding is necessary to address. The Department of Financial Services was provided an additional 10 positions to enhance accounting oversight.

"From the funds provided in Specific Appropriations 2305, 2307, and 2315, five positions with associated salary rate of 262,209, and \$398,365 from the General Revenue Fund are provided for enhanced accountability and oversight of agency journal transfers and the completion of quarterly reports regarding journal transfer audits. The reports shall include the number of journal transfers audited and the number of agency deficiencies found by audit that required correction. The information provided in the reports shall be in sufficient detail as to indicate the type of journal transfer audited and the deficiencies found by the type of journal transfer. In addition, the reports shall include examples of agency deficiencies and recommendations for improvements which may include statutory or rule changes required to ensure proper accounting of state resources. The reports shall be provided to the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee and the Executive Office of the Governor on a quarterly basis. The first report shall be due January 31, 2014, for the period October 1, 2013, through December 31, 2013, and for each quarter thereafter."

Specific Appropriation 2571
Page 327 - A portion of proviso language

The following is vetoed because there is no clear mechanism for objectively measuring and evaluating the return on the state's investment and has no statewide impact.

"Funds in Specific Appropriation 2571 from the General Revenue Fund are provided to the City of Palm Bay to assist in the construction of the Regional Emergency Services Domestic Preparedness Training Center."

Specific Appropriation 2629
Pages 332 and 333 - A portion of proviso language

The following is vetoed because projects funded with state dollars should be able to demonstrate a benefit to Florida's taxpayers that can be objectively measured and evaluated in some manner. This project provides no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"From the funds in Specific Appropriation 2629, \$1,000,000 of nonrecurring general revenue funds is provided for the Driver Courtesy and Safety Public Education Campaign. The department may contract for professional services to implement a public education campaign to increase awareness of the passage of new laws relating to texting while driving and driving in the right lane, including information regarding the consequences of violating these laws."

Specific Appropriation 2755A
Page 345

The following is vetoed because funding for this item was vetoed in the Fiscal Year 2012-2013 General Appropriations Act and a similar conference could be developed by an association or group of interested vendors. There is no available evidence that the conference results in improved opportunities for participating businesses. In addition, there are existing resources to assist minority businesses funded in the Department of Economic Opportunity. We will continue to work with the Legislature on having this function performed by a Direct Support Organization as I recommended, but was not authorized by the Legislature.

"2755A SPECIAL CATEGORIES
MATCHMAKER CONFERENCE
FROM GRANTS AND DONATIONS TRUST
FUND..... 200,000"

Specific Appropriation 2954A
Page 362

The following is vetoed because the funding for the acquisition of motor vehicles is not a recurring annual need for the Public Service Commission. It is more appropriate for the Commission to request

funding through the Legislative Budget Request process when these vehicles need replacement.

"2954A SPECIAL CATEGORIES
ACQUISITION OF MOTOR VEHICLES
FROM REGULATORY TRUST FUND72,055

From the funds provided in Specific Appropriation 2954A, the Public Service Commission may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the executive director that the vehicle replacement is a critical safety issue, or based on emergency or unforeseen circumstances as provided in section 287.14(3), Florida Statutes."

Specific Appropriation 3116
Page 372 - A portion of proviso language

The following are vetoed because these projects did not go through the established competitive review process where projects of this type are ranked and recommended based on measurable and positive outcomes.

"Golden Gate Building Interior Renovations, Martin County.... 200,000
Calhoun County Historic Courthouse Renovation and Repairs.... 649,000"

"St. Augustine Historical Documentary Film500,000"

The following was vetoed in Fiscal Year 2012-2013 and did not go through the established competitive review process where projects of this type are ranked and recommended based on measurable and positive outcomes.

"Captain Hendry House Rehabilitation - LaBelle..... 43,000"

The following are vetoed because these projects did not go through the established competitive review process where projects of this type are ranked and recommended based on measurable and positive outcomes.

"Historic Hendry County courthouse.....1,500,000
Fannye Ponder House - St. Petersburg..... 78,750"

"Joseph Franklin House - Leon County.....100,000"

Specific Appropriation 3136A
Page 374

The following is vetoed because it circumvents the established grant review process and has no statewide impact.

"3136A AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - SUPPLEMENTAL LIBRARY
GRANTS
FROM GENERAL REVENUE FUND.....250,000

The nonrecurring funds in Specific Appropriation 3136A shall be used to fund a research and development grant for the Orange County Library."

Specific Appropriation 3149
Page 376 - A portion of proviso language

The following is vetoed because the project did not go through the established competitive review process where projects of this type are ranked and recommended based on measurable and positive outcomes.

"Coral Gables Museum..... 200,000"

Specific Appropriation 3149B
Page 376

The following is vetoed because Senate Bill 442 or similar legislation did not pass as stated in the proviso.

"3149B SPECIAL CATEGORIES
GRANTS AND AIDS - BLACK CULTURAL TOURISM
ENHANCEMENT COMMISSION
FROM GENERAL REVENUE FUND.....1,000,000

The nonrecurring general revenue funds appropriated in Specific Appropriation 3149B, for the Black Cultural Tourism Enhancement Commission, are contingent upon Senate Bill 442 or similar legislation becoming law. A portion of the funds shall be used for administrative and staff support, travel reimbursements, and additional financial assistance as set forth in Senate Bill 442 or similar legislation that becomes law."

Specific Appropriation 3155A
Page 377 - A portion of proviso language

The following is vetoed because this project did not go through the established competitive review process where projects of this type are ranked and recommended based on measurable and positive outcomes.

"Miami Science Museum.....100,000"

The following was vetoed in Fiscal Year 2012-2013 and did not go through the established competitive review process where projects of this type are ranked and recommended based on measurable and positive outcomes.

"Holocaust Documentation and Education Center500,000"

SECTION 7 - JUDICIAL BRANCH

The Florida Families First budget funds priorities in the State Court System, including ensuring offenders are serving at least 85 percent of their prison sentence and overseeing appropriate supervised treatment programs for qualifying drug offenders.

Florida started the national drug court movement in 1989 by creating the first drug court in the United States in Miami-Dade County. Recognizing the value of these drug courts, funding for eight drug courts that were previously funded through a federal grant program and have shown demonstrated success is continued.

Additionally, another method the courts use to assist individuals with specific needs and problems is Veterans' Courts. Veterans' Courts are specifically designed as a pre-trial intervention program for veterans charged with qualifying criminal offenses. These pretrial intervention programs address complex treatment needs associated with substance abuse, mental health, and other issues unique to the traumatic experience of war. With eight Veterans' Courts currently operating in Florida, funding is provided to expand five additional Veterans' Courts. Providing the correct diversion and treatment programs assist in reduced recidivism and contribute to Florida's low crime rate which is at a 42-year low.

Specific Appropriation 3178A
Page 380

The following are vetoed as the Department of State has an established process for entities to apply for funds related to the preservation and restoration of historic buildings. The renovations for these two historic courthouses did not go through the established review process. General repairs of local county courthouses are the responsibility of local government.

"3178A AID TO LOCAL GOVERNMENTS
SMALL COUNTY COURTHOUSE FACILITIES
FROM GENERAL REVENUE FUND..... 500,000

From the funds in Specific Appropriation 3178A, \$500,000 in nonrecurring general revenue funds is provided for the restoration of small county historic courthouses.

Clay.....300,000
Bradford200,000"

Specific Appropriation 3193A
Page 381

The following is vetoed as taxpayer dollars should not be invested in a construction project for this facility until the planning for current and

future courthouse needs of the Second District Court of Appeals are addressed.

"3193A FIXED CAPITAL OUTLAY
PAVED SURFACE MAINTENANCE AND REPAIR
STATEWIDE - DMS MGD
FROM GENERAL REVENUE FUND..... 30,450

The funds in Specific Appropriation 3193A are provided to the Second District Court of Appeal to reconstruct its driveway."

**Specific Appropriation 3203A
Page 382**

The following is vetoed as the technology upgrade of equipment for the Village of Virginia Gardens Police Department is the responsibility of the municipality. This is a local project for a single city in Miami-Dade County.

"3203A SPECIAL CATEGORIES
GRANTS AND AIDS - CONTRACTED SERVICES
FROM GENERAL REVENUE FUND44,150

From the funds in Specific Appropriation 3203A, \$44,150 in nonrecurring general revenue funds is provided to update the criminal justice information system for the Village of Virginia Gardens."

OTHER SECTIONS

**Section 14
Page 395**

The following is vetoed because it is a local project.

"SECTION 14. The unexpended balance or \$520,203, whichever is less, in non-recurring General Revenue Funds in Specific Appropriation 87C of chapter 2012-118, Laws of Florida, for AVID Highlands County, is hereby reverted and re-appropriated for Fiscal Year 2013-2014 to the Department of Education for the same purpose."

**Section 50
Page 399**

The following is vetoed because it circumvented the water project review process.

"SECTION 50. The unexpended balance of funds provided in Specific Appropriations 1857 and 1859 of chapter 2007-72, Laws of Florida, transferred from the Department of Environmental Protection to the Suwannee River Water Management District for the implementation of projects utilizing innovative, cost effective, biologically based nutrient control technologies in the Suwannee River Surface Water Improvement Initiative shall be returned to the department and is appropriated for Fiscal Year 2013-2014 to the Department of Environmental Protection for distribution to Lee County for nitrogen and phosphorus reduction utilizing innovative, cost-effective, biologically based, nutrient control technologies."

**Section 79
Page 403**

The following was vetoed in Fiscal Year 2012-2013 and circumvents the established grant review process.

"SECTION 79. The sum of \$85,635 is appropriated from the General Revenue Fund to the Department of State for the 2012-2013 fiscal year for a library grant to the Okaloosa County Library. This section shall be effective upon becoming law."

**Section 93
Page 405**

The following is vetoed because in lieu of General Revenue, the State Economic Enhancement and Development (SEED) Trust Fund was specifically created by the Legislature as a funding source for economic development programs.

"State Economic Enhancement and Development Trust Fund24,900,000"

Finally, I note a few sections of Senate Bill 1500 that are generally objectionable. While I have chosen not to veto the items below, they are noteworthy:

**Highway Safety and Motor Vehicles - Closure of Haines City Driver License Office
—SA 2625**

Section 322.02, Florida Statutes, provides that the transition of driver license issuance services from driver license offices to tax collectors be completed by June 30, 2015. Unfortunately, the Polk County Tax Collector's Office is not equipped to manage driver license issuance services until June 1, 2014. Therefore, the Haines City Driver License Office will continue to require funding for payments on contractual obligations until the Polk County Tax Collector's Office is prepared to manage these services. I urge the Polk County Tax Collector's Office to move as quickly as possible in effecting the will of the Legislature to have the tax collector provide these services.

No funds are provided in Specific Appropriation 2625 through 2636 for Fiscal Year 2013-2014 to make payments for the use of property after January 31, 2014, on any existing contracts, lease or other contractual obligations held by the state or any of its agencies and entities associated with the closure of the Haines City (L04) Driver License office.

**Department of Corrections — Reduction of Public Worksquads
—SA 657**

The Legislature chose not to fully fund the Department of Corrections' operating deficit for the Fiscal Year 2012-2013. Because of this, the Department must use upwards of \$45 million in Fiscal Year 2013-2014 funds to cover last year's deficit; meaning that the Department will begin the year with an operating deficit.

This unfortunate reality will require strong fiscal management during the next year. However, the ability of the Department to reduce expenditures and responsibly manage its budget is severely limited by this proviso language.

I fully expect the Department of Corrections to develop a plan to manage its deficit, which includes reducing services that are not statutorily mandated and provided at no cost to local governments. Accordingly, the directives in this proviso language are unnecessary.

From the funds in Specific Appropriation 657, \$34,504,901 in general revenue funds is provided to the Department of Corrections to ensure all general revenue public worksquads are maintained. The Department of Corrections shall, before eliminating any general revenue funded public worksquad officer positions, submit its proposal to the Governor's Office of Policy and Budget and the chairs of the Senate Appropriations Committee and the House Appropriations Committee for review and approval.

**Business Case Study on use of Vehicles
—SA 2734**

In conjunction with the business case study funded in Specific Appropriation 2734, I have instructed the Secretary of the Department of Management Services to include in the statewide review, the need for the use of state owned vehicles by State Attorneys and Public Defenders. This review will include policy recommendations to govern the determination of when a vehicle is a mere prerequisite and when a vehicle is necessary to accomplish the public mission.

In conclusion, as I did last year and in recognition of my continued commitment to the citizens of Florida, I am voluntarily reducing my salary to 1 cent per month for Fiscal Year 2013-2014 as authorized in Section 8 of the General Appropriations Act in which the Legislature has set the salary schedule for state officers and judges.

The portions of Senate Bill 1500 which are set forth herein with my objections are hereby vetoed, and all other portions of Senate Bill 1500 are hereby approved.

Sincerely,
Rick Scott, Governor

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

EXECUTIVE BUSINESS

The following Executive Orders were filed with the Secretary:

EXECUTIVE ORDER NUMBER 13-133
(Executive Order of Suspension)

WHEREAS, Rachel Harvey is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Rachel Harvey for notary misconduct; and

WHEREAS, the complaint alleges that Rachel Harvey notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Rachel Harvey failed to complete a notarial certificate in violation of section 117.05(4), Florida Statutes; and

WHEREAS, correspondence was sent to Rachel Harvey on February 15, 2013, and March 1, 2013, requesting that she provide additional information in response to the allegations; and

WHEREAS, Rachel Harvey's failure to provide additional information in response to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Rachel Harvey be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Rachel Harvey is suspended from the public office of Notary Public.

Section 2. Rachel Harvey is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-134
(Executive Order of Suspension)

WHEREAS, Mercedes Martinez is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Mercedes Martinez for notary misconduct; and

WHEREAS, the complaint alleges that Mercedes Martinez notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Mercedes Martinez notarized a signature without personally knowing or obtaining the satisfactory evidence that the person whose signature was to be notarized was in fact that person in violation of section 117.05(5), Florida Statutes; and

WHEREAS, correspondence was sent to Mercedes Martinez on March 16, 2012, April 12, 2012, and May 22, 2012, requesting that she respond to the allegations; and

WHEREAS, Mercedes Martinez's failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Mercedes Martinez be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Mercedes Martinez is suspended from the public office of Notary Public.

Section 2. Mercedes 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 a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-135
(Executive Order of Suspension)

WHEREAS, Stephanie Sanchez is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Stephanie Sanchez for notary; and

WHEREAS, the complaint alleges that Stephanie Sanchez notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes; and

WHEREAS, correspondence was sent to Stephanie Sanchez on February 2, 2012, and February 16, 2012, requesting that she respond to the allegations; and

WHEREAS, Stephanie Sanchez's failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Stephanie Sanchez be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Stephanie Sanchez is suspended from the public office of Notary Public.

Section 2. Stephanie Sanchez is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-136
(Executive Order of Suspension)

WHEREAS, Ivana Silva is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Ivana Silva for notary misconduct; and

WHEREAS, the complaint alleges that Ivana Silva notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Ivana Silva failed to indicate the specific form of identification relied upon in identifying the signator within the notarial certificate in violation of section 117.05(4)(f), Florida Statutes; and

WHEREAS, correspondence was sent to Ivana Silva on March 6, 2012, April 12, 2012, and May 22, 2012, requesting that she respond to the allegations; and

WHEREAS, Ivana Silva's failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Ivana Silva be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Ivana Silva is suspended from the public office of Notary Public.

Section 2. Ivana Silva is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-137
(Executive Order of Suspension)

WHEREAS, Crystal Steele is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Crystal Steele for notary misconduct; and

WHEREAS, the complaint alleges that Crystal Steele notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Crystal Steele failed to indicate the exact date of the notarial act in violation of section 117.05(4)(d), Florida Statutes; and

WHEREAS, correspondence was sent to Crystal Steele on November 8, 2011, February 14, 2012, and February 27, 2012, requesting that she respond to the allegations; and

WHEREAS, Crystal Steele's failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Crystal Steele be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Crystal Steele is suspended from the public office of Notary Public.

Section 2. Crystal Steele is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-138
(Executive Order of Suspension)

WHEREAS, Alma Diaz Solis is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Alma Diaz Solis for notary misconduct; and

WHEREAS, the complaint alleges that Alma Diaz Solis notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Alma Diaz Solis notarized the signature of her spouse on a document in violation of section 117.107(11), Florida Statutes; and

WHEREAS, furthermore, Alma Diaz Solis failed to notify the Department of State of her lawful name change in violation of section 117.05(9), Florida Statutes; and

WHEREAS, correspondence was sent to Alma Diaz Solis on September 13, 2011, October 26, 2011, and December 6, 2011, requesting that she respond to the allegations; and

WHEREAS, Alma Diaz Solis's failure to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Alma Diaz Solis be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Alma Diaz Solis is suspended from the public office of Notary Public.

Section 2. Alma Diaz Solis is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-152
(Executive Order of Suspension)

WHEREAS, Zulay Alvarez is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Zulay Alvarez for notary misconduct; and

WHEREAS, the complaint alleges that Zulay Alvarez notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes; and

WHEREAS, furthermore, Zulay Alvarez failed to notify the Department of State of a change of address within 60 days of such change in violation of section 117.01(2), Florida Statutes; and

WHEREAS, correspondence was sent to Zulay Alvarez on December 19, 2011, January 23, 2012, and February 27, 2012, requesting that she respond to the allegations; and

WHEREAS, Zulay Alvarez's repeated failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Zulay Alvarez be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Zulay Alvarez is suspended from the public office of Notary Public.

Section 2. Zulay Alvarez is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 13th day of June, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-181
(Executive Order of Suspension)

WHEREAS, Ana Rodriguez, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Ana Rodriguez for notary misconduct; and

WHEREAS, the complainant states that Ana Rodriguez notarized a signature when the signer was not present for the notarization and did not indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.107(9) and 117.05(4)(f), Florida Statutes; and

WHEREAS, on March 27, 2012, May 22, 2012, and June 21, 2012, this Office mailed letters to Ana Rodriguez requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Ana Rodriguez; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Ana Rodriguez be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Ana Rodriguez is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Ana Rodriguez's current commission runs from October 14, 2010, through October 13, 2014.

C. Ana Rodriguez refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Ana Rodriguez is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Ana Rodriguez is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-182
(Executive Order of Suspension)

WHEREAS, Rita G. Guzman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Rita G. Guzman for notary misconduct; and

WHEREAS, the complainant states that Rita G. Guzman notarized a signature on a document when the signer was not present for the notarization and did not indicate the exact date of the notarization to be completed within the notarial certificate, in violation of 117.107(9), and 117.05(4)(d), Florida Statutes; and

WHEREAS, on December 18, 2012, January 3, 2013, and January 28, 2013, this Office mailed letters to Rita G. Guzman requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Rita G. Guzman; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Rita G. Guzman be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Rita G. Guzman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Rita G. Guzman's current commission runs from March 29, 2010, through March 28, 2014.

C. Rita G. Guzman refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Rita G. Guzman is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Rita G. Guzman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-183
(Executive Order of Suspension)

WHEREAS, Barbara Correa, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Barbara Correa for notary misconduct; and

WHEREAS, the complainant states that Barbara Correa notarized a signature on a document when the signer was not present for the notarization and did not complete a notarial certificate with all required information, in violation of sections 117.107(9) and 117.05(4), Florida Statutes; and

WHEREAS, on January 21, 2011, March 11, 2011, and April 6, 2011, this Office mailed letters to Barbara Correa requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has not received the requested written response from Barbara Correa; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Barbara Correa be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Barbara Correa is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Barbara Correa's current commission runs from August 7, 2010, through August 6, 2014.

C. Barbara Correa has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Barbara Correa is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Barbara Correa is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-184
(Executive Order of Suspension)

WHEREAS, Tisha C. Flowers, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Tisha C. Flowers for notary misconduct; and

WHEREAS, the complainant states that Tisha C. Flowers notarized a signature on a document when the signer was not present for the notarization, a violation of 117.107(9), Florida Statutes; and

WHEREAS, on November 28, 2011, December 13, 2011, and January 23, 2012, this Office mailed letters to Tisha C. Flowers requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Tisha C. Flowers; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Tisha C. Flowers be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tisha C. Flowers is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tisha C. Flowers' current commission runs from March 26, 2010, through March 25, 2014.

C. Tisha C. Flowers has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tisha C. Flowers is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tisha C. Flowers is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-185
(Executive Order of Suspension)

WHEREAS, Svetlana Voytukhov, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Svetlana Voytukhov for notary misconduct; and

WHEREAS, the complainant states that Svetlana Voytukhov notarized a signature on a document in which the notary had a financial interest or is a party to the underlying transaction, a violation of section 117.107(12), Florida Statutes; and

WHEREAS, on June 13, 2011, July 18, 2011, and August 11, 2011, this Office mailed letters to Svetlana Voytukhov requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Svetlana Voytukhov; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Svetlana Voytukhov be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4) Florida Statutes, find and state as follows:

A. Svetlana Voytukhov is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Svetlana Voytukhov's current commission runs from March 8, 2011, through March 7, 2015.

C. Svetlana Voytukhov has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Svetlana Voytukhov is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Svetlana Voytukhov is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-186
(Executive Order of Suspension)

WHEREAS, Melissa Villandre, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Melissa Villandre for notary misconduct; and

WHEREAS, the complainant states that Melissa Villandre notarized a signature on a document when the signer was not present for the notarization and did not complete the notarial certificate with all of the information required, in violation of sections 117.107(9) and 117.05(4), Florida Statutes; and

WHEREAS, on October 15, 2012, November 7, 2012, and November 28, 2012, this Office mailed letters to Melissa Villandre requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Melissa Villandre; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Melissa Villandre be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Melissa Villandre is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Melissa Villandre's current commission runs from May 25, 2010, through May 24, 2014.

C. Melissa Villandre refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Melissa Villandre is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Melissa Villandre is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-187
(Executive Order of Suspension)

WHEREAS, Daniele Gordon, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Daniele Gordon for notary misconduct; and

WHEREAS, the complainant states that Daniele Gordon notarized a signature on a document when the signer was not present for the notarization and did not indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.107(9) and 117.05(4)(f), Florida Statutes; and

WHEREAS, on February 20, 2012, March 15, 2012, April 12, 2012, September 5, 2012, and, October 15, 2012, this Office mailed letters to Daniele Gordon requiring that she furnish a sworn written response to the complaint; and

WHEREAS, on April 4, 2013, this Office required Daniele Gordon's immediate resignation from the office of notary public pursuant to section 117.01(5)(b), and this Office has not received a response; and

WHEREAS, section 117.01(2), Florida Statutes, requires a notary public shall notify, in writing, the Department of State of any change in his or her business address, home telephone number, business telephone

number, home address, or criminal record within 60 days after such change, and Daniele Gordon failed to report a change in address; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Daniele Gordon be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Daniele Gordon is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Daniele Gordon's current commission runs from August 24, 2010, through August 23, 2014.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Daniele Gordon is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Daniele Gordon is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-195
(Executive Order of Suspension)

WHEREAS, Gloria Uzzell is currently serving as Superintendent of Schools in Liberty County, Florida; and

WHEREAS, on July 17, 2013, Gloria Uzzell was arrested on count of grand theft, in violation of section 812.014(2)(c)1., Florida Statutes, and one count of official misconduct, in violation of section 838.022, Florida Statutes; and

WHEREAS, violations of section 812.014(2)(c)1., and section 838.022, Florida Statutes, constitute the commission of felonies; and

WHEREAS, it is in the best interests of the residents of Liberty County, and the citizens of the State of Florida, that Gloria Uzzell be immediately suspended from the public office that she now holds, upon the grounds set forth in this Executive Order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 112.52, Florida Statutes, find as follows:

A. Gloria Uzzell is a Superintendent of Schools in Liberty County, Florida.

B. The office of Superintendent of Schools in Liberty County is within the purview of the suspension power of the Governor, pursuant to section 112.52, Florida Statutes.

C. The attached probable cause affidavit states that Gloria Uzzell committed offenses in violation of the laws of the State of Florida, which acts constitute felonies.

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 today:

Section 1. Gloria Uzzell is suspended from the public office that she now holds, the Superintendent of Schools in Liberty County, Florida.

Section 2. Gloria Uzzell 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 suspension, which shall be from today until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 17th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-208
(Executive Order of Suspension)

WHEREAS, Mary Berryman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Mary Berryman for notary misconduct; and

WHEREAS, the complainant states that Mary Berryman notarized a signature on a document when the signer was not present for the notarization and did not affix the notary seal to the document as required, in violation of sections 117.05(3)(a), 117.05(4)(i), and 117.107(9), Florida Statutes; and

WHEREAS, on January 14, 2011, February 9, 2011, March 11, 2011, April 29, 2011, and June 7, 2011, this Office mailed letters to Mary Berryman requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has received only one unsworn response from Mary Berryman; and

WHEREAS, on April 4, 2013, this Office required Mary Berryman's immediate resignation from the office of notary public pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received required resignation of Mary Berryman; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Mary Berryman be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Mary Berryman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Mary Berryman's current commission runs from August 3, 2010, through August 2, 2014.

C. Mary Berryman refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Mary Berryman is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Mary Berryman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 31st day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-209
(Executive Order of Suspension)

WHEREAS, Sorania Tomas, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Sorania Tomas for notary misconduct; and

WHEREAS, the complainant states that Sorania Tomas failed to disclose prior felony convictions for attempted homicide, kidnapping, robbery, escape, conspiracy to commit escape, and resisting officer with violence, in her sworn notary public application dated March 27, 2012, in violation of section 117.01(4)(h), Florida Statutes; and

WHEREAS, Sorania Tomas appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on October 18, 2012, this Office mailed correspondence to Sorania Tomas requiring that she resign from her notary public commission; and

WHEREAS, to date, this Office has not received the required resignation from Sorania Tomas; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Sorania Tomas be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Sorania Tomas is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Sorania Tomas' current commission runs from May 16, 2012, through May 15, 2016.

C. Sorania Tomas made a material false statement on the application submitted on March 27, 2012.

D. Sorania Tomas refused to respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Sorania Tomas is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Sorania Tomas is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 31st day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-213
(Executive Order of Suspension)

WHEREAS, Darlene Watson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Darlene Watson for notary misconduct; and

WHEREAS, the complainant states that Darlene Watson notarized a signature on a document when the signer was not present for the notarization, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, Darlene Watson failed to report a change in address to the Department of State, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on March 5, 2013, March 25, 2013, and April 16, 2013, this Office mailed letters to Darlene Watson requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has not received the required sworn written response; and

WHEREAS, on May 28, 2013, this Office required Darlene Watson's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b), Florida Statutes; and

WHEREAS, to date, this Office has not received the required resignation of Darlene Watson; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Darlene Watson be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Darlene Watson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Darlene Watson's current commission runs from April 22, 2010, through April 21, 2014.

C. Darlene Watson has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Darlene Watson is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Darlene Watson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 2nd day of August, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-214
(Executive Order of Suspension)

WHEREAS, Carlos Faris, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Carlos Faris for notary misconduct; and

WHEREAS, the complainant states that Carlos Faris notarized a signature on a document when the signer was not present for the notarization and did not indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.107(9) and 117.05(4)(a) and (f), Florida Statutes; and

WHEREAS, on January 23, 2013, March 5, 2013, and April 3, 2013, this Office mailed letters to Carlos Faris requiring that he furnish a sworn written response to the complaint; and

WHEREAS, this Office has not received the required sworn written response; and

WHEREAS, on May 28, 2013, this Office required Carlos Faris' immediate resignation from the office of notary public, pursuant to section 117.01(5)(b), and

WHEREAS, to date, this Office has not received the required resignation from Carlos Faris; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Carlos Faris be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Carlos Faris is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Carlos Faris' current commission runs from March 30, 2010, through March 29, 2014.

C. Carlos Faris has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Carlos Faris is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Carlos Faris is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 2nd day of August, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-215
(Executive Order of Suspension)

WHEREAS, Denise Suravarapu is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Denise Suravarapu for notary misconduct; and

WHEREAS, the complainant states that Denise Suravarapu notarized a signature on a document when the signer was not present for the notarization and did not indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.107(9) and 117.05(4)(a), Florida Statutes; and

WHEREAS, on April 16, 2013, May 6, 2013, and June 4, 2013, this Office mailed letters to Denise Suravarapu requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has neither received the required sworn written response nor any other communication from Denise Suravarapu; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Denise Suravarapu be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Denise Suravarapu is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Denise Suravarapu's current commission runs from July 27, 2011, through July 26, 2015.

C. Denise Suravarapu has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Denise Suravarapu is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Denise Suravarapu is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 2nd day of August, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-251
(Executive Order of Suspension)

WHEREAS, Dianne Wagner, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Dianne Wagner for notary misconduct; and

WHEREAS, the complainant states that Dianne Wagner failed to disclose a prior felony conviction for possession of a controlled substance in her sworn notary public application dated July 4, 2010, in violation of section 117.01(4)(h), Florida Statutes; and

WHEREAS, Dianne Wagner appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on April 16, 2013, Dianne B. Wagner was convicted of petit theft in Volusia County, but failed to notify the Department of State in writing of the change in her criminal history within 60 days of that conviction, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on July 12, 2013, this Office mailed correspondence to Dianne Wagner requiring that she provide a sworn written response regarding her failure to include the criminal history information in her notary application; and

WHEREAS, to date, this Office has not received the required sworn response from Dianne Wagner; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Dianne Wagner be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Dianne Wagner is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Dianne Wagner's current commission runs from September 29, 2010, through September 28, 2014.

C. Dianne Wagner made a material false statement on the sworn notary public application submitted on July 4, 2010.

D. Dianne Wagner failed to report a change in her criminal history following her April 2013 conviction for petit theft.

E. Dianne Wagner refused to respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Dianne Wagner is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Dianne Wagner is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privi-

leges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-252
(Executive Order of Suspension)

WHEREAS, Patricia Yera, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Patricia Yera for notary misconduct; and

WHEREAS, the complainant states that Patricia Yera notarized a signature on a document when the signer was not present for the notarization, in violation of section 117.107(9), Florida Statutes, and failed to complete a notarial certificate with all of the required information pursuant to section 117.05(4), Florida Statutes; and

WHEREAS, on April 25, 2013, June 4, 2013, and July 10, 2013, this Office mailed letters to Patricia Yera requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has not received the required correspondence of Patricia Yera; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Patricia Yera be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Patricia Yera is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Patricia Yera's current commission runs from July 12, 2010, through July 11, 2014.

C. Patricia Yera has refused to respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Patricia Yera is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Patricia Yera is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-253
(Executive Order of Suspension)

WHEREAS, Jessika Reyes, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Jessika Reyes for notary misconduct; and

WHEREAS, the complainant states that Jessika Reyes notarized a signature on a document when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, on June 4, 2013, and July 10, 2013, this Office mailed letters to Jessika Reyes requiring that she provide a sworn written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Jessika Reyes has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on July 31, 2013, this Office required Jessika Reyes' immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received the required resignation of Jessika Reyes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jessika Reyes be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jessika Reyes is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jessika Reyes' is commissioned from December 27, 2012, through December 26, 2016.

C. Jessika Reyes refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jessika Reyes is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jessika Reyes is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-254
(Executive Order of Suspension)

WHEREAS, Doris Baddorf, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Doris Baddorf for notary misconduct; and

WHEREAS, the complainant states that Doris Baddorf failed to disclose a prior felony conviction for uttering forged bills, checks, drafts, or notes, in her sworn notary public application, dated October 24, 2012; and

WHEREAS, the failure to include the required information constitutes a material false statement on the application, for which Doris Baddorf may be suspended pursuant to section 117.01(4)(a), Florida Statutes; and

WHEREAS, Doris Baddorf appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on July 12, 2013, this Office mailed correspondence to Doris Baddorf requiring that she furnish a sworn response explaining the reason for her omission of this required disclosure; and

WHEREAS, to date, this Office has not received the required correspondence from Doris Baddorf; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Doris Baddorf be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Doris Baddorf is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Doris Baddorf's current commission runs from November 2, 2012, through November 1, 2016.

C. Doris Baddorf made a material false statement on the application submitted on October 24, 2012.

D. Doris Baddorf refused to respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Doris Baddorf is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Doris Baddorf is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-255
(Executive Order of Suspension)

WHEREAS, James P. Romand, Jr., is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting James P. Romand, Jr., for notary misconduct; and

WHEREAS, on June 13, 2013, and July 10, 2013, this Office mailed letters to James P. Romand, Jr., requiring that he provide further information in a sworn written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, James P. Romand, Jr., has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on July 31, 2013, this Office required the immediate resignation of James P. Romand, Jr., from the office of notary public, pursuant to section 117.01(5)(b), Florida Statutes; and

WHEREAS, to date, this Office has not received the required resignation of James P. Romand, Jr.; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that James P. Romand, Jr., be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. James P. Romand, Jr., is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. The commission of James P. Romand, Jr., is from February 6, 2013, through February 5, 2017.

C. James P. Romand, Jr., refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. James P. Romand, Jr., is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. James P. Romand, Jr., is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-257
(Executive Order of Suspension)

WHEREAS, Maria Stella Parada, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Maria Stella Parada for notary misconduct; and

WHEREAS, the complainant states that Maria Stella Parada notarized a signature on a document when the signer was not present for the notarization and did not complete a notarial certificate with all of the required information, in violation of sections 117.107(9) and 117.05(4), Florida Statutes; and

WHEREAS, on July 31, 2013, after Maria Stella Parada confirmed the above-stated violations, this Office required Maria Stella Parada's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b), Florida Statutes; and

WHEREAS, to date, this Office has not received the required resignation of Maria Stella Parada; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Maria Stella Parada be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Maria Stella Parada is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Maria Stella Parada is commissioned from February 27, 2012, through February 26, 2016.

C. Maria Stella Parada notarized a signature on a document when the signing party was not present at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. Maria Stella Parada failed to complete a notarial certificate with all of the required information, in violation of section 117.05(4), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Maria Stella Parada is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Maria Stella Parada is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-258
(Executive Order of Suspension)

WHEREAS, Kendall W. Firing, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Kendall W. Firing for notary misconduct; and

WHEREAS, the complainant states that Kendall W. Firing notarized his own signature, in violation of section 117.05(1), Florida Statutes; and

WHEREAS, on May 23, 2013, and July 10, 2013, this Office mailed letters to Kendall W. Firing requiring that he provide a sworn written

response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Kendall W. Firing has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on July 31, 2013, this Office required Kendall W. Firing's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b), Florida Statutes; and

WHEREAS, to date, this Office has not received the required resignation of Kendall W. Firing; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Kendall W. Firing be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Kendall W. Firing is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Kendall W. Firing is commissioned from August 31, 2012, through August 30, 2016.

C. Kendall W. Firing refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Kendall W. Firing is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Kendall W. Firing is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-259
(Executive Order of Suspension)

WHEREAS, Sherri Owens, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Sherri Owens for notary misconduct; and

WHEREAS, the complainant states that Sherri Owens notarized a document outside the geographical bounds of the State of Florida and did not complete a notarial certificate with all of the required information, in violation of sections 117.01(1) and 117.05(4)(a)-(h), Florida Statutes; and

WHEREAS, on July 19, 2013, after Sherri Owens confirmed the above stated violations, this Office required the immediate resignation of Sherri Owens from her commission as a notary public, pursuant to section 117.01(5)(b), Florida Statutes; and

WHEREAS, to date, this Office has not received the required resignation of Sherri Owens; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Sherri Owens be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Sherri Owens is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Sherri Owens is commissioned as a Florida notary public from September 7, 2012, through September 6, 2016.

C. Sherri Owens notarized a document outside the boundaries of the state, in violation of section 117.01(1), Florida Statutes.

D. Sherri Owens failed to complete a notarial certificate with all of the required information, in violation of section 117.05(4), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Sherri Owens is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Sherri Owens is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-260
(Executive Order of Suspension)

WHEREAS, Jennifer Isenman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Jennifer Isenman for notary misconduct; and

WHEREAS, the complainant states that Jennifer Isenman failed to notify the Department of State within 60 days of her federal conviction for theft of government money on April 26, 2011, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on August 14, 2013, this Office mailed correspondence to Jennifer Isenman requiring that she furnish a sworn response explaining the reason for her failure to report the required change in criminal history; and

WHEREAS, to date, this Office has not received the required correspondence from Jennifer Isenman; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jennifer Isenman be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jennifer Isenman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jennifer Isenman is commissioned as a Florida notary public from February 18, 2010, through February 17, 2014.

C. Jennifer Isenman failed to notify the Department of State within 60 days of her federal conviction for theft of government money on April 26, 2011, in violation of section 117.01(2), Florida Statutes.

D. Jennifer Isenman refused to respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jennifer Isenman is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jennifer Isenman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-261
(Executive Order of Suspension)

WHEREAS, Nicole Flikier, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Nicole Flikier for notary misconduct; and

WHEREAS, the complainant states that Nicole Flikier notarized a signature on a document for her daughter, and did not complete a notarial certificate with all of the required information, in violation of sections 117.107(11) and 117.05(4), Florida Statutes; and

WHEREAS, on July 10, 2013, and August 23, 2013, this Office mailed letters to Nicole Flikier requiring that she take action as part of the ongoing investigation; and

WHEREAS, to date, Nicole Flikier has failed to cooperate with the investigation by this Office, as required; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Nicole Flikier, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Nicole Flikier is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Nicole Flikier is commissioned as a Florida notary public from February 1, 2011, through January 31, 2015.

C. Nicole Flikier refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Nicole Flikier is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Nicole Flikier is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-273
(Executive Order of Suspension)

WHEREAS, Kyle Cloutier, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Kyle Cloutier for notary misconduct; and

WHEREAS, the complainant states that Kyle Cloutier notarized a signature on a document when the signing party was not in his presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, on May 29, 2013, and July 10, 2013, this Office mailed letters to Kyle Cloutier requiring that he provide a sworn written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Kyle Cloutier has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on July 31, 2013, and August 22, 2013, this Office required Kyle Cloutier's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received the required resignation of Kyle Cloutier; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Kyle Cloutier, be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Kyle Cloutier is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Kyle Cloutier is commissioned as a Florida notary public from May 7, 2012, through May 6, 2016.

C. Kyle Cloutier refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Kyle Cloutier is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Kyle Cloutier is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 19th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-274
(Executive Order of Suspension)

WHEREAS, Heather Brown, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Heather Brown for notary misconduct; and

WHEREAS, the complainant states Heather Brown notarized an incomplete or blank document, and failed to include a proper notarial certificate on the notarized document, in violation of sections 117.107(10), and 117.05(4)(f) and (i), Florida Statutes; and

WHEREAS, on July 9, 2013, and July 31, 2013, this Office mailed letters to Heather Brown requiring that she provide a sworn written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Heather Brown has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on August 22, 2013, this Office required Heather Brown's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office not received the required resignation of Heather Brown; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Heather Brown, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Heather Brown is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Heather Brown is commissioned as a Florida notary public from March 29, 2012, through March 28, 2016.

C. Heather Brown refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Heather Brown is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Heather Brown is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 19th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-275
(Executive Order of Suspension)

WHEREAS, Judith De La Torre, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Judith De La Torre for notary misconduct; and

WHEREAS, the complainant states that Judith De La Torre notarized a signature on a document when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, on July 8, 2013, and August 1, 2013, this Office mailed letters to Judith De La Torre requiring that she provide a sworn written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Judith De La Torre has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on August 22, 2013, this Office required Judith De La Torre's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received the required resignation of Judith De La Torre; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Judith De La Torre, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Judith De La Torre is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Judith De La Torre is commissioned as a Florida notary public from February 15, 2010, through February 14, 2014.

C. Judith De La Torre refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Judith De La Torre is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Judith De La Torre is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 19th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-288
(Executive Order of Suspension)

WHEREAS, Rebeca Castro, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Rebeca Castro for notary misconduct; and

WHEREAS, the complainant states that Rebeca Castro notarized a signature on a document when the signing party was not in her presence at the time of the notarization; and, made a false or fraudulent acknowledgment of that signed instrument; and notarized the signature of her spouse, in violation of sections 117.107(9), 117.105, and 117.107(11), Florida Statutes; and

WHEREAS, in a sworn written statement, dated August 18, 2013, Rebeca Castro confirmed the above-stated violations of notarial statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Rebeca Castro be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Rebeca Castro is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Rebeca Castro is commissioned as a Florida notary public from January 26, 2012, through January 25, 2016.

C. Rebeca Castro notarized a document when the signer was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. Rebeca Castro made a false or fraudulent acknowledgment of the instrument being notarized, in violation of section 117.105, Florida Statutes.

E. Rebeca Castro notarized the signature of her spouse, in violation of section 117.107(7), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Rebeca Castro is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Rebeca Castro is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period

shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-289
(Executive Order of Suspension)

WHEREAS, Debra Zaitschek, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about May 31, 2013, Debra Zaitschek was charged by Information in the Circuit Court of the 17th Judicial Circuit with one count of grand theft of more than \$20,000, but less than \$100,000, in violation of sections 812.014(1)(a), 812.014(1)(b) and 812.014(2)(b)1., Florida Statutes, which constitutes a second-degree felony, and one count of grand theft of more than \$300, but less than \$5,000, in violation of section 812.014(1)(a), 812.014(1)(b), and 812.014(2)(c)1., which constitutes a third-degree felony, and;

WHEREAS, it is in the best interests of the citizens of the State of Florida that Debra Zaitschek be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Debra Zaitschek is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Debra Zaitschek is commissioned as a Florida notary public from June 8, 2010, through June 7, 2014.

C. Debra Zaitschek was charged with grand theft of more than \$20,000, but less than \$100,000 from her employer at the time, Mr. Robert Tammaro, in violation of sections 812.014(1)(a), 812.014(1)(b), and 812.014(2)(b)1., Florida Statutes, which constitutes a second-degree felony.

D. Debra Zaitschek was also charged with grand theft of more than \$300, but less than \$5,000 from her employer at the time, Mr. Robert Tammaro, in violation of sections 812.014(1)(a), 812.014(1)(b), and 812.014(2)(c)1., Florida Statutes, which constitutes a third-degree felony.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Debra Zaitschek is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Debra Zaitschek is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-290
(Executive Order of Suspension)

WHEREAS, David L. Cook, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting David L. Cook for notary misconduct, and thereafter initiated an investigation of the alleged violations of the notarial statutes contained in Chapter 117, Florida Statutes; and

WHEREAS, David L. Cook submitted a sworn written statement during the investigation of this complaint confirming that he failed to keep his notary seal under his direct and exclusive control, in violation of section 117.05(3)(c), Florida Statutes; and

WHEREAS, David L. Cook appears to have acted in direct contravention of the April 27, 2011, Order of the Florida Supreme Court (see attached) prohibiting his unauthorized practice of law, in violation of section 117.01(4)(f), Florida Statutes; and

WHEREAS, on September 6, 2013, upon confirming violations of the statutes governing notary conduct, this Office required David L. Cook's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, David L. Cook has refused to submit the required resignation to this Office; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that David L. Cook be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. David L. Cook is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. David L. Cook is commissioned as a Florida notary public from March 15, 2010, through March 14, 2014.

C. David L. Cook failed to keep his notary seal in his direct and exclusive control, in violation of section 117.05(3)(c), Florida Statutes.

D. The Florida Supreme Court has found that David L. Cook engaged in the unauthorized practice of law in violation of section 117.01(4)(f), Florida Statutes (see attached).

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. David L. Cook is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. David L. Cook is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-291
(Executive Order of Suspension)

WHEREAS, Kimberly Moran, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Kimberly Moran for notary misconduct; and

WHEREAS, the complainant states that Kimberly Moran notarized a signature on a document when the signing party was not in her presence at the time of the notarization, and made a false or fraudulent acknowledgment of that signed instrument, and made changes to the instrument after the party had signed, in violation of sections 117.107(9), 117.105, and 117.107(7), Florida Statutes; and

WHEREAS, in a sworn written statement, dated August 8, 2013, Kimberly Moran confirmed the above-stated violations of notarial statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Kimberly Moran be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Kimberly Moran is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Kimberly Moran is commissioned as a Florida notary public from April 29, 2012, through April 28, 2016.

C. Kimberly Moran admitted to notarizing a document when the signers were not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. Kimberly Moran admitted to making a false or fraudulent acknowledgment of the instrument being notarized, in violation of section 117.105, Florida Statutes.

E. Kimberly Moran amended the instrument after the party had signed, in violation of section 117.107(7), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Kimberly Moran is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Kimberly Moran is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-292
(Executive Order of Suspension)

WHEREAS, Eulogia Y. Marte, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Eulogia Y. Marte for notary misconduct and thereafter initiated an investigation of alleged violation of the statutes governing Florida notaries public contained in Chapter 117, Florida Statutes; and

WHEREAS, following the investigation of reported notary misconduct, this Office found violations of Chapter 117, Florida Statutes, specifically that Eulogia Y. Marte affixed her notary seal to a blank or incomplete document in violation of section 117.107(10), Florida Statutes, and in so doing, made a false or fraudulent acknowledgement as a notary public in violation of section 117.105, Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Eulogia Y. Marte be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

- A. Eulogia Y. Marte is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.
- B. Eulogia Y. Marte is commissioned as a Florida notary public from May 7, 2012, through May 6, 2016.
- C. Eulogia Y. Marte notarized a document that was incomplete or blank, in violation of section 117.107(10), Florida Statutes.
- D. Eulogia Y. Marte made a false or fraudulent acknowledgment of a document, in violation of section 117.105, Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Eulogia Y. Marte is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Eulogia Y. Marte is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-293
(Executive Order of Suspension)

WHEREAS, Jose Poventud, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Jose Poventud for notary misconduct and thereafter initiated an investigation of alleged violations of the statutes governing Florida notaries public contained in Chapter 117, Florida Statutes; and

WHEREAS, on August 7, 2013, and August 28, 2013, this Office mailed letters to Jose Poventud requiring that he provide a sworn

written response as part of the investigation by the Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Jose Poventud has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes grounds supporting the suspension of Jose Poventud's notary commission under section 117.01(4)(c), Florida Statutes; and

WHEREAS, on September 13, 2013, this Office required Jose Poventud's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received the required resignation of Jose Poventud; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jose Poventud, be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

- A. Jose Poventud is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.
- B. Jose Poventud is commissioned as a Florida notary public from December 19, 2012, through December 18, 2016.
- C. Jose Poventud refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jose Poventud is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jose Poventud is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-294
(Executive Order of Suspension)

WHEREAS, William Gladden, Jr., is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting William Gladden, Jr., for notary misconduct and thereafter initiated an investigation of alleged violations of the statutes governing Florida notaries public contained in Chapter 117, Florida Statutes; and

WHEREAS, following the investigation of reported notary misconduct, this Office found William Gladden, Jr., notarized the signature of a party who was not in his presence at the time of the notarization; and failed to include the required information in a jurat or notarial certificate, in violation of sections 117.107(9), and 117.05(4), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that William Gladden, Jr., be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. William Gladden, Jr., is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. William Gladden, Jr., is commissioned as a Florida notary public from April 30, 2011, through April 29, 2015.

C. William Gladden, Jr., notarized a document when the signer was not in his presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. William Gladden, Jr., did not complete a notarial certificate stating the venue of the notarization, the type of notarial act performed, and the specific form of identification relied upon in identifying the document signers, in violation of section 117.05(4), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. William Gladden, Jr., is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. William Gladden, Jr., is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-295
(Executive Order of Suspension)

WHEREAS, Maria E. Pabon, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Maria E. Pabon for notary misconduct and thereafter initiated an investigation of alleged violations of the notarial statutes contained in Chapter 117, Florida Statutes; and

WHEREAS, based upon the information supplied in the complaint, it appears that Maria E. Pabon notarized a signature on a document when the signing party was not in her presence at the time of the notarization, failed to include a complete jurat or notarial certificate specifying the form of identification relied upon, and notarized a signature without satisfactory evidence of the signatory's identity, in violation of sections 117.107(9), 117.05(4)(f), and 117.05(5), Florida Statutes; and

WHEREAS, on June 10, 2013, this Office mailed a letter to Maria E. Pabon that was returned as undeliverable due to her failure to notify and update the Department of State within 60 days of a change in address, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on July 10, 2013, and July 31, 2013, using a forwarding address provided by the United States Postal Service, this Office mailed letters to Maria E. Pabon requiring that she provide a sworn written response as part of the investigation by the Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Maria E. Pabon has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on August 26, 2013, this Office required Maria E. Pabon's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received the required resignation of Maria E. Pabon; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Maria E. Pabon be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Maria E. Pabon is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Maria E. Pabon is commissioned as a Florida notary public from May 16, 2012, through May 15, 2016.

C. Maria E. Pabon notarized a signature on a document when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. Maria E. Pabon failed to include a complete jurat or notarial certificate specifying the form of identification used to identify the signatory, in violation of 117.05(4)(f), Florida Statutes.

E. Maria E. Pabon failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Maria E. Pabon refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Maria E. Pabon is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Maria E. Pabon is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-296
(Executive Order of Suspension)

EXECUTIVE ORDER NUMBER 13-297
(Executive Order of Suspension)

WHEREAS, Gloria Evon Fennell, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, Pedro A. Godoy, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Gloria Evon Fennell for notary misconduct and thereafter initiated an investigation of alleged violations of the statutes governing Florida notaries public contained in Chapter 117, Florida Statutes; and

WHEREAS, this Office received a complaint reporting Pedro A. Godoy for notary misconduct and thereafter initiated an investigation of alleged violations of the notarial statutes contained in Chapter 117, Florida Statutes; and

WHEREAS, Gloria Evon Fennell submitted a sworn written statement to this Office admitting that she notarized a document that was blank or incomplete, in violation of section 117.107(10), Florida Statutes, which also constituted a false or fraudulent acknowledgement of that instrument, in violation of section 117.105, Florida Statutes; and

WHEREAS, based upon the evidence supplied by the complainant, it appears that Pedro A. Godoy notarized a signature on a document when the signing party was not in his presence at the time of the notarization, failed to include a complete jurat or notarial certificate specifying the manner of identifying the signatory, and notarized a signature on a document without satisfactory evidence of the signatory's identity, in violation of sections 117.107(9), 117.05(4)(f), and 117.05(5), Florida Statutes; and

WHEREAS, on September 6, 2013, upon confirming violations of the statutes governing notary conduct, this Office required Gloria Evon Fennell's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, on August 15, 2013, and September 3, 2013, this Office mailed letters to Pedro A. Godoy requiring that he provide a sworn written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Gloria Evon Fennell has refused to submit the required resignation to this Office; and

WHEREAS, to date, Pedro A. Godoy has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Gloria Evon Fennell be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

WHEREAS, on September 18, 2013, this Office required Pedro A. Godoy's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

WHEREAS, to date, this Office has not received the required resignation of Pedro A. Godoy; and

A. Gloria Evon Fennell is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

WHEREAS, it is in the best interests of the citizens of the State of Florida that Pedro A. Godoy be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

B. Gloria Evon Fennell is commissioned as a Florida notary public from September 28, 2010, through September 27, 2014.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

C. Gloria Evon Fennell notarized a document that was blank or incomplete, in violation of section 117.107(10), Florida Statutes.

A. Pedro A. Godoy is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

D. Gloria Evon Fennell falsely or fraudulently took an acknowledgment of an instrument as a notary public, in violation of section 117.105, Florida Statutes.

B. Pedro A. Godoy is commissioned as a Florida notary public from July 1, 2011, through June 30, 2015.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

C. Pedro A. Godoy notarized a document when the signer was not in his presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

Section 1. Gloria Evon Fennell is suspended from the public office which she now holds: Notary Public of the State of Florida.

D. Pedro A. Godoy failed to complete a jurat or notarial certificate with all of the required information, in violation of section 117.05(4)(f), Florida Statutes.

Section 2. Gloria Evon Fennell is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.

E. Pedro A. Godoy notarized a signature on a document without satisfactory evidence of the signatory's identity, in violation of section 117.05(5), Florida Statutes.



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 14th day of October, 2013.

Rick Scott
GOVERNOR

F. Pedro A. Godoy refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

ATTEST:
Ken Detzner
SECRETARY OF STATE

Section 1. Pedro A. Godoy is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Pedro A. Godoy is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall

[Referred to the Committee on Ethics and Elections.]

begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-298
(Executive Order of Suspension)

WHEREAS, Jamie L. Entrekin, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on October 2, 2013, Jamie L. Entrekin was charged with grand theft of \$100,000 or more from Surgical Specialists of Ocala, a first-degree felony under sections 812.014(1) and 812.014(2)(a), Florida Statutes, in case number 2013-CF-002935-A-Y; and

WHEREAS, the Governor may suspend an appointed public official from office when that person is informed against for commission of any felony, as provided in section 112.52(1), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jamie L. Entrekin, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jamie L. Entrekin is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jamie L. Entrekin is commissioned as a Florida notary public from August 1, 2013, through July 31, 2017.

C. Jamie L. Entrekin has been informed against for grand theft of \$100,000 or more, a first-degree felony under sections 812.014(1) and (2)(a), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jamie L. Entrekin is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jamie L. Entrekin is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 22nd day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-140
(Executive Order of Suspension)

WHEREAS, Nicholas Finch is currently the Sheriff of Liberty County, Florida; and

WHEREAS, on June 4, 2013, Nicholas Finch was arrested on one count of official misconduct, in violation of section 838.022(1), Florida Statutes; and

WHEREAS, a violation of section 838.022(1), Florida Statutes, constitute a third-degree felony; and

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

WHEREAS, it is in the best interests of the residents of Liberty County, and the citizens of the State of Florida, that Nicholas Finch be immediately suspended from the public office he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. Nicholas Finch is, and was at all relevant times, currently serving as the Sheriff of Liberty County.

B. The office of Sheriff of Liberty County within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached arrest warrant and affidavit alleges that Nicholas Finch committed a felony, in violation of the laws of the State of Florida.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Nicholas Finch is suspended from the public office that he now holds, to wit: Sheriff of Liberty County.

Section 2. Nicholas Finch is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 4th day of June, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-311
(Executive Order of Reinstatement)

WHEREAS, by Executive Order Number 13-140, Nicholas Finch was suspended from his office as Sheriff of Liberty County effective June 4, 2013, resulting from his arrest on one count of official misconduct, in violation of section 838.022(1); and

WHEREAS, on October 31, 2013, a jury acquitted Nicholas Finch on all charges arising from this arrest (see attached);

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7(a), Florida Constitution, issue this Executive Order:

Section 1. Executive Order Number 13-140 is revoked and the suspension of Nicholas Finch is terminated.

Section 2. Nicholas Finch is reinstated as Sheriff of Liberty County, effective immediately.



IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of the State of Florida to be affixed, at Tallahassee, this 31st day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-329
(Executive Order of Suspension)

WHEREAS, Roessel Rua, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint of notary misconduct filed against Roessel Rua and thereafter initiated investigations of alleged violations of the laws governing Florida notaries public contained in Chapter 117, Florida Statutes; and

WHEREAS, by letters dated September 4, 2013, September 20, 2013, and October 15, 2013, this Office notified Roessel Rua of the investigation of notary misconduct and required that he submit a sworn written response to each violation, which included notarizing an instrument in which he had a financial interest as the director of the business engaged in the underlying transaction, in violation of section 117.107(12), Florida Statutes; and, falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by forging the signature of another person that was thereafter notarized, in violation of section 117.105, Florida Statutes; and

WHEREAS, during the investigation by this Office, it was discovered that Roessel Rua had moved from the address on file and had failed to notify the Department of State of the change in address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, Roessel Rua has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the suspension of his commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Roessel Rua, be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Roessel Rua is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Roessel Rua is commissioned as a Florida notary public from November 1, 2012, through October 31, 2016.

C. Roessel Rua failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

D. Roessel Rua refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Roessel Rua is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Roessel Rua is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of November, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-330
(Executive Order of Suspension)

WHEREAS, Tanya C. Lollie, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, while commissioned as a Florida notary public, Tanya C. Lollie was convicted of public assistance fraud, a third-degree felony, in violation of section 414.39(2), Florida Statutes; and

WHEREAS, Tanya C. Lollie failed to notify the Department of State of the change in her criminal history within 60 days of her conviction, as required by section 117.01(2), Florida Statutes; and

WHEREAS, in March 2013, Tanya C. Lollie submitted a sworn application to renew her commission as a Florida notary public, but failed to disclose her recent criminal history, and thereby made a material false statement on the application, in violation of section 117.01(4)(a), Florida Statutes; and

WHEREAS, by submitting the sworn notary public application with misleading information, Tanya C. Lollie appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on September 18, 2013, this Office mailed correspondence to Tanya C. Lollie requiring that she provide a sworn written response regarding her failure to include the criminal history information in her most recent notary application and her failure to report a change in her criminal history during her previous notary commission; and

WHEREAS, to date, this Office has not received the required sworn response from Tanya C. Lollie; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tanya C. Lollie be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tanya C. Lollie is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tanya C. Lollie is commissioned as a Florida notary public from April 4, 2013, through April 3, 2017.

C. Tanya C. Lollie made a material false statement on the sworn notary public application submitted in March of 2013.

D. Tanya C. Lollie failed to report a change in her criminal history following her 2009 conviction of welfare fraud.

E. Tanya C. Lollie refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tanya C. Lollie is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tanya C. Lollie is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of November, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-331
(Executive Order of Suspension)

WHEREAS, Edricka Cook, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on October 11, 2013, Edricka Cook was charged by Information in Case Number 2013-CF-018002, filed in the Circuit Court of the Twentieth Judicial Circuit in and for Lee County, Florida, with one count of trafficking in cocaine (28 grams or more), a first-degree felony under section 893.135(1)(b), Florida Statutes, and one count of trafficking in heroin (28 grams or more), a first-degree felony under section 893.135(1)(c), Florida Statutes; and

WHEREAS, the Governor may suspend an appointed public official from office when that person is informed against for commission of any felony, as provided in section 112.52(1), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Edricka Cook, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Edricka Cook is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Edricka Cook is commissioned as a Florida notary public from March 23, 2010, through March 22, 2014.

C. Edricka Cook is presently charged by Information in case number 2013-CF-018002 with two first-degree felony offenses pending before the Circuit Court of the Twelfth Judicial Circuit in and for Lee County, Florida.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Edricka Cook is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Edricka Cook is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or

allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of November, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-349
(Executive Order of Suspension)

WHEREAS, Tawnia Adams, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Tawnia Adams for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation conducted by this Office, Tawnia Adams submitted a sworn written statement confirming that she notarized the signature of her mother, in violation of section 117.107(11), Florida Statutes, and also had a financial interest in the notarized document, in violation of section 117.107(12), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tawnia Adams be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tawnia Adams is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tawnia Adams is commissioned as a Florida notary public from September 15, 2010, through September 14, 2014.

C. Tawnia Adams notarized a document for her mother, in violation of section 117.107(11), Florida Statutes.

D. Tawnia Adams had a financial interest in the notarized document, in violation of section 117.107(12), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tawnia Adams is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tawnia Adams is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-12
(Superseding Executive Order 13-349)

WHEREAS, Tawnia Adams, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Tawnia Adams for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation conducted by this Office, Tawnia Adams submitted a sworn written statement confirming that she notarized the signature of her mother, in violation of section 117.107(11), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tawnia Adams be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tawnia Adams is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tawnia Adams is commissioned as a Florida notary public from September 15, 2010, through September 14, 2014.

C. Tawnia Adams notarized a document for her mother, in violation of section 117.107(11), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tawnia Adams is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tawnia Adams is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 16th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-350
(Executive Order of Suspension)

WHEREAS, Jose R. Sanchez, Jr., is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Jose R. Sanchez, Jr., for notary misconduct and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation by this Office, Jose R. Sanchez, Jr., submitted a sworn written statement confirming that he notarized his own signature and failed to complete a proper jurat or notarial certificate on the document, in violation of sections 117.05(1) and 117.05(4), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jose R. Sanchez, Jr., be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jose R. Sanchez, Jr., is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jose R. Sanchez, Jr., is commissioned as a Florida notary public from October 27, 2010, through October 26, 2014.

C. Jose R. Sanchez, Jr., notarized his own signature on a document, in violation of section 117.05(1), Florida Statutes.

D. Jose R. Sanchez, Jr., failed to include a complete a jurat or notarial certificate in the notarized document, in violation of section 117.05(4), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jose R. Sanchez, Jr., is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jose R. Sanchez, Jr., is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-364
(Executive Order of Suspension)

WHEREAS, Joseph Allan Moreno, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, in January 2012, Joseph Allan Moreno submitted a sworn application for appointment as a Florida notary public, but did not disclose prior felony convictions in 1984, 1995, 1996, and 2011, as required; and

WHEREAS, on or about April 2, 1984, Joseph Allan Moreno was adjudicated guilty of Grand Theft (more than \$20,000) in Case Number 1984CF000633 in the circuit court of the 4th Judicial Circuit, in and for Duval County, a felony offense in violation of section 812.014(2)(b)1., Florida Statutes; and

WHEREAS, on or about September 8, 1995, Joseph Allan Moreno was adjudicated guilty of Aggravated Assault and Criminal Mischief (more than \$1,000) in Case Number 1994CF006655 in the circuit court of the 4th Judicial Circuit, in and for Duval County, which are felony offenses in violation of section 784.021, Florida Statutes, and section 806.13(1)(b)3., Florida Statutes; and

WHEREAS, on or about July 24, 1996, Joseph Allan Moreno was adjudicated guilty of two counts of Possession of a Firearm by a Convicted Felon in Case Number 1996CF002395 in the circuit court of the 4th Judicial Circuit, in and for Duval County, a felony offense in violation of section 790.23(1)(a), Florida Statutes; and

WHEREAS, on or about November 1, 2011, Joseph Allan Moreno was adjudicated guilty of Petit Theft in Case Number 2011CF006251 in the circuit court of the 4th Judicial Circuit, in and for Duval County, a felony offense in violation of section 812.014(3)(c), Florida Statutes; and

WHEREAS, on or about November 1, 2011, Joseph Allan Moreno was adjudicated guilty of Grand Theft (more than \$300) in Case Number 2011CF006548 in the circuit court of the 4th Judicial Circuit, in and for Duval County, a felony offense in violation of section 812.014(2)(c)1., Florida Statutes; and

WHEREAS, by refusing to disclose his prior criminal history, as required, Joseph Allan Moreno made a material false statement on the sworn notary public application, which warrants the suspension of his notary commission pursuant to section 117.01(4)(a), Florida Statutes; and

WHEREAS, by providing false information on the sworn notary public application, Joseph Allan Moreno appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, upon discovering the undisclosed criminal history of Joseph Allan Moreno this Office notified him by mail on November 20, 2013, and required that he submit a sworn written response explaining his omission of the required information on his application for appointment as a Florida notary public; and

WHEREAS, to date, this Office has not received the required sworn response from Joseph Allan Moreno; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Joseph Allan Moreno be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Joseph Allan Moreno is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Joseph Allan Moreno is commissioned as a Florida notary public from January 18, 2012, through January 17, 2016.

C. Joseph Allan Moreno made a material false statement on his sworn notary public application submitted in January 2012.

D. Joseph Allan Moreno refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Joseph Allan Moreno is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Joseph Allan Moreno is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 19th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-365

(Executive Order of Suspension)

WHEREAS, Alan Jay Newmark, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, in April 2012, Alan Jay Newmark submitted a sworn application to the Florida Department of State to renew his commission as a Florida notary public, but did not disclose prior felony convictions in 2008 and 2009; and

WHEREAS, on or about May 12, 2008, Alan Jay Newmark was adjudicated guilty of Possession of Cocaine in Case Number 2007CF020809 in the circuit court of the 17th Judicial Circuit, in and for Broward County, a felony offense in violation of section 893.03(2)(a)4., Florida Statutes; and

WHEREAS, on or about July 27, 2009, Alan Jay Newmark was adjudicated guilty of Trafficking Oxycodone in Case Number 2008CF014172 in the circuit court of the 17th Judicial Circuit, in and for Broward County, a felony offense in violation of section 893.135(1)(c), Florida Statutes; and

WHEREAS, by refusing to disclose his prior criminal history, as required, Alan Jay Newmark made a material false statement on the sworn notary public application, which warrants the suspension of his notary commission pursuant to section 117.01(4)(a), Florida Statutes; and

WHEREAS, by providing false information on the sworn notary public application, Alan Jay Newmark appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, upon discovering the undisclosed criminal history of Alan Jay Newmark, this Office notified him by mail on November 20, 2013, and required that he submit a sworn written response explaining his omission of the required information on his application for appointment as a Florida notary public; and

WHEREAS, to date, this Office has not received the required sworn response from Alan Jay Newmark; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Alan Jay Newmark be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Alan Jay Newmark is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Alan Jay Newmark is commissioned as a Florida notary public from April 2, 2012, through April 1, 2016.

C. Alan Jay Newmark made a material false statement on his sworn notary public application submitted in January of 2012.

D. Alan Jay Newmark refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Alan Jay Newmark is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Alan Jay Newmark is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 19th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-13
(Executive Order of Suspension)

WHEREAS, Elsa Candelario, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on December 12, 2013, in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, Florida, Elsa Candelario was charged by Information in Case Numbers 2013CF009972, 2013CF009975, 2013CF012372, 2013CF012369, and 2013CF012370, with one count of Racketeering, a first-degree felony in violation of section 895.03(3), Florida Statutes; one count of Organized Scheme to Defraud, a first-degree felony in violation of section 817.034(4)(a)1., Florida Statutes; four counts of Fraudulent Use of Personal Identification Information, a first-degree felony in violation of section 817.568(2)(c), Florida Statutes; three counts of Forgery, a third-degree felony in violation of section 831.01, Florida Statutes; three counts of Uttering a Forgery, a third-degree felony in violation of section 831.02, Florida Statutes; three counts of Grand Theft (\$100,000 or more), a first-degree felony in violation of section 812.014(2)(a), Florida Statutes; two counts of Burglary of a Dwelling, a second-degree felony in violation of section 810.02(3)(b), Florida Statutes; and one count of Grand Theft (\$300 or more), a third-degree felony in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, the Governor may suspend by executive order an appointed public official who is informed against for commission of any felon offense, as provided in section 112.52(1), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Elsa Candelario be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Elsa Candelario is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Elsa Candelario is commissioned as a Florida notary public from April 4, 2012, through April 3, 2016.

C. Elsa Candelario is presently charged by Information with 18 felony counts in Case Numbers 2013CF009972, 2013CF009975, 2013CF012372, 2013CF012369, and 2013CF012370, in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, Florida.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Elsa Candelario is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Elsa Candelario is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or

allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 16th day of January 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-27
(Executive Order of Suspension)

WHEREAS, Ana Luisa Urena, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Ana Luisa Urena for notary misconduct, and thereafter initiated an investigation of the alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, by letters dated November 26, 2013, and December 17, 2013, this Office notified Ana Luisa Urena of the investigation of notary misconduct and required that she submit a sworn written response to each violation, which included notarizing a signature on a document when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes, and falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by notarizing a forged signature, in violation of section 117.105, Florida Statutes; and

WHEREAS, during the investigation by this Office, it was discovered that Ana Luisa Urena had changed her last name and failed to notify the Department of State within 60 days, as required by section 117.05(9), Florida Statutes; and

WHEREAS, to date, Ana Luisa Urena has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the suspension of her commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Ana Luisa Urena be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Ana Luisa Urena is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Ana Luisa Urena is commissioned as a Florida notary public from October 12, 2010, through October 11, 2014.

C. Ana Luisa Urena failed to notify the Department of State within 60 days of her change in name, in violation of section 117.05(9), Florida Statutes.

D. Ana Luisa Urena refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Ana Luisa Urena is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Ana Luisa Urena is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-28
(Executive Order of Suspension)

WHEREAS, Roy Freeman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint of notary misconduct filed against Roy Freeman and thereafter initiated an investigation of the alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, by letters dated November 6, 2013, and December 3, 2013, this Office notified Roy Freeman of the investigation of notary misconduct and required that he submit a sworn written response to each violation, which included notarizing a signature on a document when the signing party was not in his presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes; and, notarizing a signature without satisfactory evidence of the signatory's identity, in violation of section 117.05(5), Florida Statutes; and falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by notarizing a forged signature, in violation of section 117.105, Florida Statutes; and, making a material false statement or misrepresentation on his sworn notary application by failing to disclose prior felony convictions, in violation of section 117.01(4)(a), Florida Statutes; and, using a notary seal assigned to a non-current commission, in violation of section 117.05(3)(e), Florida Statutes;

WHEREAS, to date, Roy Freeman has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the suspension of his commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Roy Freeman be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Roy Freeman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Roy Freeman is commissioned as a Florida notary public from November 23, 2010, through November 22, 2014.

C. Roy Freeman refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Roy Freeman is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Roy Freeman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-29
(Executive Order of Suspension)

WHEREAS, Marquito F. Lewis, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint of notary misconduct filed against Marquito F. Lewis and thereafter initiated an investigation of the alleged violations of the laws governing Florida notaries public defined in Chapter 117, Florida Statutes; and

WHEREAS, by letters dated September 27, 2013, October 18, 2013, November 21, 2013, and December 16, 2013, this Office notified Marquito F. Lewis of the investigation of notary misconduct and required that she submit a sworn written response to each violation, which included notarizing a signature on a document when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes, and falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by notarizing a forged signature, in violation of section 117.105, Florida Statutes; and

WHEREAS, to date, Marquito F. Lewis has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the suspension of her commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Marquito F. Lewis be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Marquito F. Lewis is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Marquito F. Lewis is commissioned as a Florida notary public from September 9, 2010, through September 8, 2014.

C. Marquito F. Lewis refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Marquito F. Lewis is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Marquito F. Lewis is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or

allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-30
(Executive Order of Suspension)

WHEREAS, Sharon Rash, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Sharon Rash for notary misconduct, and thereafter initiated an investigation of the alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, by letters dated November 5, 2013, and November 21, 2013, this Office notified Sharon Rash of the investigation of notary misconduct and required that she submit a sworn written response to each violation, which included failing to maintain permanent residence in Florida during her commission, in violation of section 117.01(1), Florida Statutes; and, notarizing a signature for her spouse, in violation of section 117.107(11), Florida Statutes; and

WHEREAS, during the investigation by this Office, it was discovered that Sharon Rash had moved from the address on file and failed to notify the Department of State within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, during the investigation by this Office, it was discovered that Sharon Rash had changed her last name and failed to notify the Department of State and request an amended commission within 60 days, as required by section 117.05(9), Florida Statutes; and

WHEREAS, during the investigation by this Office, it was determined that Sharon Rash continued to use her notary commission under a name other than her current legal name, in violation of section 117.05(1), Florida Statutes; and

WHEREAS, to date, Sharon Rash has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the suspension of her commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Sharon Rash be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

- A. Sharon Rash is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.
- B. Sharon Rash is commissioned as a Florida notary public from August 2, 2011, through August 1, 2015.
- C. Sharon Rash failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

D. Sharon Rash failed to notify the Department of State and request an amended commission within 60 days of the change in legal name, in violation of section 117.05(9), Florida Statutes.

E. Sharon Rash used her notary commission under a name other than her legal name, in violation of section 117.05(1), Florida Statutes.

F. Sharon Rash refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Sharon Rash is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Sharon Rash is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-31
(Executive Order of Suspension)

WHEREAS, Ann M. McDaniell, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Ann M. McDaniell for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation conducted by this Office, Ann M. McDaniell submitted a sworn written statement confirming that she failed to include a jurat or notarial certificate on the document, and failed to indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.05(4) and 117.05(5), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Ann M. McDaniell be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

- A. Ann M. McDaniell is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.
- B. Ann M. McDaniell is commissioned as a Florida notary public from October 5, 2012, through October 4, 2016.
- C. Ann M. McDaniell failed to complete a jurat or notarial certificate with all of the required information, in violation of section 117.05(4), Florida Statutes.
- D. Ann M. McDaniell notarized a signature on a document without satisfactory evidence of the signatory's identity, in violation of section 117.05(5), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Ann M. McDaniel is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Ann M. McDaniel is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-53
(Executive Order of Suspension)

WHEREAS, Ricky L. Collins, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about January 29, 2013, Ricky L. Collins was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF004745, of one count of Burglary of an Unoccupied Structure, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes; and

WHEREAS, Ricky L. Collins failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, this Office notified Ricky L. Collins by certified mail, and required that he respond to the investigation by this Office of the felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Ricky L. Collins; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Ricky L. Collins be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Ricky L. Collins is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Ricky L. Collins is commissioned as a Florida notary public from March 23, 2011, through March 22, 2015.

C. Ricky L. Collins was convicted of a felony in Orange County in 2013, while commissioned as a Florida notary public.

D. Ricky L. Collins failed to notify the Department of State of the change to his criminal history record following the felony conviction in Orange County in 2013, as required by section 117.01(2), Florida Statutes.

E. Ricky L. Collins refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Ricky L. Collins is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Ricky L. Collins is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-54
(Executive Order of Suspension)

WHEREAS, Scott E. Rovenger, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about November 26, 2012, Scott E. Rovenger was convicted in the Circuit Court of the Seventeenth Judicial Circuit, in and for Broward County, in case number 2012CF016685, of Organized Scheme to Defraud, a first-degree felony in violation of section 817.034(4)(a), Florida Statutes; and

WHEREAS, Scott E. Rovenger failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on November 20, 2013, and December 31, 2013, this Office notified Scott E. Rovenger by certified mail of the investigation by this Office of the above-stated matter, and required that he provide a written response explaining his failure to notify the Department of State of the change in his criminal history while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Scott E. Rovenger; and

WHEREAS, during the investigation by this Office, it was discovered that Scott E. Rovenger had moved from the address on file and had failed to notify the Department of State of the change in his address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Scott E. Rovenger be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Scott E. Rovenger is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Scott E. Rovenger is commissioned as a Florida notary public from August 1, 2011, through July 31, 2015.

C. Scott E. Rovenger was convicted of a felony in Broward County in 2012, while commissioned as a Florida notary public.

D. Scott E. Rovenger failed to notify the Department of State of the change to his criminal history record following his felony conviction in Broward County in 2012, as required by section 117.01(2), Florida Statutes.

E. Scott E. Rovenger failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Scott E. Rovenger refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Scott E. Rovenger is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Scott E. Rovenger is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott GOVERNOR

ATTEST: Ken Detzner SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-55 (Executive Order of Suspension)

WHEREAS, Christina Michelle Creech, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about May 14, 2013, Christina Michelle Creech was convicted in the Circuit Court of the Fourth Judicial Circuit, in and for Duval County, in case number 2013CF000736, of one count of Grand Theft, a third degree felony in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, on or about June 6, 2013, Christina Michelle Creech was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2013CF000564, of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes; and

WHEREAS, Christina Michele Creech failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, this Office notified Christina Michelle Creech by certified mail, and required that she respond to the investigation by this Office of the felony convictions that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Christina Michelle Creech; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Christina Michelle Creech be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Christina Michelle Creech is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Christina Michelle Creech is commissioned as a Florida notary public from February 2, 2010, through February 1, 2014.

C. Christina Michelle Creech was convicted of two separate felonies in Duval and St. Johns Counties in 2013, while commissioned as a Florida notary public.

D. Christina Michelle Creech failed to notify the Department of State of the changes to her criminal history record following the felony convictions in Duval and St. Johns Counties in 2013, as required by section 117.01(2), Florida Statutes.

E. Christina Michelle Creech refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Christina Michelle Creech is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Christina Michelle Creech is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott GOVERNOR

ATTEST: Ken Detzner SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-56 (Executive Order of Suspension)

WHEREAS, Robert Flores, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about July 3, 2013, Robert Flores was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Flagler County, in case number 2012CF000579, of one count of Leaving the Scene of a Crash Involving Death or Personal Injury, a third-degree felony in violation of section 316.027(1)(a), Florida Statutes; and

WHEREAS, Robert Flores failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, this Office notified Robert Flores by certified mail, and required that he respond to the investigation by this

Office of the felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, Robert Flores responded to the investigatory letter by this Office and confirmed his conviction of the above-stated felony; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Robert Flores be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Robert Flores is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Robert Flores is commissioned as a Florida notary public from May 23, 2013, through May 22, 2017.

C. Robert Flores was convicted of a felony in Flagler County in 2013, while commissioned as a Florida notary public.

D. Robert Flores failed to notify the Department of State of the change to his criminal history record following his felony conviction in Flagler County in 2013, as required by section 117.01(2), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Robert Flores is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Robert Flores is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-57
(Executive Order of Suspension)

WHEREAS, Wendy L. Jopko, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about September 19, 2013, Wendy L. Jopko was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, Florida, in case number 2012CF039576, of one count of Grand Theft from Person 65 Years of Age or Older, a first-degree felony in violation of section 812.0145(2)(a), Florida Statutes; and

WHEREAS, Wendy L. Jopko failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, this Office notified Wendy L. Jopko by certified mail, and required that she respond to the investigation by

this Office of the felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Wendy L. Jopko; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Wendy L. Jopko be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Wendy L. Jopko is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Wendy L. Jopko is commissioned as a Florida notary public from September 28, 2010, through September 27, 2014.

C. Wendy L. Jopko was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Wendy L. Jopko failed to notify the Department of State of the change to her criminal history record following her felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Wendy L. Jopko refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Wendy L. Jopko is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Wendy L. Jopko is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-58
(Executive Order of Suspension)

WHEREAS, Carolyn Ann Knowles, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about July 5, 2012, Carolyn Ann Knowles was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF006169, of one count of Grand Theft (more than \$10,000, less than \$20,000), a third-degree felony in violation of section 812.014(2)(c)3., Florida Statutes, and one count of Obtaining Unemployment Compensation by Fraud, a third-degree felony in violation of section 443.071(1), Florida Statutes; and

WHEREAS, Carolyn Ann Knowles failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, this Office notified Carolyn Ann Knowles by certified mail, and required that she respond to the investigation by this Office of the felony convictions that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Carolyn Ann Knowles; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Carolyn Ann Knowles be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Carolyn Ann Knowles is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Carolyn Ann Knowles is commissioned as a Florida notary public from April 23, 2012, through April 22, 2016.

C. Carolyn Ann Knowles was convicted of two felonies in Orange County in 2012, while commissioned as a Florida notary public.

D. Carolyn Ann Knowles failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Carolyn Ann Knowles refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Carolyn Ann Knowles is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Carolyn Ann Knowles is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-59
(Executive Order of Suspension)

WHEREAS, Kimberly K. Revels, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 12, 2013, Kimberly K. Revels was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St.

Johns County, in case number 2013CF000621, of two counts of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes; and

WHEREAS, Kimberly K. Revels failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, this Office notified Kimberly K. Revels by certified mail, and required that she respond to the investigation by this Office of the felony convictions that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Kimberly K. Revels; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Kimberly K. Revels be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Kimberly K. Revels is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Kimberly K. Revels is commissioned as a Florida notary public from May 11, 2011, through May 10, 2015.

C. Kimberly K. Revels was convicted of felonies in St. Johns County in 2013, while commissioned as a Florida notary public.

D. Kimberly K. Revels failed to notify the Department of State of the change to her criminal history record following the felony convictions in St. Johns County in 2013, as required by section 117.01(2), Florida Statutes.

E. Kimberly K. Revels refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Kimberly K. Revels is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Kimberly K. Revels is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-60
(Executive Order of Suspension)

WHEREAS, Gary Antich, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about June 13, 2013, Gary Antich was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Seminole County, in case number 2013CF000154, of Computer Solicitation of a Child, a third-degree felony in violation of section 847.0135(3)(a), Florida Statutes; and

WHEREAS, Gary Antich failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, this Office notified Gary Antich by certified mail of the investigation by this Office of the above-stated matter, and required that he respond to the investigation by this Office of the felony that occurred while commissioned as a Florida notary public; and

WHEREAS, Gary Antich responded to the investigatory letter and confirmed that he was convicted of a felony; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Gary Antich be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Gary Antich is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Gary Antich is commissioned as a Florida notary public from September 18, 2012, through September 17, 2016.

C. Gary Antich was convicted of a felony in Seminole County in 2013, while commissioned as a Florida notary public.

D. Gary Antich failed to notify the Department of State of the change to his criminal history record following his felony in Seminole County in 2013, as required by section 117.01(2), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Gary Antich is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Gary Antich is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-61
(Executive Order of Suspension)

WHEREAS, Mary Lou Hardman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about September 26, 2013, Mary Lou Hardman was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Hernando County, in case number 2013CF000308, of one count of Fraudulent Use of a Credit Card, a third-degree felony in violation of section 817.61, Florida Statutes; and

WHEREAS, on or about September 26, 2013, Mary Lou Hardman was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Hernando County, in case number 2013CF000370, of Possession of a Controlled Substance, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes; and

WHEREAS, Mary Lou Hardman failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and January 22, 2014, this Office notified Mary Lou Hardman by certified mail, and required that she respond to the investigation conducted by this Office regarding her felonies while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Mary Lou Hardman had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Mary Lou Hardman; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Mary Lou Hardman be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Mary Lou Hardman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Mary Lou Hardman is commissioned as a Florida notary public from April 11, 2011, through April 10, 2015.

C. Mary Lou Hardman was convicted of two felonies in Hernando County in 2013, while commissioned as a Florida notary public.

D. Mary Lou Hardman failed to notify the Department of State of the changes to her criminal history record following the felony convictions in Hernando County in 2013, as required by section 117.01(2), Florida Statutes.

E. Mary Lou Hardman failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Mary Lou Hardman refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Mary Lou Hardman is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Mary Lou Hardman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-62
(Executive Order of Suspension)

WHEREAS, Ronald Moura, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about August 7, 2013, Ronald Moura was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Seminole County, in case number 2012CF02858, of two counts of Petit Theft, a first-degree misdemeanor in violation of section 812.014(3)(b), Florida Statutes, and one count of Refusal to Make a Tax Return and Pay Taxes, a first-degree misdemeanor in violation of section 212.14(3), Florida Statutes; and

WHEREAS, Ronald Moura failed to notify the Department of State of the changes to his criminal history record, as required by section 117.01(2), following his convictions of the above-stated offenses during his commission as a Florida notary public; and

WHEREAS, on January 19, 2014, this Office notified Ronald Moura by certified mail, and required that he respond to the investigation by this Office of his failure to notify the Department of State of the changes in his criminal history that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Ronald Moura; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Ronald Moura be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Ronald Moura is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Ronald Moura is commissioned as a Florida notary public from July 26, 2010, through July 25, 2014.

C. Ronald Moura was convicted of three first-degree misdemeanor offenses in Seminole County in 2013, while commissioned as a Florida notary public.

D. Ronald Moura failed to notify the Department of State of the changes to his criminal history record following his convictions in Seminole County in 2013, as required by section 117.01(2), Florida Statutes.

E. Ronald Moura refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Ronald Moura is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Ronald Moura is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-63
(Executive Order of Suspension)

WHEREAS, Angela Harris, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Angela Harris for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, on December 9, 2013, and January 6, 2014, this Office notified Angela Harris by certified mail of the investigation conducted by this Office, and required that she provide a sworn written response addressing the complaint of notary misconduct; and

WHEREAS, to date, Angela Harris has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Angela Harris, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Angela Harris is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Angela Harris is commissioned as a Florida notary public from January 30, 2013, through January 29, 2017.

C. Angela Harris refused to cooperate with or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Angela Harris is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Angela Harris is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privi-

leges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-64
(Executive Order of Suspension)

WHEREAS, Angelic D. Davidson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Angelic D. Davidson for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, Angelic D. Davidson submitted a sworn written response to this Office on October 29, 2013, admitting that she notarized the challenged document, but failed to fully explain the reported violations of the laws governing notary conduct; and

WHEREAS, on December 4, 2013, and January 6, 2014, this Office notified Angelic D. Davidson by certified mail that the investigation of reported notary misconduct remained active, and required that she provide additional information to explain the remaining allegations; and

WHEREAS, to date, Angelic D. Davidson has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Angelic D. Davidson, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Angelic D. Davidson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Angelic D. Davidson is commissioned as a Florida notary public from February 27, 2013, through February 26, 2017.

C. Angelic D. Davidson refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Angelic D. Davidson is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Angelic D. Davidson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-70
(Executive Order of Suspension)

WHEREAS, Jerry Johnson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about August 16, 2012, Jerry Johnson was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Marion County, in case number 2012MM004667, of Retail Petit Theft, a second degree misdemeanor offense pursuant to section 812.014(3)(a), Florida Statutes, but failed to notify the Department of State in writing of the change in his criminal history within 60 days of that conviction, as required by section 117.01(2), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jerry Johnson be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jerry Johnson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jerry Johnson's current commission runs from September 30, 2010, through September 29, 2014.

C. Jerry Johnson failed to report a change in his criminal history following his August 2012 conviction for petit theft.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jerry Johnson is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jerry Johnson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-71
(Executive Order of Suspension)

WHEREAS, Lauri Christensen, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about September 18, 2012, Lauri Christensen was convicted in the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, in case number 2011CF023237, of one count of Burglary of an Unoccupied Dwelling, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes, and one count of Possession of Burglary Tools, a third-degree felony in violation of section 810.06, Florida Statutes; and

WHEREAS, on or about September 18, 2012, Lauri Christensen was convicted in the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, in case number 2012CF007194, of one count of Burglary of an Unoccupied Dwelling, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes; and

WHEREAS, on or about September 18, 2012, Lauri Christensen was convicted in the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, in case number 2012CF007836, of one count of Burglary of an Unoccupied Dwelling, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes; and

WHEREAS, Lauri Christensen failed to notify the Department of State of the above-stated changes to her criminal history record while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, this Office notified Lauri Christensen by certified mail, and required that she respond to the investigation by this Office of the felony convictions that occurred while commissioned as a Florida notary public; and

WHEREAS, during the investigation conducted by this Office, it was discovered that Lauri Christensen had moved from the address listed on file for her notary commission and failed to notify the Department of State of the change to her contact information within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Lauri Christensen; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Lauri Christensen be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follow:

A. Lauri Christensen is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Lauri Christensen is commissioned as a Florida notary public from December 29, 2010, through December 28, 2014.

C. Lauri Christensen was convicted of four separate felonies in Pinellas County in 2012, while commissioned as a Florida notary public.

D. Lauri Christensen failed to notify the Department of State of the changes to her criminal history record following the felony convictions in Pinellas County in 2012, as required by section 117.01(2), Florida Statutes.

E. Lauri Christensen failed to notify the Department of State of the changes to her contact information, as required by section 117.01(2), Florida Statutes.

F. Lauri Christensen refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Lauri Christensen is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Lauri Christensen is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-72
(Executive Order of Suspension)

WHEREAS, Kesia Velez, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about January 7, 2011, Kesia Velez was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2009CF018540, of one count of Grand Theft (more than \$20,000, less than \$100,000), a second-degree felony in violation of section 812.014(2)(b)2., Florida Statutes, and one count of Obtaining Property by Fraud (more than \$20,000, less than \$50,000), a second-degree felony in violation of section 817.034(4)(a)2., Florida Statutes; and

WHEREAS, on or about October 23, 2012, Kesia Velez was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)1., Florida Statutes; and

WHEREAS, Kesia Velez failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 16, 2014, this Office notified Kesia Velez by certified mail of the investigation by this Office of the above-stated matters, and required that she provide a written response explaining her failure to notify the Department of State of the changes in her criminal history while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Kesia Velez; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Kesia Velez be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Kesia Velez is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Kesia Velez is commissioned as a Florida notary public from March 3, 2013, through March 2, 2017.

C. Kesia Velez was convicted of two felonies in Orange County in 2011, while commissioned as a Florida notary public.

D. Kesia Velez was convicted of a felony in Orange County in 2012, while commissioned as a Florida notary public.

E. Kesia Velez failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Orange County in 2011 and 2012, as required by section 117.01(2), Florida Statutes.

F. Kesia Velez refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Kesia Velez is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Kesia Velez is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-73
(Executive Order of Suspension)

WHEREAS, Jeremy Pitts, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about December 27, 2011, Jeremy Pitts was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2011CF003102, of one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, Jeremy Pitts failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Jeremy Pitts by certified mail, and required that he respond to the investigation conducted by this Office regarding his felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Jeremy Pitts had moved from the address on file and had failed to notify the Department of State of the change in his address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Jeremy Pitts; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jeremy Pitts be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jeremy Pitts is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jeremy Pitts is commissioned as a Florida notary public from May 13, 2011, through May 12, 2015.

C. Jeremy Pitts was convicted of a felony in Orange County in 2011, while commissioned as a Florida notary public.

D. Jeremy Pitts failed to notify the Department of State of the change to his criminal history record following the felony conviction in Orange County in 2011, as required by section 117.01(2), Florida Statutes.

E. Jeremy Pitts failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Jeremy Pitts refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jeremy Pitts is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jeremy Pitts is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-74
(Executive Order of Suspension)

WHEREAS, Tara Lynne Callegari, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about November 6, 2012, Tara Lynne Callegari was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF003615, of one count of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes; and

WHEREAS, Tara Lynne Callegari failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Tara Lynne Callegari by certified mail, and required that she respond to the investigation by this Office regarding her felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Tara Lynne Callegari had moved from the address on file and had

failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Tara Lynne Callegari; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tara Lynne Callegari be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tara Lynne Callegari is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tara Lynne Callegari is commissioned as a Florida notary public from January 10, 2011, through January 9, 2015.

C. Tara Lynne Callegari was convicted of a felony in Orange County in 2012, while commissioned as a Florida notary public.

D. Tara Lynne Callegari failed to notify the Department of State of the change to her criminal history record following her felony conviction in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Tara Lynne Callegari failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Tara Lynne Callegari refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tara Lynne Callegari is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tara Lynne Callegari is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-75
(Executive Order of Suspension)

WHEREAS, Leora M. Usina, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about January 27, 2012, Leora M. Usina was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2011CF035108, of one count of Organized Scheme to Defraud (less than \$20,000), a third-degree felony in violation of section 817.034(4)(a)3., Florida Statutes; and

WHEREAS Leora M. Usina failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and January 22, 2014, this Office notified Leora M. Usina by certified mail of the investigation by this Office of the above-stated matter, and required that she provide a written response regarding her failure to notify the Department of State of the change in her criminal history while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Leora M. Usina; and

WHEREAS, during the investigation by this Office, it was discovered that Leora M. Usina had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Leora M. Usina be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Leora M. Usina is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Leora M. Usina is commissioned as a Florida notary public from November 10, 2010, through November 9, 2014.

C. Leora M. Usina was convicted of a felony in Volusia County in 2012, while commissioned as a Florida notary public.

D. Leora M. Usina failed to notify the Department of State of the change to her criminal history record following her felony conviction in Volusia County in 2012, as required by section 117.01(2), Florida Statutes.

E. Leora M. Usina failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Leora M. Usina refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Leora M. Usina is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Leora M. Usina is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-76
(Executive Order of Suspension)

WHEREAS, Melissa G. Cribbs, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about March 5, 2013, Melissa G. Cribbs was convicted in the Circuit Court of the Sixth Judicial Circuit, in and for Pasco County, in case number 2012CF008357, of one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)1., Florida Statutes; and

WHEREAS, on or about March 11, 2013, Melissa G. Cribbs was convicted in the Circuit Court of the Thirteenth Judicial Circuit, in and for Hillsborough County, in case number 2011CF015689, of one count of Trafficking in Illegal Drugs (more than 4 grams, less than 14 grams), a first-degree felony in violation of section 893.135(1)(c)1.a., Florida Statutes, and one count of Obtaining a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes; and

WHEREAS, Melissa G. Cribbs failed to notify the Department of State of the above-stated changes to her criminal history record while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Melissa G. Cribbs by certified mail, and required that she respond to the investigation conducted by this Office regarding her felonies while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Melissa G. Cribbs had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Melissa G. Cribbs; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Melissa G. Cribbs be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Melissa G. Cribbs is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Melissa G. Cribbs is commissioned as a Florida notary public from June 21, 2010, through June 20, 2014.

C. Melissa G. Cribbs was convicted of three separate felonies in Hillsborough and Pasco Counties in 2013, while commissioned as a Florida notary public.

D. Melissa G. Cribbs failed to notify the Department of State of the changes to her criminal history record following the felony convictions in Hillsborough and Pasco Counties in 2013, as required by section 117.01(2), Florida Statutes.

E. Melissa G. Cribbs failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Melissa G. Cribbs refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Melissa G. Cribbs is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Melissa G. Cribbs is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-77
(Executive Order of Suspension)

WHEREAS, Stephanie Teston, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about September 1, 2011, Stephanie Teston was convicted in the Circuit Court of the Fourth Judicial Circuit, in and for Duval County, in case number 2011CF009008, of three counts of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes; and

WHEREAS, Stephanie Teston failed to notify the Department of State of the above-stated changes to her criminal history record while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Stephanie Teston by certified mail, and required that she respond to the investigation by this Office of her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Stephanie Teston had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Stephanie Teston; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Stephanie Teston be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Stephanie Teston is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Stephanie Teston is commissioned as a Florida notary public from April 20, 2010, through April 19, 2014.

C. Stephanie Teston was convicted of three felonies in Duval County in 2011, while commissioned as a Florida notary public.

D. Stephanie Teston failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Duval County in 2011, as required by section 117.01(2), Florida Statutes.

E. Stephanie Teston failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Stephanie Teston refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Stephanie Teston is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Stephanie Teston is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-78
(Executive Order of Suspension)

WHEREAS, Natasha Ortiz, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about August 1, 2013, Natasha Ortiz was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Seminole County, in case number 2012CF001349, of two counts of Grand Theft (more than \$300, less than \$20,000), a third-degree felony in violation of section 812.014(2)(c)1., Florida Statutes, and one count of Conspiracy to Commit Grand Theft, a first-degree misdemeanor in violation of sections 774.04(3) and 812.014(2)(c)1., Florida Statutes; and

WHEREAS, Natasha Ortiz failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 29, 2014, this Office notified Natasha Ortiz by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Natasha Ortiz had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Natasha Ortiz; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Natasha Ortiz be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Natasha Ortiz is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Natasha Ortiz is commissioned as a Florida notary public from April 2, 2010, through April 1, 2014.

C. Natasha Ortiz was convicted of two felonies in Seminole County in 2013, while commissioned as a Florida notary public.

D. Natasha Ortiz failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Seminole County in 2013, as required by section 117.01(2), Florida Statutes.

E. Natasha Ortiz failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Natasha Ortiz refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Natasha Ortiz is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Natasha Ortiz is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-79
(Executive Order of Suspension)

WHEREAS, Tammy Scarborough, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about January 18, 2012, Tammy Scarborough was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2009CF002242, of one count of Racketeering, a first-degree felony in violation of section 895.02(4), Florida Statutes; and

WHEREAS, Tammy Scarborough failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Tammy Scarborough by certified mail of the investigation by this Office of the above-stated matter, and required that she respond to the investigation conducted by this Office regarding her felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Tammy Scarborough had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Tammy Scarborough; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tammy Scarborough be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tammy Scarborough is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tammy Scarborough is commissioned as a Florida notary public from May 17, 2010, through May 16, 2014.

C. Tammy Scarborough was convicted of a felony in Orange County in 2012, while commissioned as a Florida notary public.

D. Tammy Scarborough failed to notify the Department of State of the change to her criminal history record following her felony conviction in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Tammy Scarborough failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Tammy Scarborough refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tammy Scarborough is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tammy Scarborough is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

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: Robinson, Eric W., Venice	10/31/2017
Board of Architecture and Interior Design Appointees: Bao-Garciga, Aida, Miami Blanz, James, Ft. Lauderdale Johnson, James Emory, Tallahassee Rivers, E. Dylan, Tallahassee Toppe, Jonathan R., St. Petersburg	10/31/2015 10/31/2016 10/31/2017 10/31/2016 10/31/2017
Board of Athletic Training Appointees: Harris, Brandon L., Tallahassee Hudson, James Brian, St. Petersburg McDougal, Billy J., Jacksonville Pappas, Nicholas A., Tallahassee Schwartzberg, Randy S., Winter Springs VanOpdorp, Heather L., Land O'Lakes Watson, James T., Tallahassee	10/31/2017 10/31/2014 10/31/2014 10/31/2015 10/31/2015 10/31/2014 10/31/2015
Florida State Boxing Commission Appointees: Lopez, Marco A., Miami Martinez, Tirso P., Miami Lakes	09/30/2016 09/30/2013
Florida Building Code Administrators and Inspectors Board Appointee: Raines, Andrew J., Pensacola	10/31/2017
Florida Building Commission Appointees: Bahadori, Hamid R., Lake Mary Bassett, Steven C., Plantation Batts, James T., III, St. Augustine Brown, Donald D., DeFuniak Springs Carlson, E. Jay, Port Charlotte Compton, David L., Lutz Franz, Thomas R., Melbourne Hamberger, Robert F., Confidential pursuant to s. 119.071(4), F.S. Langille, Brian, Clearwater Phillips, Darrell D., Tallahassee Schilling, Frederick C., Jr., Boca Raton Smith, Drew M., Parrish Tolbert, John T., Navarre	02/07/2017 12/08/2013 11/05/2016 11/21/2015 02/11/2017 01/13/2017 01/21/2015 01/09/2017 06/30/2017 11/21/2015 01/31/2015 11/05/2016 01/15/2015
Board of Chiropractic Medicine Appointees: Fox, Christopher J., West Palm Beach Heagy, Danita Thomas, St. Augustine Hunt, Julie Mayer, Crystal Beach Pelaez, Ruth E., West Palm Beach	10/31/2014 10/31/2016 10/31/2016 10/31/2015
Board of Clinical Laboratory Personnel Appointees: Hernandez, Alvaro A., Ocala Norcia, Judy R., Tarpon Springs	10/31/2014 10/31/2016
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling Appointees: Barlow, Sandra M., Tallahassee Buller, Jamie, Jacksonville Cavitt, William F., Panama City Cavitt, William F., Panama City Cecil-Van Den Heuvel, Denise J., West Palm Beach Douglas, Helen, Pensacola	10/31/2014 10/31/2016 10/31/2013 10/31/2017 10/31/2014 10/31/2014

[Referred to the Committee on Ethics and Elections.]

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Regulatory Council of Community Association Managers		Wright, Lloyd Gary, Monticello	05/31/2015
Appointees: Allende, Pedro M., Miami	10/31/2014		
Barbieux, Elizabeth Ann, Leesburg	10/31/2016	Board of Trustees of Pasco-Hernando Community College	
Beswick, David L., Oakland Park	10/31/2016	Appointees: Blommel, Edward C., Dade City	05/31/2015
Cunningham, Sharon F., Sarasota	10/31/2014	Dougherty, John A., Weeki Wachee	05/31/2015
Phillips, Angela M., Satellite Beach	10/31/2015	Parker, Judy R., New Port Richey	05/31/2014
		Porton, Morris R., Spring Hill	05/31/2017
Florida Communities Trust			
Appointees: Jones, Gregory, Pensacola	01/31/2017	Board of Trustees of Polk State College	
Lindblad, A. Erick, Ft. Myers	01/31/2017	Appointee: Turner, Mark G., Winter Haven	05/31/2017
Stanbridge, Ruth, Vero Beach	01/31/2015		
Florida Commission on Community Service		Board of Trustees of St. Johns River State College	
Appointees: Glickman, Susan, Belleair Beach	09/14/2015	Appointees: Davis, Wendell D., Fleming Island	05/31/2017
Gonzalez, Marcia C., Miami	09/14/2013	Webb, Mary Ellen, St. Augustine	05/31/2017
McLeod, Michael J., Sebring	09/14/2013		
Miller, Patricia Penny, Ocala	09/14/2013	Board of Trustees of St. Petersburg College	
Rovira-Forino, Maritza, Tampa	09/14/2014	Appointees: Bello, Bridgette, St. Petersburg	05/31/2015
Seevers, Sarah E., Destin	09/14/2014	Westine, Lauralee G., Palm Harbor	05/31/2017
Towler, Susan, Jacksonville	09/14/2013		
Board of Trustees of Eastern Florida State College		Board of Trustees of South Florida State College	
Appointee: Landman, Alan H., Indialantic	05/31/2017	Appointees: Backer, Timothy D., Confidential pursuant to s. 119.071(4), F.S.	05/31/2017
		Kirschner, Louis H., Arcadia	05/31/2017
Board of Trustees of Broward College		Board of Trustees of Valencia College	
Appointee: Fernandez, Gloria M., Dania	05/31/2017	Appointees: Boyce, Lucas Daniel, Orlando	05/31/2015
		Carlson, Bruce A., Celebration	05/31/2015
Board of Trustees of College of Central Florida		Lopez-Cid, Daisy, Kissimmee	05/31/2016
Appointees: Durrance, Robert E., Bronson	05/31/2017		
Ewers, Ronald L., Ocala	05/31/2017	Construction Industry Licensing Board	
		Appointees: Allocco, Andrew, Sebastian	10/31/2014
Board of Trustees of Chipola College		Cobb, Christopher M., St. Augustine	10/31/2017
Appointees: Baker, Nolan V., Ponce de Leon	05/31/2015	Dachepalli, Badarinath Ben, Tampa	10/31/2013
Causseaux, Hannah Sumner, Bristol	05/31/2014	Del Vecchio, Paul J., Boca Raton	10/31/2013
Clark, Gary F., Chipley	05/31/2015	Evetts, James C., Port Charlotte	10/31/2015
Lassmann, Thomas S., Marianna	05/31/2015	Korelishn, Albert C., Pompano Beach	10/31/2017
Padgett, John W., Marianna	05/31/2014	Lawson, Keith O., II, Quincy	10/31/2016
		Lenois, Roy, S. Daytona	10/31/2015
Board of Trustees of Daytona State College		Sheehan, William S., St. Petersburg	10/31/2014
Appointees: Davis, Robert C., Port Orange	05/31/2017		
Giles, Bradley S., Ormond Beach	05/31/2017	State of Florida Correctional Medical Authority	
Haas, Mary Ann, Flagler Beach	05/31/2017	Appointees: Beaty, Ryan D., Inverness	07/01/2016
		Chaykin, Lee B., Davie	07/01/2016
Board of Trustees of Florida State College at Jacksonville		Cuddy, Leigh-Ann, St. Cloud	07/01/2016
Appointees: Fullwood, Latasha, Jacksonville	05/31/2017	Debelius-Enemark, Peter C., St. Marks	07/01/2016
Majdanics, Thomas J., Jacksonville	05/31/2017	Langston, Katherine E., Tallahassee	07/01/2016
Mayo, Jimmie L., Fernandina Beach	05/31/2015	Novack, Harvey R., Gainesville	07/01/2016
White, Patricia F., Confidential pursuant to s. 119.071(4), F.S.	05/31/2017	Phelps, J. Annette, Crawfordville	07/01/2016
Board of Trustees of Florida Keys Community College		Board of Cosmetology	
Appointees: Koenig, Timothy J., Key West	05/31/2017	Appointees: Fincel, Ginny Adair, St. Augustine	10/31/2014
O'Bannon, Anne M., Key Colony Beach	05/31/2017	Harvey, Adrienne L., Palm Coast	10/31/2016
		Ritenbaugh, Laurel K., Plant City	10/31/2016
Board of Trustees of Gulf Coast State College			
Appointees: Kirvin, Elizabeth M., Apalachicola	05/31/2016	Board of Trustees for the Florida School for the Deaf and the Blind	
Millaway, Steve D., Panama City Beach	05/31/2017	Appointees: McCaul, Owen B., Confidential pursuant to s. 119.071(4), F.S.	12/10/2016
		Wagner, Christopher D., Confidential pursuant to s. 119.071(4), F.S.	11/19/2016
Board of Trustees of Hillsborough Community College			
Appointees: Diehl, Arthur F., III, Tampa	05/31/2017	Board of Dentistry	
Reid, Randall H., Tampa	05/31/2017	Appointees: Britten, Leonard L., Lutz	10/31/2015
		Martini, Anthony J., St. Johns	10/31/2014
Board of Trustees of Florida Gateway College		Perdomo, Robert L., III, Coral Gables	10/31/2016
Appointees: Brannan, Robert C., III, Macclenny	05/31/2015	Pyle, Timothy S., Pensacola	10/31/2016
Lander, Lindsey, Trenton	05/31/2014	Sissine, Angela M., Jacksonville	10/31/2013
Board of Trustees of State College of Florida, Manatee-Sarasota		Education Practices Commission	
Appointees: Bailey, Edward, Palmetto	05/31/2017	Appointees: Diaz, Marisol, Miami	09/30/2017
Hager, Marlen J., Jr., Bradenton	05/31/2017	Farmer, Diane A., Tampa	09/30/2017
		Howard, Tequila E., Sunrise	09/30/2016
Board of Trustees of North Florida Community College		Huff, Derrick L., Sunrise	09/30/2016
Appointees: Benoit, Ann Sharon, Greenville	05/31/2015	Marcadis, Annette, Tampa	07/14/2017
Gunter, Dawn Elizabeth, Perry	05/31/2015	Walker, Cindi, Loxahatchee	01/13/2017
Washington, William D., Pinetta	05/31/2014		

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Elections Commission		Commission for Independent Education	
Appointees: Bernard, Mackenson, Delray Beach	12/31/2016	Appointees: Bradley, Nancy M., Orlando	06/30/2015
Hollarn, Patricia M., Shalimar	12/31/2016	Crocitto, Peter F., Jr., Palm City	06/30/2016
Seymour, Brian M., Palm Beach Gardens	12/31/2016	Mulherin, Lynn, Celebration	06/30/2015
Electrical Contractors' Licensing Board		Florida Inland Navigation District	
Appointees: Bramlett, Robert M., Ocala	10/31/2015	Appointees: Blow, John Carl, St. Augustine	01/09/2017
Cannava, John E., North Palm Beach	10/31/2014	Chappell, Tyler, Lighthouse Point	01/09/2017
Hoffmann, Kenneth, Mt. Dora	10/31/2015	Cuozzo, Donald J., Palm City	01/09/2017
McHaffie, Thomas N., Tallahassee	10/31/2015	Dritenbas, Paul U., Vero Beach	01/09/2017
Board of Employee Leasing Companies		Isiminger, Charles C., North Palm Beach	01/09/2015
Appointees: Finkelstein, Abram, Weston	10/31/2015	McCabe, Susanne D., Port Orange	01/09/2017
Jones, John L., Valrico	10/31/2016	Netts, Jonathan S., Palm Coast	01/09/2015
Reeves, Keith W., Lakewood Ranch	10/31/2015	Williams, Lynn, Fernandina Beach	01/09/2017
Stamatyades, Philip, Homestead	10/31/2016	Juvenile Welfare Board of Pinellas County	
Board of Professional Engineers		Appointee: Mikurak, Michael G., St. Petersburg	07/18/2016
Appointees: Bauer, Christian S., Jr., Orlando	10/31/2016	Board of Landscape Architecture	
Boza, Vivian, Newberry	10/31/2015	Appointees: Conant, Richard R., Orlando	10/31/2013
Burke, John C., Jacksonville	10/31/2014	Conant, Richard R., Orlando	10/31/2017
Pepper, John, Southwest Ranches	10/31/2016	Cruz, Tiffany, Tallahassee	10/31/2013
Commission on Ethics		Delate, Joseph F., Marco Island	10/31/2015
Appointees: Ford, Ivan Martin, Confidential pursuant to s. 119.071(4), F.S.	06/30/2015	Kroll, Michael D., Weston	10/31/2016
Maurer, Susan Horovitz, Ft. Lauderdale	06/30/2015	Smith, Phillip J., Sarasota	10/31/2013
Robison, Linda M., Pompano Beach	06/30/2015	Smith, Phillip J., Sarasota	10/31/2017
Weston, Stanley M., Jacksonville	06/30/2015	Governor's Mansion Commission	
Board of Funeral, Cemetery, and Consumer Services		Appointees: Glover, Marla G., Cocoa	09/30/2016
Appointees: Brandenburg, Joseph A., Jacksonville	09/30/2017	Mullican, Susan H., Naples	09/30/2015
Davis, James E., Tallahassee	09/30/2017	Board of Massage Therapy	
Hall, Lewis, Highland City	09/30/2017	Appointees: Phillips, Sharon L., Winter Haven	10/31/2017
Knopke, Keenan Lacy, Temple Terrace	09/30/2017	Walker, Jonathan E., Tallahassee	10/31/2015
Oliver, Vanessa Grant, Punta Gorda	09/30/2017	Board of Medicine	
Board of Professional Geologists		Appointees: Di Pietro, Nina, Oakland Park	10/31/2016
Appointees: Alfieri, Michael C., Odessa	10/31/2015	Fernandez, Bernardo B., Davie	10/31/2016
Cain, Matthew L., Lake Wales	10/31/2014	Ginzburg, Enrique, Miami Beach	10/31/2016
DeNeve, Michael Joseph, Bartow	10/31/2016	Rosenberg, Steven, Palm Beach	10/31/2015
Poppell, Robert R., Tallahassee	10/31/2016	TerKonda, Sarvam P., Jacksonville	10/31/2016
Higher Educational Facilities Financing Authority		Tootle, Joy A., Gainesville	10/31/2016
Appointees: Czerniec, Timothy H., Miami	01/17/2016	Board of Nursing	
Czerniec, Timothy H., Miami	01/17/2018	Appointees: Gainey, Elmira R., Stuart	10/31/2015
Rieck, David W., Winter Park	01/17/2017	Trybulski, JoAnn, Doral	10/31/2016
Citrus County Hospital Board		Whitson, Kathryn L., Ocala	10/31/2015
Appointees: Fallows, Christopher Mark, Crystal River	07/08/2014	Board of Nursing Home Administrators	
Priselac, Robert J., Floral City	07/03/2015	Appointees: Feeney, Patricia A., Pompano Beach	10/31/2015
Board of Trustees of South Lake County Hospital District		Fernandez, Chantelle, Weston	10/31/2016
Appointees: Binney, Curtis A., Clermont	07/05/2017	Gerrity, Henry, III, Winter Springs	10/31/2016
Duke, Jeff C., Clermont	07/05/2017	Hankerson, Christine, Wesley Chapel	10/31/2014
Jones, JoAnn, Clermont	07/05/2016	Helmer, Michael K., Naples	10/31/2017
Kesselring, Kasey C., Montverde	07/05/2017	Lipman, Scott, Boca Raton	10/31/2014
Solis, Carlos, Clermont	07/05/2015	Schroepel, Thomas O., Tampa	10/31/2017
Florida Housing Finance Corporation		Board of Occupational Therapy Practice	
Appointees: Dubuque, Ray E., Panama City	11/13/2016	Appointees: Hicks, Anthony J., Jacksonville	10/31/2017
Hawthorne, John D., Jr., Lake Placid	11/13/2016	McKenzie, Tammy R., Crawfordville	10/31/2016
Katz, Brian J., Tampa	11/13/2016	Roeck-Simmons, Heidi, Tallahassee	10/31/2015
Tylka, Leonard "Len" A., Jr., Jupiter	11/13/2016	Spafford, James F., Loxahatchee	10/31/2014
Florida Commission on Human Relations		Watson, Carol Marie, Bunnell	10/31/2015
Appointees: Daniel, Clyde Derick, Tallahassee	09/30/2017	Board of Opticianry	
Jenkins, Tony, Orlando	09/30/2014	Appointees: Davis, Stanley T., Tallahassee	10/31/2013
Steele, Rebecca E., Jacksonville	09/30/2015	Girdler, John B., III, Tallahassee	10/31/2014
		Mone', Christopher B., Weston	10/31/2015
		Shannon, Byron Dale, Ocala	10/31/2015
		Stavros, Irene J., South Miami	10/31/2014
		Board of Optometry	
		Appointees: Maule, Tamara L., Lake Worth	10/31/2017
		McNaughton, Rosa N., Tallahassee	10/31/2017

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Orthotists and Prosthetists		Southwest Florida Regional Planning Council, Region 9	
Appointees: Chmielewski, Thomas J., Tampa	10/31/2016	Appointees: Graham, Suzanne T., Port Charlotte	10/01/2015
Gooljar, Ruphlal R., St. Augustine	10/31/2014	McCormick, Francis Donald, Punta Gorda	10/01/2016
Griner, Addam C., New Port Richey	10/31/2015	Mulhere, Robert J., Naples	10/01/2014
Meyer, George H., Jr., Apollo Beach	10/31/2016		
Saunders, Brett R., Orlando	10/31/2014	Treasure Coast Regional Planning Council, Region 10	
Board of Osteopathic Medicine		Appointee: Weaver, Steven M., Ft. Pierce	10/01/2015
Appointees: Hayden, Anna Z., Oakland Park	10/31/2017	South Florida Regional Planning Council, Region 11	
Mendez, Michelle R., Jacksonville	10/31/2016	Appointee: Walters, Sandra, Lower Sugarloaf Key	10/01/2015
Board of Pharmacy		Board of Respiratory Care	
Appointees: Mikhael, Mark W., Orlando	10/31/2016	Appointees: Fields, Delbert "Dick" R., Bradenton	10/31/2014
Philip, Jeenu, St. Johns	10/31/2017	Grassi, Michele A., Boca Raton	10/31/2015
Weizer, Michele, Boca Raton	10/31/2016	Hendriksen, Peter J., New Port Richey	10/31/2014
Board of Physical Therapy Practice		Nunez, Morfia Joy, Ocala	10/31/2015
Appointees: Lohr, Clint E., Cantonment	10/31/2017	Sherrod, Bayyinah M., Oviedo	10/31/2015
Petraglia, Gina C., Fort Myers	10/31/2017		
Pettie, Christina L., Gainesville	10/31/2016	State Retirement Commission	
Board of Pilot Commissioners		Appointee: Davis, Warren, Tallahassee	12/31/2015
Appointees: Kurtz, Carolyn J., Tampa	10/31/2013	Board of Professional Surveyors and Mappers	
Nielsen, Stephen, Davie	10/31/2013	Appointees: Conkling, Frank James, Palm Beach Gardens	10/31/2017
Walters, Cliff, Confidential pursuant to s. 119.071(4), F.S.	10/31/2016	Hyde, Steven J., Vero Beach	10/31/2017
Board of Podiatric Medicine		Talbott, Patrick, Lake Placid	10/31/2017
Appointees: Block, Mark S., Boca Raton	10/31/2014	Reemployment Assistance Appeals Commission	
Koppel, Scott T., Gainesville	10/31/2017	Appointee: Finnegan, Joseph D., Tallahassee	06/30/2015
Pearce, James W., Tallahassee	10/31/2015	Chair, Reemployment Assistance Appeals Commission	
Price, Melvin B., Bradenton	10/31/2014	Appointee: Brown, Frank E., Temple Terrace	06/30/2017
Strickland, Joseph H., Clearwater	10/31/2015	Board of Veterinary Medicine	
Tampa Port Authority		Appointees: Inzina, Suzanne, Largo	10/31/2016
Appointee: Grandoff, John B., III, Tampa	11/15/2015	Johnson, Connie M., Plant City	10/31/2013
Florida Prepaid College Board		Leonard, Robert B., Jr., New Smyrna Beach	10/31/2017
Appointees: Champion, Robert C., Ponte Vedra Beach	06/30/2014	Big Cypress Basin Board of the South Florida Water Management District	
Hogan, Patrick T., Bradenton	06/30/2015	Appointee: Kitchener, Marielle, Naples	03/01/2014
Board of Psychology		Referred to the Committee on Ethics and Elections.	<i>For Term Ending</i>
Appointees: Miller, Jonathan Drake, Pensacola Beach	10/31/2013	<i>Office and Appointment</i>	
Miller, Jonathan Drake, Pensacola Beach	10/31/2017	Secretary of Corrections	
O'Brien, Mary Denise, North Palm Beach	10/31/2014	Appointee: Crews, Michael D., Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor
Reiff, Harry J., Jacksonville	10/31/2015	Referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Criminal Justice; and Ethics and Elections.	<i>For Term Ending</i>
Rubin, Andrew S., Pompano Beach	10/31/2016	<i>Office and Appointment</i>	
Florida Real Estate Appraisal Board		State Surgeon General	
Appointee: Simmons, Matthew S., Ft. Myers	10/31/2015	Appointee: Armstrong, John H., Ocala	Pleasure of Governor
Florida Real Estate Commission		Referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Health Policy; and Ethics and Elections.	<i>For Term Ending</i>
Appointees: Boring, Claude D., Confidential pursuant to s. 119.071(4), F.S.	10/31/2017	<i>Office and Appointment</i>	
Chotas, Elias Nicholas, Edgewood	10/31/2016	Executive Director, Department of Economic Opportunity	
Fryer, Richard T., Lake Mary	10/31/2017	Appointee: Panuccio, Jesse, Tallahassee	Pleasure of Governor
Furst, Darla Ann, Sarasota	10/31/2016	Referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Commerce and Tourism; and Community Affairs; and Ethics and Elections.	
Apalachee Regional Planning Council, Region 2			
Appointee: Miller, Lisa, Tallahassee	10/01/2016		
Northeast Florida Regional Planning Council, Region 4			
Appointee: Palencia, Jeovanny, Crescent City	10/01/2015		
East Central Florida Regional Planning Council, Region 6			
Appointees: Chase, Melanie F., Lake Mary	10/01/2015		
Rivas, Jose A., Jr., Orlando	10/01/2015		
Rose, Jill, Orlando	10/01/2014		
Central Florida Regional Planning Council, Region 7			
Appointees: Posey, Elvie, Okeechobee	10/01/2013		
Tuck, Andy, Sebring	10/01/2015		

SUPREME COURT OF FLORIDA

The following certificate was received:

No. SC13-2296

IN RE: CERTIFICATION OF NEED FOR ADDITIONAL JUDGES.

[December 19, 2013]

PER CURIAM.

This opinion fulfills our constitutional obligation to determine the State's need for additional judges in Fiscal Year 2014/2015 and to certify our "findings and recommendations concerning such need" to the Legislature.¹ Certification is "the sole mechanism established by our constitution for a systematic and uniform assessment of this need." In re Certification of Need for Additional Judges, 889 So. 2d 734, 735 (Fla. 2004). In this opinion we are certifying a total need of forty-nine judges, forty-six in the trial courts and three in the appellate courts as further elaborated below.

TRIAL COURTS

The Florida Supreme Court continues to use a weighted caseload system as a primary basis for assessing judicial need for the trial courts.² Using objective standards, this Court has examined case filing and disposition data, analyzed various judicial workload indicators, applied a three-year average net need, and considered judgeship requests submitted by the lower courts. Applying this methodology, this Court certifies the need for forty-six judgeships statewide, seven of which are in circuit court and thirty-nine in county court as detailed in the attached appendix. As noted in previous opinions, our judges and court staff continue to work diligently to administer justice, promptly resolve disputes, and ensure that children, families, and businesses receive the proper amount of judicial attention for their cases. They do so despite a demonstrated need for new judges and with a smaller staffing complement.

Our most recent analysis of statistics from Fiscal Year 2010/2011 to Fiscal Year 2012/2013 indicates a slight increase in circuit civil filings and a six percent increase in probate filings. At the same time, felony and juvenile dependency filings declined by five percent while domestic relations and juvenile delinquency filings experienced a seventeen percent decline. Although it may be too soon to indicate a sustained downward trend for most of these case types, recent juvenile justice reforms undertaken by the Florida Department of Juvenile Justice may continue to result in fewer juvenile delinquency filings.³

Notwithstanding the decreases to most filing categories, our three-year average net need analysis continues to indicate that additional judgeships are necessary in our circuit courts. This three-year average net need reflects sustained workload over a multi-year period.

Several of the chief judges reference high jury trial rates, substantial pending caseloads and reduced clearance rates as workload trends that continue to impact the trial courts. In addition, seasoned judges throughout the state continue to report to the court that statutory revisions requiring additional hearings for certain case types contribute to case complexity and additional judicial workload. Some chief judges also note the effect of self-represented litigants on court time and resources, factors that contribute to judicial workload and court delay. This Court is carefully monitoring such feedback and will apprise the Legislature of any updated findings to its workload evaluation model.

Many of our chief judges lament the long waits associated with obtaining hearing times. In some circuits, dockets are so full that it takes several weeks to schedule a hearing. This is especially true for scheduling lengthy hearings. Similarly, judges must schedule lengthy jury trials months in advance. Judges continue to report to their chief judges that they are less able to devote adequate time to hearings due to their overall workload. This observation is of particular concern as it strikes at the essence of access to the courts as well as public trust and confidence in our courts.

Our judges continue to absorb the work previously performed by case managers, law clerks, magistrates, and other supplemental support staff lost in the budget reductions of recent years.⁴ Most of these positions provided direct case management, legal research, and adjudicatory support to our judges. The consensus among chief judges is that the loss of support staff translates into slower case processing times, crowded dockets, and long waits to access judicial calendars.

Workload associated with the mortgage foreclosure crisis continues to impact disposition times and rates in our circuit civil divisions. In recognition of this protracted crisis the Legislature, using monies from the national mortgage foreclosure settlement,⁵ has provided dedicated funding for Fiscal Year 2013/2014 and Fiscal Year 2014/2015 that has enabled the court system to secure the services of additional senior judges and magistrates for additional docket time, necessary case management resources, and to deploy technology resources to provide for more efficient and effective management of cases. The Court is grateful for this funding to address the temporary but prolonged spike in foreclosure filings in Florida. Because the current foreclosure activity is known to be temporary, the Court is relying on these additional resources from the Legislature for enhanced judicial capacity, and does not calculate the excess foreclosure filings in this certification of judicial need.

County court workload remains high with judicial need holding steady. In select counties, some chief judges report that misdemeanor, domestic and stalking violence cases are increasing county court workload. The reduction of civil traffic infraction hearing officers in county court coupled with new workload associated with red light camera cases continue to increase county judge workload. These factors contribute to a high county court judicial need.

Self-represented litigants continue to impact county courts as they do circuit courts. Frequently, self-represented litigants are unprepared for the rigors of presenting evidence, following rules of procedure, and generally representing themselves in court. Consequently, they often require enhanced judicial involvement, which entails lengthier hearings, rescheduled hearings, and court delay.

DISTRICT COURTS OF APPEAL

The Second District Court of Appeal requests two additional judgeships, citing its current averaged weighted judicial workload of 325 cases per judge and Florida Rule of Judicial Administration 2.240(b)(2)(B), which provides that a presumption of need arises "where the relative weight of cases disposed on the merits per judge would have exceeded 280 after application of the proposed additional judge(s)." As with last year's opinion, we have used a three-year average of weighted dispositions on the merits per judge which is consistent with our discretion under Florida Rule of Judicial Administration 2.240.

A number of factors contribute to the overall high workload in the Second District, including the fact that civil filings have increased seventeen percent in the last five years. Further, their relative weighted judicial workload per judge has increased by twenty-one percent in the last five years.

The chief judge of the Second District notes that the statistics for average pending cases per month demonstrate that in spite of its increased clearance rate and a reduction in the number of filings, the Second District continues to maintain the highest number of pending cases per judge. Further, the chief judge notes, and we agree, that backlog is more than a statistic. It means that parties wait longer for finality. Divorces and foreclosures take longer to dispose. Business litigation takes longer. We agree with the chief judge's conclusion that "this scenario is not good for families and it is not good for business."

The Fifth District Court of Appeal requests one additional judgeship. The chief judge of the Fifth District observes that the average number of cases per judge in his court (330) is the highest in the state. The Fifth District is the only district court in the state that has experienced a net increase in total case filings for the period of 2008 to 2013. It also has the highest number of trial court felony filings and the highest number of prison admissions on a per judge basis of any of the district courts. The chief judge also notes that "even with the implementation of creative methods of case management, with available resources, we have been

unable to avoid a declining clearance rate and a decline in timeliness of our case dispositions.”

Given the factors cited above, we certify the need for two additional district court judges in the Second District and one additional district court judge in the Fifth District for Fiscal Year 2014/2015.

CONCLUSION

We have conducted both quantitative and qualitative assessments of judicial workload. Using the case weighted methodology and the application of other factors identified in Florida Rule of Judicial Administration 2.240, we certify the need for forty-six additional trial court judges in Florida, consisting of seven in circuit court and thirty-nine in county court, as set forth in the appendix to this opinion, and three additional district court judges, two in the Second District and one in the Fifth District Court of Appeal.

We are straining judicial capacity in both the Second and Fifth Districts. We continue to monitor the downward filing trends for multiple trial court divisions. At this juncture, it is too early to determine whether those trends will continue to decline or whether they will normalize (i.e., level off) in the next year or two. Accordingly, this certification request is conservative, in that we are requesting the minimum number of trial and district judges necessary to stay abreast of documented workload.

We appreciate the continued support of the Legislature in funding court operations and providing resources to address foreclosure case backlog issues. As our state economy emerges from recession, we continue to prioritize and triage our needs and requests acknowledging the economic reality of our time. Although constitutionally required to certify judicial need, we are mindful of the competing funding needs within state government. On balance, we ask that priority funding consideration be given to issues requested in the Judicial Branch’s Fiscal Year 2014/2015 Legislative Budget Request.

It is so ordered.

POLSTON, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, LARGA, and PERRY, JJ., concur.

Original Proceeding – Certification of the Need for Additional Judges

APPENDIX

Circuit	Trial Court Need		County Court Certified Judges
	Circuit Court Certified Judges	County	
1	2	NA	0
2	0	NA	0
3	0	NA	0
4	0	Duval	4
5	3	Citrus	1
		Lake	1
		Marion	0
6	0	NA	0
7	1	Flagler	0
		Volusia	1
8	0	NA	0
9	1	Orange	2
		Osceola	1
10	0	NA	0
11	0	Miami-Dade	11
12	0	Manatee	1
		Sarasota	1
13	0	Hillsborough	2
14	0	Bay	0
15	0	Palm Beach	5
16	0	NA	0
17	0	Broward	6
18	0	Seminole	1
19	0	NA	0
20	0	Lee	2
TOTAL	7	TOTAL	39

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. Jud. Admin. 2.240.

3. See Rick Scott, Governor of Florida, Reform Underway at Florida’s Juvenile Justice Agency (January 3, 2012), available online at <http://www.flgov.com/2012/01/03/reform-underway-at-florida%E2%80%99s-juvenile-justice-agency/>.

4. When the case weights were originally developed in 1999 and updated in 2007, they incorporated the availability of supplemental resources to assist judges with case processing matters.

5. This program is commonly known as the Foreclosure Backlog Reduction Initiative.

COMMITTEES OF THE SENATE

(With Revisions)

Agriculture

Senator Montford, Chair; Senator Bullard, Vice Chair; Senators Brandes, Galvano, Garcia, Grimsley and Sachs

Appropriations

Senator Negron, Chair; Senator Benacquisto, Vice Chair; Senators Bean, Bradley, Galvano, Gardiner, Grimsley, Hays, Hukill, Joyner, Latvala, Lee, Margolis, Montford, Richter, Ring, Smith, Sobel and Thrasher

Appropriations Subcommittee on Criminal and Civil Justice

Senator Bradley, Chair; Senator Joyner, Vice Chair; Senators Altman, Braynon, Clemens, Dean, Diaz de la Portilla, Flores, Garcia, Grimsley, Hays, Smith and Soto

Appropriations Subcommittee on Education

Senator Galvano, Chair; Senator Montford, Vice Chair; Senators Abruzzo, Bean, Benacquisto, Bullard, Detert, Hukill, Legg, Richter, Sachs, Simmons and Thrasher

Appropriations Subcommittee on Finance and Tax

Senator Hukill, Chair; Senator Ring, Vice Chair; Senators Abruzzo, Altman, Brandes, Clemens, Diaz de la Portilla, Evers, Gardiner, Margolis, Sachs and Simmons

Appropriations Subcommittee on General Government

Senator Hays, Chair; Senator Thompson, Vice Chair; Senators Bradley, Braynon, Bullard, Dean, Detert, Joyner, Latvala, Legg, Simpson, Soto and Stargel

Appropriations Subcommittee on Health and Human Services

Senator Grimsley, Chair; Senator Flores, Vice Chair; Senators Bean, Benacquisto, Galvano, Garcia, Gibson, Lee, Montford, Richter, Smith, Sobel and Thrasher

Appropriations Subcommittee on Transportation, Tourism, and Economic Development

Senator Gardiner, Chair; Senator Margolis, Vice Chair; Senators Brandes, Evers, Gibson, Latvala, Lee, Ring, Simpson, Sobel, Stargel and Thompson

Banking and Insurance

Senator Simmons, Chair; Senator Clemens, Vice Chair; Senators Benacquisto, Detert, Diaz de la Portilla, Hays, Lee, Margolis, Montford, Negron, Richter and Ring

Children, Families, and Elder Affairs

Senator Sobel, Chair; Senator Hays, Vice Chair; Senators Altman, Braynon, Clemens, Dean, Detert, Diaz de la Portilla, Grimsley and Thompson

Commerce and Tourism

Senator Detert, Chair; Senator Abruzzo, Vice Chair; Senators Bean, Hays, Hukill, Margolis, Richter, Ring, Simpson, Stargel and Thompson

Communications, Energy, and Public Utilities

Senator Flores, Chair; Senator Garcia, Vice Chair; Senators Abruzzo, Bean, Evers, Gibson, Hukill, Simpson and Smith

Community Affairs

Senator Simpson, Chair; Senator Thompson, Vice Chair; Senators Bradley, Hukill, Latvala, Smith, Soto, Stargel and Thrasher

Criminal Justice

Senator Evers, Chair; Senator Smith, Vice Chair; Senators Altman, Bradley, Dean, Gibson and Simmons

Education

Senator Legg, Chair; Senator Montford, Vice Chair; Senators Benacquisto, Brandes, Bullard, Galvano, Sachs, Simmons and Stargel

Environmental Preservation and Conservation

Senator Dean, Chair; Senator Abruzzo, Vice Chair; Senators Altman, Bullard, Gardiner, Grimsley, Latvala, Simpson and Soto

Ethics and Elections

Senator Latvala, Chair; Senator Sobel, Vice Chair; Senators Benacquisto, Braynon, Clemens, Diaz de la Portilla, Flores, Gardiner, Joyner, Lee, Legg, Soto and Thrasher

Gaming

Senator Richter, Chair; Senator Sachs, Vice Chair; Senators Abruzzo, Benacquisto, Braynon, Clemens, Dean, Galvano, Gardiner, Latvala, Lee, Margolis, Montford and Thrasher

Governmental Oversight and Accountability

Senator Ring, Chair; Senator Hays, Vice Chair; Senators Bean, Benacquisto, Bradley, Hukill, Montford, Simmons and Smith

Health Policy

Senator Bean, Chair; Senator Sobel, Vice Chair; Senators Brandes, Braynon, Flores, Galvano, Garcia, Grimsley and Joyner

Judiciary

Senator Lee, Chair; Senator Soto, Vice Chair; Senators Bradley, Gardiner, Joyner, Latvala, Richter, Ring and Thrasher

Military and Veterans Affairs, Space, and Domestic Security

Senator Altman, Chair; Senator Gibson, Vice Chair; Senators Abruzzo, Bullard, Dean, Evers, Gardiner, Legg and Sachs

Regulated Industries

Senator Stargel, Chair; Senator Braynon, Vice Chair; Senators Detert, Flores, Galvano, Gibson, Legg, Sachs, Sobel and Thrasher

Rules

Senator Thrasher, Chair; Senator Smith, Vice Chair; Senators Benacquisto, Diaz de la Portilla, Galvano, Gardiner, Latvala, Lee, Margolis, Montford, Negron, Richter, Ring, Simmons and Sobel

Transportation

Senator Brandes, Chair; Senator Margolis, Vice Chair; Senators Clemens, Diaz de la Portilla, Evers, Garcia, Joyner, Lee, Richter and Thompson

Select Committees:

Select Committee on Indian River Lagoon and Lake Okeechobee Basin

Senator Negron, Chair; Senators Dean and Montford, Vice Chairs; Senators Altman, Benacquisto, Grimsley, Hays, Joyner and Sachs

Select Committee on Patient Protection and Affordable Care Act

Senator Negron, Chair; Senator Sobel, Vice Chair; Senators Bean, Brandes, Flores, Gibson, Grimsley, Legg, Simmons, Smith and Soto

Joint Legislative Committees:

Joint Administrative Procedures Committee

Senator Garcia, Alternating Chair; Senators Bullard, Detert, Diaz de la Portilla and Thompson

Joint Committee on Public Counsel Oversight

Senator Joyner, Alternating Chair; Senators Altman, Evers, Hukill and Stargel

Joint Legislative Auditing Committee

Senator Abruzzo, Alternating Chair; Senators Bradley, Hays, Ring and Simpson

Joint Select Committee on Collective Bargaining

Senator Hays, Co-Chair; Senators Benacquisto, Grimsley, Ring and Soto

Other Legislative Entities:

Joint Legislative Budget Commission

Senator Negron, Alternating Chair; Senators Gardiner, Hays, Margolis, Richter, Smith and Thrasher

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has adopted **SCR 954**.

Robert L. "Bob" Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 3, 2013, was corrected and approved.

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 2:51 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:30 a.m., Tuesday, March 11 or upon call of the President.

SENATE PAGES

March 3-7, 2014

Colton Benham, Jacksonville; Shatavia Bowman, Jacksonville; Olivia Fiss, Tampa; Savannah Miller, Wauchula; Colleen Parsons, Ft. Walton Beach; Tyree Randall, Pensacola; Gabriel Rivera, Kissimmee; Jordan Roberts, Tallahassee; Erin Stogdill, Jupiter; Leah Wertz, Fruitland Park; Claire Wilhelm, Tallahassee; LaJerrica Williams, Tallahassee; Kaitlyn Wisdom, Miami



Journal of the Senate

Number 2—Regular Session

Monday, March 10, 2014

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REPORTS OF COMMITTEES

The Committee on Community Affairs recommends the following pass: SB 392; CS for SB 544

The Committee on Transportation recommends the following pass: SB 724

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 626; SB 806

The bills were referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 970

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1006

The Committee on Transportation recommends the following pass: CS for SB 674

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

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 622

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

The Committee on Community Affairs recommends the following pass: CS for SB 586; SB 926

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

The Committee on Community Affairs recommends the following pass: SB 358

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 506

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 958

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 642

The bill was placed on the Calendar.

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 378; CS for SB 846

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 948

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 634

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1012

The Committee on Judiciary recommends a committee substitute for the following: SB 700

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 850

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1094

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

The Committee on Transportation recommends committee substitutes for the following: SB 518; SB 1272

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 758

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 612

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 540

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 1036

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1002

The Committee on Community Affairs recommends a committee substitute for the following: SB 730

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 608

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 836

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 832

The Committee on Health Policy recommends a committee substitute for the following: SB 976

The Committee on Regulated Industries recommends a committee substitute for the following: SB 798

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 Appropriations recommends a committee substitute for the following: CS for SB 208

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 256; SB 292; SB 616

The Committee on Judiciary recommends a committee substitute for the following: SB 448

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 248; CS for SB 424; SB 860

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 858

The Committee on Judiciary recommends committee substitutes for the following: SB 260; CS for SB 532

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Education recommends the following pass: SB 732

Appropriations Subcommittee on Finance and Tax recommends the following pass: SB 66; SB 330

Appropriations Subcommittee on General Government recommends the following pass: CS for SB 564

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

Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: SB 384; CS for SB 548

Appropriations Subcommittee on General Government recommends committee substitutes for the following: SB 666; SB 928

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Grimsley—

SB 60—A bill to be entitled An act for the relief of the Estate of Lazaro Rodriguez by the City of Hialeah; providing for an appropriation to compensate the Estate and Lazaro Rodriguez’s legal survivors for injuries sustained as a result of the negligence of the City of Hialeah; providing a limitation on the payment of fees and costs; providing that the appropriation settles all present and future claims related to the wrongful death of Lazaro Rodriguez; providing an effective date.

Proof of publication of the required notice was attached.

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

Senate Bills 62-1448—Previously introduced.

Senate Bills 1450-1486—Read the first time on April 9, 2014.

SB 1488—Not used.

SR 1490—Not introduced.

By Senator Thrasher—

SB 1492—A bill to be entitled An act relating to punitive damages; amending s. 768.73, F.S.; revising the applicability of provisions relating to the award of punitive damages in civil actions; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Thrasher—

SB 1494—A bill to be entitled An act relating to civil remedies against insurers; amending s. 624.155, F.S.; requiring insureds and claimants, or persons acting on their behalf, to provide an insurer with written notice of loss as a condition precedent to bringing a statutory or common-law action for a third-party bad faith action for failure to settle an insurance claim; providing that an insurer is not liable for such claim if certain conditions are met; providing an effective date.

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

By Senator Evers—

SB 1496—A bill to be entitled An act relating to the unlicensed practice of law; amending s. 454.23, F.S.; creating exceptions to the prohibition of unlicensed practice of law; providing an effective date.

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

By Senator Joyner—

SB 1498—A bill to be entitled An act relating to marriage of minors; amending s. 741.0405, F.S.; revising provisions that allow the issuance of marriage licenses to persons younger than 18 years of age in certain circumstances; removing exceptions that allow the issuance of a marriage license to persons younger than 16 years of age; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Hays—

SB 1500—A bill to be entitled An act relating to dental licensing; amending s. 466.006, F.S.; exempting certain internationally trained dentists from the requirement that an applicant for licensure must be a graduate of an accredited dental college or submit proof of having completed 2 consecutive academic years at an accredited dental school before being permitted to take the dental examination; providing an effective date.

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

SR 1502—Not introduced.

By Senator Abruzzo—

SB 1504—A bill to be entitled An act relating to animal cruelty; amending s. 828.073, F.S.; adding state attorneys to the list of entities authorized to file a petition in county court requiring the court to hold a hearing to determine whether an animal owner is able to care for the animal; amending s. 828.12, F.S.; requiring a mandatory minimum term of imprisonment for an act of aggravated animal cruelty; changing the minimum mandatory period of incarceration for a second or subsequent

violation of animal cruelty from 6 months to 5 years; encouraging persons to report suspected animal cruelty; making it unlawful for an employer to prohibit an employee or volunteer from reporting suspected animal cruelty; amending s. 828.13, F.S.; providing that it is a crime to keep an animal in an enclosure without wholesome exercise or exchange of air; amending s. 921.0022, F.S.; revising the ranking of certain animal cruelty offenses in the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

By Senator Montford—

SB 1506—A bill to be entitled An act relating to a pilot program for improving low-performing schools; requiring the Department of Education to establish the pilot program; providing requirements for the pilot program; providing an implementation schedule for the pilot program; requiring a report to the Governor and the Legislature at the conclusion of the pilot program; requiring the State Board of Education to adopt rules; providing an effective date.

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

By Senator Thompson—

SB 1508—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing exceptions from limitations on the liability of Citizens Property Insurance Corporation and its officers, employees, and agents; providing an effective date.

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

By Senator Evers—

SB 1510—A bill to be entitled An act relating to abortion; creating the “Florida for Life Act”; creating s. 390.0001, F.S.; providing legislative findings regarding abortion; creating s. 390.01112, F.S.; providing definitions; creating s. 390.01113, F.S.; prohibiting inducing an abortion or performing, attempting to perform, or assisting in an induced abortion; providing criminal penalties; prohibiting inflicting serious bodily injury on a person in the course of performing an abortion; providing criminal penalties; providing enhanced criminal penalties if the serious bodily injury results in death; prohibiting operation of any facility, business, or service for the purpose of providing induced abortion services; providing criminal penalties; prohibiting termination of a pregnancy unless specified conditions are met; requiring that a termination of pregnancy be performed only by a physician; requiring voluntary, informed consent for a termination of pregnancy; providing an exception for medical emergencies; providing for documentation of a medical emergency; providing that violations may subject physicians to discipline under specified provisions; providing a standard of medical care to be used during a termination of pregnancy performed while the patient’s fetus is viable; providing that the patient’s life is a superior consideration to the concern for the life of the fetus and the patient’s health is a superior consideration to the concern for the health of the fetus when such life or health concerns are in conflict; prohibiting a physician’s misrepresentation of the gestational age or developmental stage of a viable fetus in any medical record and failing to use the prescribed standard of care on a viable fetus; providing criminal penalties; prohibiting fetal experimentation; providing an exception; requiring that fetal remains be disposed of according to specified standards; providing criminal penalties; excluding specified procedures from applicability of section; requiring physicians and personnel at a medical facility to provide certain women and minors who have been treated by the facility with information regarding adoption and access to a statewide list of attorneys available to provide volunteer legal services for adoption; authorizing the Agency for Health Care Administration and the Department of Health to adopt rules; amending s. 39.001, F.S.; providing legislative intent concerning adoption services for women and minors with unwanted pregnancies; requiring the Office of Adoption and Child Protection to create and manage a statewide list of attorneys providing volunteer adoption ser-

vices for women and minors with unwanted pregnancies who would have selected abortion, if lawful, rather than adoption; providing that the full amount of all federal moneys received by the state as a result of efforts made by the office to provide legal services for adoption are deposited, directed, and budgeted for use by the office; repealing ss. 390.011, 390.0111, 390.01114, 390.01116, 390.0112, 390.012, 390.014, 390.015, 390.018, and 390.025, F.S., relating to provisions regulating the termination of pregnancies and definitions applying thereto, the Parental Notice of Abortion Act, public records exemptions for identifying information regarding minors seeking a waiver of notice requirements under such act, reporting requirements for terminated pregnancies, the licensure and operation of abortion clinics, the disposal of fetal remains, the imposition of administrative fines for violations by abortion clinics, and provisions regulating abortion referral or counseling agencies and prescribing penalties for violations by such agencies; repealing ss. 782.30, 782.32, 782.34, and 782.36, F.S., relating to the Partial-Birth Abortion Act and the short title, definitions, criminal penalties for the intentional killing of a living fetus while that fetus is partially born, and exceptions to such act; amending s. 27.511, F.S.; conforming language relating to court-appointed counsel for minors under the Parental Notice of Abortion Act to the repeal of s. 390.01114, F.S.; amending ss. 627.64995, 627.6699, 627.66996, and 641.31099, F.S.; providing restrictions on use of state and federal funds for state exchanges that provide coverage for induced abortions and terminations of pregnancies under certain conditions; amending ss. 743.065 and 765.113, F.S.; conforming cross-references; providing an effective date.

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

By Senators Stargel, Thrasher, and Gardiner—

SB 1512—A bill to be entitled An act relating to students with disabilities; creating s. 1002.385, F.S.; establishing the Florida Personalized Accounts for Learning; defining terms; specifying criteria for students who are eligible to participate in the program; identifying certain students who are not eligible to participate in the program; authorizing the use of awarded funds for specific purposes; prohibiting specific providers, schools, institutions, school districts, and other entities from sharing, refunding, or rebating program funds; specifying the terms of the program; requiring a school district to notify the parent regarding the option to participate in the program; specifying the school district's responsibilities for completing a matrix of services and notifying the Department of Education of the completion of the matrix; requiring the department to notify the parent and the Chief Financial Officer regarding the amount of the awarded funds; authorizing the school district to change the matrix under certain circumstances; requiring the school district in which a student resides to provide locations and times to take all statewide assessments; requiring the school district to notify parents of the availability of a reevaluation; specifying the duties of the Department of Education relating to the program; requiring the Commissioner of Education to deny, suspend, or revoke participation in the program or use of program funds under certain circumstances; providing additional factors under which the commissioner may deny, suspend, or revoke a participation in the program or program funds; requiring a parent to sign an agreement with the Department of Education to enroll his or her child in the program which specifies the responsibilities of a parent or student for using funds in an account and for submitting a compliance statement to the department; providing that a parent who fails to comply with the responsibilities of the agreement forfeits the personalized account for learning; providing for funding and payments; requiring the department to request from the Department of Financial Services a sample of payments from the authorized financial institution for specified purposes; providing for the closing of a student's account and reversion of funds to the state; requiring the Chief Financial Officer to make payments to the personalized accounts for learning at the authorized financial institution, select an authorized financial institution through a competitive bidding process to administer the personalized accounts for learning, and require audits of the authorized financial institution's personalized accounts for learning; providing that the state is not liable for the award or use of awarded funds; providing for the scope of authority of the act; requiring the State Board of Education to adopt rules to administer the program; requiring the Chief Financial Officer to adopt rules to administer its responsibilities under the program; amending s. 1003.4282, F.S.; providing standard high school diploma requirements for a student with a disability; authorizing certain students with disabilities to continue to receive certain instructions and

services; requiring an independent review and a parent's approval to waive statewide, standardized assessment requirements by the IEP team; amending s. 1003.4285, F.S.; including the Specialty designation as one of the designations for a standard high school diploma; repealing s. 1003.438, F.S., relating to special high school graduation requirements for certain exceptional students; creating s. 1003.5716, F.S.; providing that certain students with disabilities have a right to free, appropriate public education; requiring an individual education plan (IEP) team to begin the process of, and to develop an IEP for, identifying transition services needs for a student with a disability before the student attains a specified age; providing requirements for the process; requiring certain statements to be included and annually updated in the IEP; providing changes in the goals specified in an IEP are subject to independent review and parental approval; requiring the school district to reconvene the IEP team to identify alternative strategies to meet transition objectives if a participating agency fails to provide transition services specified in the IEP; providing that the agency's failure does not relieve the agency of the responsibility to provide or pay for the transition services that the agency otherwise would have provided; amending s. 1003.572, F.S.; prohibiting a school district from charging fees or imposing additional requirements on private instructional personnel; creating s. 1008.2121, F.S.; requiring the Commissioner of Education to permanently exempt certain students with disabilities from taking statewide, standardized assessments; requiring the State Board of Education to adopt rules; amending s. 1008.25, F.S.; requiring written notification relating to portfolios to a parent of a student with a substantial reading deficiency; amending ss. 120.81, 409.1451, and 1007.263, F.S.; conforming cross-references; providing effective dates.

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

By Senator Evers—

SB 1514—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the e-mail addresses of voter registration applicants and voters; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Evers—

SB 1516—A bill to be entitled An act relating to presidential electors; amending s. 103.011, F.S.; revising the manner in which presidential electors are elected; requiring that one presidential elector be elected from each congressional district and that two additional electors be elected at large; providing for certification of electors by the Department of State; amending s. 103.021, F.S.; requiring the Governor to designate at large electors and electors who represent the respective Congressional districts, as recommended by the state executive committee of the respective political parties; amending s. 103.051, F.S.; specifying how presidential electors must cast their ballots; amending s. 103.091, F.S.; requiring the state executive committee of a political party to provide by resolution a selection method for presidential electors; providing an effective date.

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

By Senator Bradley—

SB 1518—A bill to be entitled An act relating to special districts; amending s. 189.412, F.S.; requiring the Department of Economic Opportunity to publish certain information on its website with respect to special districts; creating part II of ch. 190, F.S., relating to the conversion of water control districts to community development districts; authorizing the governing board of a water control district to conduct a referendum on the question of whether the district may exercise certain special powers of a community development district; providing referendum requirements and procedures; providing referendum notice requirements; providing for special act, upon referendum approval, to codify special powers in the charter of the water control district and

provide for conversion of the district to a community development district; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Environmental Preservation and Conservation; and Appropriations.

SR 1520—Not introduced.

By Senator Smith—

SB 1522—A bill to be entitled An act relating to public records; amending s. 403.7032, F.S.; exempting trade secret information in annual recycling reports submitted by private businesses to a county from public records requirements; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Thrasher—

SB 1524—A bill to be entitled An act relating to security of confidential personal information; providing a short title; repealing s. 817.5681, F.S., relating to a breach of security concerning confidential personal information in third-party possession; creating s. 501.171, F.S.; providing definitions; requiring specified entities to take reasonable measures to protect and secure data containing personal information in electronic form; requiring specified entities to notify the Department of Legal Affairs of data security breaches; requiring notice to individuals of data security breaches in certain circumstances; providing exceptions to notice requirements in certain circumstances; specifying contents of notice; requiring notice to credit reporting agencies in certain circumstances; requiring the department to report annually to the Legislature; specifying report requirements; providing requirements for disposal of customer records; providing for enforcement actions by the department; providing civil penalties; specifying that no private cause of action is created; amending ss. 282.0041 and 282.318, F.S.; conforming cross-references to changes made by the act; providing an effective date.

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

By Senator Thrasher—

SB 1526—A bill to be entitled An act relating to public records; amending s. 501.171, F.S.; providing exemptions from public records requirements for the notice of a data breach and information held by the Department of Legal Affairs pursuant to certain investigations; authorizing disclosure under certain circumstances; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Bradley—

SB 1528—A bill to be entitled An act relating to school choice; amending s. 1002.33, F.S.; revising required contents of charter school applications and charter contracts; authorizing a sponsor to require an applicant to provide additional information as an addendum to a charter school application; requiring a sponsor to allow an applicant an opportunity to correct both material and technical deficiencies in the application; conforming provisions regarding the appeal process for denial of high-performing charter school applications; requiring sponsors and applicants to use a standard charter contract; specifying that the standard charter contract consists of the approved application and addenda and other specified elements; conforming provisions; specifying that a charter contract provision that is inconsistent with or prohibited by law is void and unenforceable; authorizing the sponsor and applicant to negotiate additional terms after approving the charter; authorizing a

charter school to open and operate during such negotiation; providing that matters included in the approved application and addenda are deemed settled for purposes of negotiating the charter; clarifying provisions regarding long-term charters and charter terminations; specifying that a charter is automatically terminated when a charter school earns a second consecutive grade of “F” after all appeals unless an exception applies; specifying requirements regarding such terminations; correcting cross-references; prohibiting a sponsor from requiring a high-performing charter school to limit enrollment or capacity to students enrolled before the start of the school year; clarifying that sponsors must make unused school facilities available to charter schools; specifying requirements for such use of facilities; requiring the Department of Education to develop a model application form, standard charter contract, standard application evaluation instrument, and standard charter renewal contract; requiring the department to develop such documents for virtual charter schools; amending s. 1002.331, F.S.; specifying that charter schools established by certain high-performing charter school systems qualify for high-performing charter school status for the first 3 years of operation; correcting a cross-reference; revising limits on high-performing charter school replication; amending s. 1002.332, F.S.; authorizing certain out-of-state entities to apply for designation as a high-performing charter school system; requiring the State Board of Education to adopt by rule eligibility criteria for such designation; amending s. 1002.45, F.S.; specifying conditions under which an approved virtual instruction provider’s contract is automatically terminated; amending s. 1013.62, F.S.; requiring that a charter school not have financial emergency conditions on an annual audit in order to qualify for capital outlay funding; amending s. 1003.01, F.S.; correcting a cross-reference; providing an effective date.

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

By Senator Abruzzo—

SB 1530—A bill to be entitled An act relating to arcades; creating ch. 547, F.S., entitled “Senior Arcades”; creating s. 547.01, F.S.; providing legislative intent and findings; creating s. 547.02, F.S.; defining terms; creating s. 547.03, F.S.; requiring the Department of Business and Professional Regulation to implement and administer ch. 547, F.S.; authorizing the department to create a division; creating s. 547.04, F.S.; authorizing an amusement machine business to operate in this state; creating s. 547.05, F.S.; providing licensure and registration requirements; providing fees; creating s. 547.06, F.S.; requiring a tax to be assessed on the net revenue of each amusement machine; creating s. 547.07, F.S.; requiring customers to receive a points card to receive prizes; requiring amusement machine centers to make points cards available to customers; prohibiting cash prizes; providing points card provider requirements; providing for the use of a points card; requiring an amusement machine business to report monies played to the department; requiring a points card provider to create an application to review and confirm redemptions and report them to the department; creating s. 547.08, F.S.; providing penalties for violations; providing an effective date.

—was referred to the Committees on Gaming; Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bradley—

SB 1532—A bill to be entitled An act relating to juvenile detention costs; amending s. 985.6015, F.S.; conforming provisions to changes made by the act; amending s. 985.686, F.S.; defining the term “actual cost”; revising the responsibilities of specified counties and the state relating to financial support for juvenile detention care; requiring the Department of Juvenile Justice to provide specified information to specified counties; conforming provisions to changes made by the act; deleting obsolete provisions; providing an effective date.

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

By Senator Abruzzo—

SB 1534—A bill to be entitled An act relating to animal control agencies and animal shelters; creating the “Animal Rescue Act”; creating s. 828.067, F.S.; defining the terms “animal control agency,” “animal rescue group,” and “animal shelter”; requiring an animal control agency or animal shelter that euthanizes animals to maintain a euthanasia registry; requiring an agency, shelter, or rescue group to submit certain information before being added to the registry; authorizing an agency or shelter to include or remove certain rescue groups in its registry; authorizing the agency or shelter to require a rescue group to provide certain data to the agency or shelter monthly; prohibiting an agency or shelter from euthanizing an animal until the agency or shelter has notified all applicable agencies, shelters, or rescue groups listed on the registry; providing exceptions from the notification requirements; providing holding period requirements; authorizing an agency or shelter to assess fees; providing an effective date.

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

By Senator Bean—

SB 1536—A bill to be entitled An act relating to the Cold Case Initiative Program; creating s. 943.0412, F.S.; establishing the program within the Department of Law Enforcement; providing the purpose of the program; defining the term “cold case”; requiring the department to develop a database of cold cases; providing requirements for the database; providing for a public website that includes specified information; requiring a law enforcement agency to provide a list of cold cases; requiring the department to coordinate with local law enforcement agencies; requiring the department to adopt rules; providing an effective date.

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

By Senator Bean—

SM 1538—A memorial to the Congress of the United States, urging Congress to reauthorize the Terrorism Risk Insurance Act of 2002.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and Rules.

SR 1540—Not introduced.

By Senator Bean—

SB 1542—A bill to be entitled An act relating to faith-based institutions; amending s. 1005.06, F.S.; exempting a faith-based institution from the jurisdiction or purview of the Commission for Independent Education; authorizing the commission to retain governmental oversight of a faith-based institution’s compliance with fair consumer practices; requiring a faith-based institution to submit an affidavit to the commission; requiring the commission to provide a faith-based institution a certificate of authorization; exempting certain faith-based institutions from complying with fair consumer practices; providing an effective date.

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

By Senator Braynon—

SB 1544—A bill to be entitled An act relating to involuntary examinations under the Baker Act; reordering and amending s. 394.455, F.S.; providing definitions; updating references to the Department of Children and Families; amending s. 394.463, F.S.; authorizing physician assistants and advanced registered nurse practitioners to initiate involuntary examinations under the Baker Act of persons believed to have mental illness; amending ss. 39.407, 394.495, 394.496, 394.9085, 409.972, and 744.704, F.S.; conforming cross-references; providing an effective date.

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

By Senator Latvala—

SB 1546—A bill to be entitled An act relating to condominiums; amending s. 718.117, F.S.; clarifying legislative intent; providing requirements for unit owners facing optional termination who do not want to relinquish their property; defining the term “fair market value”; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

By Senator Gibson—

SB 1548—A bill to be entitled An act relating to Duval County; creating the Duval County Library District to provide public library services in the county; providing district boundaries; establishing a governing board; providing membership and duties; providing district powers to be exercised by the governing board; authorizing the levy of ad valorem taxes and the issuance of bonds to support the district; establishing that the Jacksonville Board of Library Trustees reports to the governing board; providing membership and powers; providing for dissolution; requiring an annual report; providing for the use of ad valorem and other revenues; requiring a referendum; providing an effective date.

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

By Senator Evers—

SB 1550—A bill to be entitled An act relating to tax-exempt cigarettes; amending s. 210.01, F.S.; defining terms; amending s. 210.05, F.S.; authorizing agents and wholesale dealers to sell stamped and untaxed cigarettes to tribal business entities; authorizing agents and wholesale dealers to file a claim with the Division of Alcoholic Beverages and Tobacco for a refund of specified taxes and surcharges; conforming a cross-reference; repealing s. 210.1801, F.S., relating to the sale of tax-exempt cigarettes to members of recognized Indian tribes; creating s. 210.221, F.S.; providing legislative intent; authorizing tribal business entities to purchase stamped and untaxed cigarettes from agents and wholesale dealers; authorizing certain tribal smoke shops to purchase tax-exempt cigarettes from tribal business entities and to sell such cigarettes at retail on an Indian reservation to tribal members and the public; requiring specified entities to maintain documentation relating to the purchase or sale of tax-exempt cigarettes; prohibiting the purchase of more than a specified number of cartons of tax-exempt cigarettes within a specified period; providing a penalty; creating s. 210.222, F.S.; requiring a certificate of authority to own or operate a tribal smoke shop; requiring tribal business entities to adopt related requirements; requiring tribal business entities that purchase tax-exempt cigarettes to create a fund for a specified purpose; requiring such tribal business entities to use certain profits for a specified purpose; authorizing the division to inspect the accounts and the use of certain funds derived from the sale of tax-exempt cigarettes; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Evers—

SB 1552—A bill to be entitled An act relating to licensure as an American source of supply; amending ss. 564.045 and 565.095, F.S.; defining terms; conforming cross-references and conforming provisions to changes made by the act; prohibiting a person from altering the trademark of a manufacturer, rectifier, bottler, or brand owner on products shipped into this state; amending ss. 561.14, 561.42, and 562.46, F.S.; conforming cross-references and conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Judiciary.

By Senator Flores—

SB 1554—A bill to be entitled An act relating to the Statewide Council on Human Trafficking; creating s. 16.617, F.S.; creating the Statewide Council on Human Trafficking within the Department of Legal Affairs; providing for membership of the council; authorizing council members to be reimbursed for per diem and travel expenses; requiring the council to meet on a quarterly basis; requiring the department to provide staff support; prescribing duties of the council; requiring the council to submit an annual report to the Legislature; creating s. 16.6171, F.S.; authorizing the Department of Legal Affairs to establish a direct-support organization to support the council; providing for membership of the board of directors; establishing contract requirements; specifying duties of the direct-support organization; establishing conditions for the use of the department's property; prohibiting certain conduct by a department employee or employee or volunteer of the direct-support organization; authorizing the department to terminate the direct-support organization under specified conditions; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

By Senator Simpson—

SB 1556—A bill to be entitled An act relating to mineral rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a mineral rights disclosure summary; providing the form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or attached to the contract for sale; defining the term “mineral rights”; providing an effective date.

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

By Senator Abruzzo—

SB 1558—A bill to be entitled An act relating to parking permits for persons with mobility impairment; amending s. 320.0848, F.S.; directing the Department of Highway Safety and Motor Vehicles to design and issue a sticker for use as a parking permit in lieu of a placard; providing an effective date.

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

By Senator Soto—

SB 1560—A bill to be entitled An act relating to the payment of tolls; amending s. 338.155, F.S.; exempting drivers of public school buses and school district-owned vehicles on official school district business from payment of tolls at tollgates, bridges, and ferries; providing an effective date.

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

By Senator Bullard—

SB 1562—A bill to be entitled An act relating to recreational marijuana; amending s. 20.165, F.S.; renaming the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.025, F.S.; renaming the Alcoholic Beverage and Tobacco Trust Fund; specifying distribution of funds; providing a directive to the Division of Law Revision and Information; creating ch. 566, F.S., relating to recreational marijuana; providing definitions relating to an excise tax on recreational marijuana; imposing an excise tax on recreational marijuana; providing for inflation adjustments to the tax rate; providing for collection of the tax; providing for distribution of tax revenues; requiring an annual report concerning tax revenues; providing definitions relating to regulation of recreational marijuana; prohibiting the use of false identification by persons under 21 years of age for specified activities relating to recreational marijuana; exempting certain

activities involving marijuana from use and possession offenses; authorizing persons age 21 and over to engage in certain activities involving personal use of marijuana in limited amounts; providing limits on where persons may engage in specified activities; providing noncriminal penalties; providing for alternative sentencing; providing for licensure of marijuana establishments that may engage in the manufacture, possession, or purchase of marijuana, marijuana products, and marijuana accessories or sell marijuana, marijuana products, or marijuana accessories to a consumer; specifying duties of the Division of Alcoholic Beverages, Marijuana, and Tobacco; providing for enforcement of regulatory provisions; authorizing agreements with other entities for certain enforcement activities; requiring an annual report; providing for licensing of marijuana establishments; providing for license fees; providing for a license process; providing reasons that prohibit issuance or renewal of a license; providing limits on the number of retail marijuana stores in localities based on population; providing standards for prospective licenses; providing restrictions on the location of marijuana establishments; prohibiting certain activities by marijuana establishments; providing procedures when a marijuana establishment's license expires; authorizing localities to prohibit one or more types of marijuana establishments through local ordinance; 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; specifying duties of the Attorney General concerning federal subpoenas; providing an exemption from specified provisions for marijuana research; specifying that the chapter does not apply to employer drug policies or operating under the influence laws; specifying that the chapter does not allow persons under 21 years of age to engage in activities permitted therein; providing that the rights of property owners are not affected; requiring rulemaking by the division; 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; providing for emergency rulemaking; 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 which are prepared in permitted food establishments and sold by licensed retail marijuana stores 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 ss. 893.13 and 893.135, F.S.; providing that conduct authorized under ch. 566, F.S., is not prohibited by specified controlled substance prohibitions; providing effective dates.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Sachs—

SB 1564—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senator Clemens—

SB 1566—A bill to be entitled An act relating to early voting; amending s. 101.657, F.S.; revising authority of a supervisor of elections to designate certain locations as early voting sites; providing an effective date.

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

By Senator Soto—

SB 1568—A bill to be entitled An act relating to public school improvement; amending s. 1008.33, F.S.; requiring the Department of

Education to fund the intervention and support strategies for schools earning a grade of “D” or “F”; providing an effective date.

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

By Senator Sachs—

SB 1570—A bill to be entitled An act relating to health insurance; amending ss. 627.410, 627.411, and 641.31, F.S.; deleting provisions that exempt certain nongrandfathered health plans from rate review or approval by the Office of Insurance Regulation for a specified period; providing an effective date.

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

By Senator Sachs—

SB 1572—A bill to be entitled An act relating to persons with disabilities; requiring law enforcement agencies to report certain criminal activity and enforcement of certain laws to the Department of Law Enforcement and the Department of Highway Safety and Motor Vehicles; amending ss. 318.1451 and 322.0261, F.S.; requiring the Department of Highway Safety and Motor Vehicles to consider course content relating to traffic laws to assist legally blind and mobility-impaired persons; amending s. 322.095, F.S.; requiring certain traffic law education programs to include the study of traffic laws to assist legally blind and mobility-impaired persons; amending s. 322.12, F.S.; providing requirements for examination questions pertaining to traffic laws relating to legally blind and mobility-impaired persons; amending s. 943.17, F.S.; requiring the basic skills course required in order for law enforcement officers to obtain certification to include the study of traffic laws to assist legally blind and mobility-impaired persons; amending s. 1003.48, F.S.; requiring driver education programs to include study of traffic laws to assist legally blind and mobility-impaired persons; providing an effective date.

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

By Senator Bullard—

SB 1574—A bill to be entitled An act relating to the commercial breeding and selling of animals; providing definitions; requiring commercial breeders and dealers to comply with certain federal animal welfare standards and rules adopted by the Department of Business and Professional Regulation; requiring commercial breeders and dealers to register with the department; providing penalties; providing registration and fee requirements; requiring the department to inspect certain facilities; authorizing the department to adopt rules; providing applicability; requiring retail pet stores to annually provide certain information to the department; providing an effective date.

—was referred to the Committees on Regulated Industries; Agriculture; and Appropriations.

By Senators Dean and Montford—

SB 1576—A bill to be entitled An act relating to springs; amending s. 201.15, F.S.; specifying distributions to the Ecosystem Management and Restoration Trust Fund; amending s. 259.035, F.S.; adding a member to the Acquisition and Restoration Council to be appointed by the Secretary of Environmental Protection; expanding duties to include the ranking of spring protection projects; requiring the council to develop and recommend rules for the competitive evaluation, selection, and ranking of projects eligible for partial or complete funding to protect the water quality of an Outstanding Florida Spring; amending s. 373.042, F.S.; requiring the Department of Environmental Protection or the governing board of a water management district to establish the minimum flow and water level for an Outstanding Florida Spring; specifying minimum flows and water levels for an Outstanding Florida Spring; amending s.

373.0421, F.S.; conforming a cross-reference; creating part VIII of chapter 373, F.S.; entitled “Florida Springs and Aquifer Act”; creating s. 373.801, F.S.; providing legislative findings and intent; creating s. 373.802, F.S.; defining terms; creating s. 373.803, F.S.; requiring the Department of Environmental Protection to delineate the spring protection and management zone for each Outstanding Florida Spring; requiring each water management district to adopt by rule maps that depict the delineation of each spring protection and management zone for each Outstanding Florida Spring within its jurisdiction; creating s. 373.805, F.S.; requiring the water management districts to adopt minimum flows and levels for Outstanding Florida Springs; requiring a water management district to implement a recovery or prevention strategy under certain circumstances; authorizing the water management districts to adopt rules; creating s. 373.807, F.S.; providing procedures for improving water quality in Outstanding Florida Springs; providing a funding mechanism; creating s. 373.809, F.S.; specifying prohibited activities within a spring protection and management zone of an Outstanding Florida Spring; requiring local governments to ensure that their comprehensive plans and ordinances reflect such prohibitions; creating s. 373.811, F.S.; providing rulemaking authority; creating s. 373.813, F.S.; providing for variances and exemptions under certain circumstances; amending s. 381.0065, F.S.; defining the term “responsible management entity”; requiring the Department of Health to submit a report to the Governor and the Legislature on responsible management entities; authorizing the establishment of responsible management entities; amending s. 403.067, F.S.; specifying criteria for development of a basin management action plan for an Outstanding Florida Spring; conforming provisions to changes made by the act; conforming cross-references; repealing s. 381.00651, F.S., relating to periodic evaluation and assessment of onsite sewage treatment and disposal systems; requiring the Department of Agriculture and Consumer Services and the Department of Environmental Protection to conduct a comprehensive study on nutrient reduction improvements and the expansion of the beneficial use of reclaimed water; requiring the departments to jointly hold a public meeting to gather input on the design of the comprehensive study and provide an opportunity for public comment; requiring the final report to be submitted to the Governor and the Legislature by a certain date; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Agriculture; and Appropriations.

By Senator Gibson—

SB 1578—A bill to be entitled An act relating to the transfer of structured settlement payment rights; amending s. 626.99296, F.S.; specifying a limitation on the amount of the discount rate used to determine the net amount payable to the payee; providing an effective date.

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

By Senator Hays—

SB 1580—A bill to be entitled An act relating to reimbursement allowances for hospital care; amending s. 440.13, F.S.; modifying reimbursement allowance rates; providing that the maximum reimbursement allowance for inpatient hospital care is a specified percentage of the rate allowed under the Medicare hospital inpatient prospective payment system; providing that compensable charges for hospital outpatient care is a specified percentage of the rate allowed under the Medicare hospital outpatient prospective payment system; providing an effective date.

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

By Senator Dean—

SB 1582—A bill to be entitled An act relating to rehabilitation of petroleum contamination sites; amending s. 376.3071, F.S.; revising legislative findings and intent regarding the Petroleum Restoration Program and the rehabilitation of contamination sites; providing requirements for site rehabilitation contracts and procedures for payment

of rehabilitation work under the Petroleum Restoration Program; limiting eligibility for funding under the Early Detection Incentive Program; deleting obsolete provisions relating to reimbursement for certain cleanup expenses; repealing s. 376.30711, F.S., relating to preapproved site rehabilitation; amending ss. 376.301, 376.302, 376.305, 376.30713, 376.30714, 376.3072, 376.3073, and 376.3075, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Abruzzo—

SB 1584—A bill to be entitled An act relating to the Baker Act; requiring the Department of Children and Families to create a work group to provide recommendations relating to revision of the Baker Act; requiring the work group to make recommendations on specified topics; providing for membership of the work group; providing for meetings; requiring the work group to meet by a specified date; requiring a review of draft recommendations by a specified date; requiring the work group to submit a report to specified entities and the Legislature by a specified date; providing an effective date.

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

By Senator Sobel—

SB 1586—A bill to be entitled An act relating to pediatric subacute care units; creating s. 395.1028, F.S.; defining terms; providing requirements for pediatric subacute care units relating to admission, assessment, management, and care of patients; requiring the unit to collaborate with the local education agency to develop and implement an education plan for patients above a certain age; providing educational requirements and responsibilities for nursing staff; requiring the Agency for Health Care Administration, in collaboration with the Division of Children's Medical Services of the Department of Health, to adopt rules for the operation of pediatric subacute care units; providing an effective date.

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

By Senator Bullard—

SB 1588—A bill to be entitled An act relating to public employment; creating s. 112.047, F.S.; prohibiting a county or municipality from inquiring into or considering the criminal history of an applicant or including an inquiry about criminal history on certain employment applications; authorizing a county or municipality to consider an applicant's criminal history under certain circumstances; providing for applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Criminal Justice; and Governmental Oversight and Accountability.

By Senator Bullard—

SB 1590—A bill to be entitled An act relating to the education of children with disabilities; providing a short title; providing a Bill of Rights for Children with Disabilities and their Parents or Guardians; providing guarantees relating to free appropriate public education, a least-restrictive educational environment, an individual education plan, procedural due process, nondiscriminatory assessment, parental participation, and data sharing; providing an effective date.

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

By Senator Soto—

SB 1592—A bill to be entitled An act relating to the Florida Homestead Recovery Act; providing a short title; providing definitions; requiring a seller of residential real property who receives offers from homestead buyers and secondary buyers to accept a homestead buyer's offer if it is equal to or greater than a secondary buyer's offer, if the seller accepts an offer; providing civil remedies to homestead buyers for violations of the act; providing criminal penalties for submitting a false affidavit of intent to establish homestead to a seller of residential real property; providing for future review and repeal; providing an effective date.

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

By Senator Bradley—

SB 1594—A bill to be entitled An act relating to vessel safety; amending s. 327.44, F.S.; authorizing the Fish and Wildlife Conservation Commission and certain law enforcement agencies or officers to relocate or remove vessels that unreasonably or unnecessarily constitute a navigation hazard or interfere with another vessel; exempting the commission or a law enforcement agency from liability for damages caused by the relocation or removal of such a vessel; providing that the commission or a law enforcement agency may recover from the vessel owner its costs for the relocation or removal of such a vessel; requiring the Department of Legal Affairs to represent the commission in actions to recover such costs; amending s. 823.11, F.S.; authorizing the commission and certain law enforcement agencies and officers to relocate or remove a derelict vessel from public waters if such vessel poses a danger to property or persons; exempting the commission or a law enforcement agency from liability for damages caused by its relocation or removal of such a vessel; expanding costs recoverable by the commission or a law enforcement agency against the owner of a derelict vessel for the relocation or removal of such vessel; abrogating the power of the commission to remove certain abandoned vessels and recover its costs therefor; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Criminal Justice; and Appropriations.

By Senator Clemens—

SB 1596—A bill to be entitled An act relating to small business investment; amending s. 517.021, F.S.; revising definitions; amending s. 517.07, F.S.; conforming a provision to changes made by the act; amending s. 517.12, F.S.; conforming a cross-reference; exempting certain funding portals from registration requirements relating to the offer or sale of certain securities; creating s. 517.371, F.S.; providing a short title; exempting certain offers and sales of securities and certain individuals from specified registration requirements; prohibiting the use of specified exemptions from registration requirements in conjunction with another exemption from registration requirements; providing exceptions; limiting a funding portal's liability for certain transactions; amending s. 626.9911, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Abruzzo—

SB 1598—A bill to be entitled An act relating to value adjustment boards; amending s. 192.001, F.S.; providing and revising definitions; amending s. 192.0105, F.S.; adding and revising rights to the Florida Taxpayer's Bill of Rights relating to the administrative review of property assessment determinations; amending s. 193.461, F.S.; revising procedures for filing a late application to classify land as agricultural and for challenging the denial of a late application; amending s. 194.011, F.S.; providing that a person who has assumed responsibility for the tax payment on property is considered the taxpayer for the purposes of receiving the tax assessment notice; providing that a taxpayer is not required to have a professionally prepared appraisal report at an informal conference to consider a taxpayer's objection to the assessment; requir-

ing the board to report the number of petitions filed with the board which challenge assessments; providing that individual unit owners may withdraw their parcel of property from a joint petition brought by their association at any time; requiring that certain documentation be included in an evidence list provided to a taxpayer who petitions a value adjustment board; specifying the information that must be provided to the petitioner before the hearing before the board; requiring the department to adopt rules to establish a transparent, fair, and uniform value adjustment board process; providing for the publication of board procedures on a website; providing duties of value adjustment board members; amending s. 194.013, F.S.; conforming provisions to changes made by the act; providing that the filing fee of a successful petitioner shall be refunded; amending s. 194.014, F.S.; requiring the board to report the total number of petitions denied for failure to partially pay ad valorem taxes pending resolution of an assessment challenge; authorizing a court to level a penalty against the board for failing to pay interest on a refund of taxes paid; amending s. 194.015, F.S.; providing that board members, special magistrates, and staff are public officers subject to ch. 112, F.S., and the Commission on Ethics; amending s. 194.032, F.S.; revising provisions relating to board hearing timetables; specifying that parties to a hearing may not be denied a sufficient and reasonable amount of time to present their case; amending s. 194.034, F.S.; revising procedures relating to hearing procedures; deleting a provision prohibiting a petitioner from presenting evidence that the petitioner denied to the property appraiser; providing that a property appraiser's request for information during the tax roll development process is not considered information that may be denied by a taxpayer as evidence for a hearing; amending s. 194.035, F.S.; providing that special magistrates may be compensated only by an hourly wage; providing that a licensed special magistrate is subject to discipline under his or her professional license for actions performed as a special magistrate; making technical corrections; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Soto—

SB 1600—A bill to be entitled An act relating to a small business tax credit; creating s. 220.197, F.S.; defining the term “new small business”; providing a tax credit to new small businesses in a specified amount; requiring new small businesses to apply to the Department of Revenue for tax credit approval; providing application requirements; authorizing a new small business to reapply if an application is deemed insufficient; limiting the amount of tax credits that a new small business may receive; authorizing a new small business to use the remaining amount of tax credit that is greater than can be taken on a single tax return on future tax returns; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Evers—

SB 1602—A bill to be entitled An act relating to abortion; creating the “Unborn Viability Act”; creating s. 390.0001, F.S.; providing legislative findings regarding abortion; creating s. 390.01117, F.S.; providing definitions; creating s. 390.01118, F.S.; prohibiting termination of a pregnancy after a fetus has been determined to be viable; providing exceptions; requiring a determination of viability for women in a certain week of pregnancy or later before termination may be performed; requiring an ultrasound and recordkeeping; providing that determination of viability and a required ultrasound may not be performed by a physician providing reproductive health services at an abortion clinic; requiring that a termination of pregnancy involving a viable fetus, when not prohibited, be performed in a hospital or other medical establishment; providing a standard of care for a termination of pregnancy performed while a fetus is viable; providing that the woman's life is a superior consideration to the concern for the life of the fetus and the woman's health is a superior consideration to the concern for the health of the fetus when such life or health concerns are in conflict; prohibiting a physician's misrepresentation of the gestational age or developmental stage of a viable fetus in any medical record and failure to use the prescribed standard of care on a viable fetus; providing criminal penalties; providing that only a physician may perform a termination of pregnancy; requiring voluntary

and informed consent for a termination of pregnancy; providing an exception for medical emergencies; providing for documentation of a medical emergency; providing that violations may subject physicians to discipline; prohibiting experimentation on a fetus; providing an exception; providing that violations may subject physicians to discipline; requiring that fetal remains be disposed of according to specified standards; providing criminal penalties; providing that a person or facility is not required to participate in the termination of a pregnancy or be liable for such refusal; excluding specified procedures from applicability of section; prohibiting a termination of pregnancy procedure in violation of specified requirements; providing criminal penalties; prohibiting inflicting serious bodily injury on a person in the course of performing a termination of pregnancy; providing criminal penalties; providing enhanced criminal penalties if the serious bodily injury results in death; requiring physicians and personnel at a medical facility to provide certain patients with information regarding adoption and a statewide list of attorneys available to provide volunteer legal services for adoption; providing rulemaking authority to the Agency for Health Care Administration and the Department of Health; providing that rulemaking authority is supplemental to s. 390.012, F.S.; amending s. 39.001, F.S.; providing legislative intent concerning adoption services for women and minors with unwanted pregnancies; requiring the Office of Adoption and Child Protection to create and manage a statewide list of attorneys providing volunteer adoption services for women and minors with unwanted pregnancies who would have selected abortion, if lawful, rather than adoption; providing that the full amount of all federal moneys received by the state as a result of efforts made by the office to provide legal services for adoption are deposited, directed, and budgeted for use by the office; repealing ss. 390.011, 390.0111, 390.01114, 390.01116, 390.0112, 390.012, 390.014, 390.015, 390.018, and 390.025, F.S., relating to provisions regulating the termination of pregnancies and definitions applying thereto, the Parental Notice of Abortion Act, public records exemptions for identifying information regarding minors seeking a waiver of notice requirements under such act, reporting requirements for terminated pregnancies, the licensure and operation of abortion clinics, the disposal of fetal remains, the imposition of administrative fines for violations by abortion clinics, and provisions regulating abortion referral or counseling agencies and prescribing penalties for violations by such agencies; repealing ss. 782.30, 782.32, 782.34, and 782.36, F.S., relating to the Partial-Birth Abortion Act; amending s. 27.511, F.S.; conforming language relating to court-appointed counsel for minors under the Parental Notice of Abortion Act to the repeal of s. 390.01114, F.S.; amending ss. 627.64995, 627.6699, 627.66996, and 641.31099, F.S.; providing restrictions on use of state and federal funds for state exchanges that provide coverage for induced abortions and terminations of pregnancies under certain conditions; amending ss. 743.065 and 765.113, F.S.; conforming cross-references; providing an effective date.

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

By Senator Soto—

SB 1604—A bill to be entitled An act relating to state-owned lands; amending s. 253.034, F.S.; requiring that recommendations concerning requests for surplusing certain lands made by the Acquisition and Restoration Council to the Board of Trustees of the Internal Improvement Trust Fund be based on a scientific analysis conducted by the Florida Natural Areas Inventory and reported to the Division of State Lands; providing criteria for such analysis; requiring the board to adopt rules; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Braynon—

SB 1606—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop Pan-Hellenic Sorority and Fraternity license plates; establishing an annual use fee for the plates; providing for the distribution and use of fees collected from the sale of such plates; providing an effective date.

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

By Senator Clemens—

SB 1608—A bill to be entitled An act relating to corporate tax credits; creating s. 220.198, F.S.; providing a short title; providing a tax credit against the corporate income tax for hiring student interns; providing qualifying criteria for the business and the student intern; providing limitations and requirements with respect to the program; providing that the tax credit is equal to a specified percentage of the wages paid to the student intern, subject to a cap on the total amount of credit claimable by the business; authorizing the Department of Revenue to adopt rules; authorizing a business to carry forward an unused tax credit for a specified number of years; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Education; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Evers—

SB 1610—A bill to be entitled An act relating to the federal Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies (RESTORE) of the Gulf Coast States Act; amending s. 377.43, F.S.; clarifying that the process a county, or an entity formed by the state or a county, takes for appropriating funds received through the RESTORE Act is subject to the open government requirements of s. 24, Art. I of the State Constitution and ss. 119.07(1) and 286.011, F.S.; requiring a county receiving RESTORE Act funds to post each proposed appropriation of funds received under the act as a line item on its website within a certain timeframe; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Clemens—

SJR 1612—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to disqualifications from voting and holding public office, to automatically restore the voting rights and right to hold public office of felons under certain circumstances.

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

By Senators Sobel and Soto—

SB 1614—A bill to be entitled An act relating to playground safety; providing a short title; providing definitions; requiring new and existing playgrounds open to the public to comply with specified national safety standards and guidelines; requiring inspections of playgrounds by certified playground safety inspectors; requiring counties and municipalities to post certain playground safety information on their websites; authorizing counties and municipalities to require permits and charge fees for construction or renovation of certain playgrounds; prohibiting use of state funds for construction or retrofit of playgrounds unless the playground meets certain safety requirements; prohibiting appropriation of state funds after a specific date to operate, maintain, or supervise playgrounds that do not meet safety requirements; providing an effective date.

—was referred to the Committees on Education; Commerce and Tourism; Community Affairs; and Appropriations.

By Senator Sachs—

SB 1616—A bill to be entitled An act relating to personal trainers; creating part XVII of ch. 468, F.S.; creating s. 468.851, F.S.; defining terms; creating s. 468.8511, F.S.; creating the Board of Personal Training; providing membership and terms of the board; providing the loca-

tion of the headquarters of the board; creating s. 468.8512, F.S.; providing for the powers and duties of the board; creating s. 468.8513, F.S.; creating the Florida Fitness Instructors and Trainers Management Corporation; providing the purpose of the management corporation; authorizing the management corporation to hire staff; providing that the waiver of sovereign immunity for tort actions applies to the management corporation; providing that the management corporation is not an agency; providing the duties of the management corporation; creating s. 468.8514, F.S.; providing for the duties of the Department of Health; creating s. 468.8515, F.S.; requiring the board to adopt rules to administer the act; creating s. 468.8516, F.S.; providing requirements for licensure by examination for personal trainers; creating s. 468.8517, F.S.; requiring that the department renew a license under specified circumstances; requiring that the management corporation prescribe the requirements for continuing education; requiring that the continuing education meet certain criteria; creating s. 468.8518, F.S.; providing for licensure fees; creating s. 468.8519, F.S.; prohibiting sexual misconduct in the practice of personal training; creating s. 468.852, F.S.; providing penalties for violation of the act; specifying acts that constitute a violation; creating s. 468.8521, F.S.; providing criteria for disciplinary actions; creating s. 468.8522, F.S.; providing for exemptions; providing an effective date.

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

By Senator Brandes—

SB 1618—A bill to be entitled An act relating to chauffeured limousines; amending s. 125.01, F.S.; preempting the licensing and regulation of chauffeured limousines, chauffeured limousine services, and drivers of chauffeured limousines to the state; creating s. 316.90, F.S.; providing a short title; creating s. 316.901, F.S.; providing definitions; creating s. 316.902, F.S.; providing legislative findings and intent; creating s. 316.903, F.S.; providing rules of operation for a chauffeured limousine service; creating s. 316.904, F.S.; providing chauffeured limousine vehicle standards; creating s. 316.905, F.S.; providing requirements for chauffeured limousine drivers; creating s. 316.906, F.S.; providing penalties; providing for appeal of penalties; creating s. 316.907, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to adopt rules; amending ss. 324.031 and 324.032, F.S.; revising proof of insurance requirements for owners or operators of chauffeured limousines and chauffeured limousine services; amending ss. 324.023, 324.151, and 627.733, F.S.; conforming cross-references; providing an effective date.

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

By Senator Galvano—

SB 1620—A bill to be entitled An act relating to tax credit scholarship programs; amending s. 212.1831, F.S.; creating a credit against the sales and use tax for contributions to an eligible nonprofit scholarship-funding organization; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide certain information to a selected eligible nonprofit scholarship-funding organization as notification that a tax credit has been reserved; amending s. 1002.395, F.S.; revising definitions; revising student eligibility criteria; revising the tax credit cap and the procedures for applying for a tax credit; allowing a tax credit to be conveyed, transferred, or assigned between the members of an affiliated corporate group; revising the disqualifying offenses for scholarship-funding organization owners and operators; revising priority for new applicants; requiring parental authorization for access to income eligibility information; requiring a scholarship-funding organization to meet certain surety bond or letter of credit requirements; increasing the scholarship amount limit per student; providing for a reduction in scholarship amounts based on household income; specifying and requiring additional information for initial approval and renewal of scholarship-funding organization participation; creating an application and approval evaluation process; creating s. 1002.396, F.S.; establishing the Florida Sales Tax Credit Scholarship Program; providing a credit against the sales tax for contributions to a nonprofit scholarship-funding organization; providing legislative intent and purposes; defining terms; providing for scholarship eligibility; providing for a tax cap and other limitations on the tax credit;

providing parent, student, scholarship-funding organization, Department of Education, school district, and Commissioner of Education responsibilities, obligations, and powers with respect to the scholarship program; providing for the payment of scholarships; authorizing the Department of Revenue and Department of Education to adopt rules; providing for the deposit of contributions; providing for severability; creating s. 1002.397, F.S.; establishing a combined tax credit cap for the Florida Tax Credit Scholarship Program and Florida Sales Tax Credit Scholarship Program; establishing a schedule of combined tax credit cap amounts; amending s. 1002.421, F.S.; conforming provisions to changes made by the act; providing that scholarship-funding organizations approved for participation before a certain date must provide a copy of a surety bond or letter of credit; providing emergency rulemaking authority; providing an effective date.

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

By Senator Abruzzo—

SB 1622—A bill to be entitled An act relating to municipal road projects; providing a short title; creating the Disadvantaged Cities Road Assistance Program within the Department of Transportation to provide funding for certain road projects; defining the term “disadvantaged city”; providing criteria for selection of municipalities to receive funding; authorizing the department to administer contracts on behalf of a municipality; requiring funded projects to be included in the department’s work program; providing an effective date.

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

By Senator Sobel—

SB 1624—A bill to be entitled An act relating to the sale of dogs or cats; creating s. 828.291, F.S.; requiring a person offering for sale within this state a dog or cat bred by certain breeders to continuously display certain information; requiring such information to be easily readable by a potential buyer; creating s. 828.295, F.S.; defining the term “flea market”; prohibiting a person from willfully selling, exchanging, or donating, or offering for sale, exchange, or donation a dog or cat at a flea market; providing exceptions; establishing criminal penalties; establishing enhanced criminal penalties for certain violations; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Lee—

SB 1626—A bill to be entitled An act relating to administrative proceedings; amending s. 57.111, F.S.; providing conditions under which a proceeding is not substantially justified for purposes of an award under the Florida Equal Access to Justice Act; amending s. 120.54, F.S.; requiring agencies to set a time for workshops if initiating rulemaking at the request of the petitioner; amending s. 120.55, F.S.; providing for publication of notices of rule development and of rules filed for adoption; providing additional notice of rule development, proposals, and adoptions; amending s. 120.56, F.S.; clarifying that petitions for administrative determinations apply to rules or proposed rules; providing that a petitioner challenging a rule, proposed rule, or agency statement has the burden of going forward after which the agency has the burden of proving that the rule, proposed rule, or agency statement is not invalid; prohibiting an administrative law judge from bifurcating certain petitions challenging agency action into separate cases; amending s. 120.565, F.S.; authorizing certain parties to provide to an agency their understanding of how certain rules apply to specific facts; requiring the agency to provide a declaratory statement within 60 days; authorizing the administrative law judge to award attorney fees under certain circumstances; amending s. 120.569, F.S.; granting agencies additional time to render final orders in certain circumstances; amending s. 120.57, F.S.; conforming proceedings that oppose agency action based on an invalid or unadopted rule to proceedings used for challenging rules; re-

quiring the agency to issue a notice stating whether the agency will rely on the challenged rule or alleged unadopted rule; authorizing the administrative law judge to make certain findings on the validity of certain alleged unadopted rules; authorizing the administrative law judge to issue a separate final order on certain rules and alleged unadopted rules; prohibiting agencies from rejecting specific conclusions of law; providing for stay of proceedings not involving disputed issues of fact upon timely filing of a rule challenge; providing that the final order terminates the stay; amending s. 120.573, F.S.; authorizing a party to request mediation of a rule challenge and declaratory statement proceedings; amending s. 120.595, F.S.; providing for an award of attorney fees and costs in specified challenges to agency action; providing criteria that, if met, establish that a nonprevailing party participated in an administrative proceeding for an improper purpose; revising provisions providing for the award of attorney fees and costs by the appellate court or administrative law judge against the agency or party in specified administrative challenges; providing exceptions for the award of attorney fees and costs; capping the amount of attorney fees that may be awarded; requiring notice of a proposed challenge by the petitioner as a condition precedent to filing a challenge and being eligible for the reimbursement of attorney fees and costs; authorizing the recovery of attorney fees and costs incurred in litigating entitlement to attorney fees and costs in administrative actions; providing such attorney fees and costs are not limited in amount; amending s. 120.68, F.S.; requiring specified agencies in appeals of certain final orders to provide a copy of the notice of appeal to the Administrative Procedures Committee; amending s. 120.695, F.S.; removing obsolete provisions with respect to required agency review and designation of minor violations; requiring agency review and certification of minor violation rules by a specified date; requiring the reporting of agency failure to complete the review and file certification of such rules; requiring minor violation certification for all rules adopted after a specified date; requiring public notice; providing for nonapplicability; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Bean—

SB 1628—A bill to be entitled An act relating to government accountability; amending ss. 20.05, 25.382, 43.16, 218.33, and 1002.33, F.S.; revising the responsibilities of department heads, the Supreme Court as it relates to the state courts system, the Justice Administrative Commission, state attorneys, public defenders, criminal conflict and civil regional counsel, the Guardian Ad Litem program, the Florida Clerks of Court Operations Corporation, local governmental entities, and governing bodies of charter schools to include the responsibility of establishing certain internal controls; amending s. 20.055, F.S.; revising provisions relating to agency inspectors general; revising the definition of the term “state agency” to include the Justice Administrative Commission and the agencies it administratively supports; expanding the definition of the term “agency head”; amending s. 1001.42, F.S.; revising the responsibilities of a district school board’s internal auditor to permit certain audits and reviews; amending s. 1010.01, F.S.; requiring each Florida College System institution to file certain annual financial statements with the State Board of Education; requiring each school district, Florida College System institution, and state university to establish certain internal controls; providing an effective date.

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

By Senator Montford—

SB 1630—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; designating parts I-V of ch. 570, F.S., relating to the Department of Agriculture and Consumer Services; amending s. 282.709, F.S.; providing for appointment of a department representative to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 487.041, F.S.; revising requirements for registration and distribution of discontinued pesticides; amending s. 487.046, F.S.; revising provisions for filing pesticide applicator license applications; amending s. 487.047, F.S.; revising provisions for issuance of pesticide applicator licenses; amending s. 487.048, F.S.; revising provisions for filing pesticide dealer license applications;

amending s. 487.159, F.S.; deleting requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; revising recordkeeping requirements for licensed private applicators; repealing s. 487.172, F.S., relating to an antifouling paint educational program; amending s. 487.2031, F.S.; revising the term "material safety data sheet"; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; amending s. 500.03, F.S.; revising the definition of the term "food establishment"; amending s. 500.12, F.S.; revising criteria for certain food permit exemptions; requiring the department to adopt a permit fee schedule; requiring food permits as a condition of operating a food establishment; providing that such permits are not transferable; amending s. 500.121, F.S.; conforming provisions to changes made by the act; revising the time limit for payment of fines; providing for permit revocation for failure to pay a fine; authorizing the department to immediately close certain food establishments; providing requirements and procedures for such closure; providing penalties for violations; authorizing the department to adopt rules; amending s. 500.147, F.S.; providing for the inspection of food records for certain purposes; amending s. 500.172, F.S.; providing for embargoing, detaining, or destroying food processing and storage areas; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, and 500.306, F.S., relating to standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to retail sale of meat; amending s. 501.059, F.S.; authorizing the department to adopt rules; amending s. 570.074, F.S.; providing for the duties of the Office of Agricultural Water Policy; amending s. 570.14, F.S.; requiring written approval for use of the department seal; amending s. 570.247, F.S.; clarifying provisions directing the department to adopt certain rules; repealing s. 570.345, F.S., relating to the Pest Control Compact; amending s. 570.36, F.S.; clarifying provisions relating to the duties of the Division of Animal Industry; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; creating s. 570.67, F.S.; establishing the Office of Energy within the department; providing for supervision and duties; amending s. 570.71, F.S.; authorizing specified uses of funds from the Conservation and Recreation Lands Program Trust Fund; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; amending s. 570.952, F.S.; deleting an obsolete provision relating to membership terms for the Florida Agriculture Center and Horse Park Authority; conforming cross-references; amending s. 570.964, F.S.; clarifying compliance required for privileges of immunity; creating s. 570.971, F.S.; establishing administrative and civil penalties for certain violations; providing applicability; authorizing the department to adopt rules; amending s. 576.021, F.S.; revising provisions for filing applications to distribute fertilizer; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; revising the period for which a fertilizer sample must be retained for analysis; amending s. 576.071, F.S.; revising criteria for determining the commercial value of certain penalties; amending s. 576.087, F.S.; revising antisiphon requirements for irrigation systems; amending s. 576.101, F.S.; removing provisions relating to probationary status of a fertilizer licensee; amending s. 578.08, F.S.; revising application requirements and registration fees for the sale of seed; amending s. 580.036, F.S.; directing the department to consult with the Agricultural Feed, Seed, and Fertilizer Advisory Council when developing certain standards; amending s. 580.041, F.S.; revising application requirements for master registration of commercial feed; amending s. 580.071, F.S.; revising criteria for adulterated commercial feed or feedstuff; amending s. 581.091, F.S.; deleting provisions relating to noxious weed and invasive plant pilot and monitoring programs; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; revising the definition of the term "dealer"; amending s. 589.08, F.S.; directing the Florida Forest Service to distribute certain funds to fiscally constrained counties; repealing s. 589.081, F.S., relating to payment of certain gross receipts from the Withlacoochee State Forest and Goethe State Forest; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; limiting liability for lessees of specified lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other government entities in the designation and dedication of certain lands;

repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending s. 590.125, F.S.; revising requirements for noncertified burning; amending ss. 253.74, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.091, 487.175, 493.6118, 496.420, 500.165, 500.70, 501.019, 501.612, 501.619, 501.922, 502.231, 507.09, 507.10, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 570.0741, 570.23, 570.242, 570.38, 570.42, 570.44, 570.45, 570.451, 570.50, 570.51, 570.543, 571.11, 571.28, 571.29, 576.061, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.02, 590.14, 595.701, 597.0041, 597.020, 599.002, 601.67, 604.22, 604.30, and 616.242, F.S.; conforming provisions to changes made by the act; amending ss. 193.461, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 509.032, 525.16, 570.07, 570.076, 570.902, 570.9135, 570.961, and 570.963, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Stargel—

SB 1632—A bill to be entitled An act relating to special districts; designating parts I-VIII of ch. 189, F.S., relating to special districts, and renaming the chapter; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 112.312, F.S.; redefining the term "agency" as it applies to the code of ethics for public officers and employees to include special districts; amending s. 112.50, F.S.; expanding the Governor's power to suspend public officers to include members of the governing body of a special district; amending s. 112.51, F.S.; expanding provisions relating to a municipal officers suspension and removal from office to include members of the governing body of a special district; transferring, renumbering, and amending s. 189.401, F.S.; revising a short title; transferring, renumbering, and amending s. 189.402, F.S.; revising a statement of legislative purpose and intent; making technical changes; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.403, F.S.; redefining the term "special district"; transferring, renumbering, and amending ss. 189.4031, 189.4035, 189.404, 189.40401, 189.4041, and 189.4042, F.S.; deleting provisions relating to the application of a special district to amend its charter; conforming provisions and cross-references; transferring, renumbering, and amending s. 189.4044, F.S.; revising the circumstances under which the Department of Economic Opportunity may declare a special district inactive; requiring the department to provide notice of a declaration of inactive status to the chair of the county legislative delegation and the Legislative Auditing Committee rather than the Legislature; prohibiting special districts that are declared inactive from collecting taxes, fees, or assessments; providing exceptions; providing for enforcement of the prohibition; transferring and renumbering ss. 189.4045 and 189.4047, F.S.; transferring, renumbering, and amending s. 189.405, F.S.; revising requirements related to education programs for new members of special district governing bodies; amending s. 189.4051, F.S.; revising definitions; conforming provisions; transferring and renumbering ss. 189.4065, 189.408, and 189.4085, F.S.; transferring, renumbering, and amending ss. 189.412 and 189.413, F.S.; renaming the Special District Information Program the Special District Accountability Program; revising duties of the Special District Accountability Program; transferring and renumbering ss. 189.415, 189.4155, and 189.4156, F.S.; transferring, renumbering, and amending ss. 189.416, 189.417, and 189.418, F.S.; conforming provisions and cross-references; transferring, renumbering, and amending s. 189.419, F.S.; revising provisions related to the failure of a special district to file certain reports or information; conforming cross-references; transferring and renumbering s. 189.420, F.S.; transferring, renumbering, and amending s. 189.421, F.S.; deleting provisions related to available remedies for the failure of a special district to disclose required financial reports; transferring and renumbering ss. 189.4221, 189.423, and 189.425, F.S.; transferring, renumbering, and amending s. 189.427, F.S.; providing for the deposit of administration fees into the Operating Trust Fund rather than the Grants and Donations Trust Fund; transferring, renumbering, and amending s. 189.428, F.S.; revising the oversight review process for special districts; transferring and renumbering s. 189.429, F.S.; repealing ss. 189.430, 189.431, 189.432, 189.433, 189.434, 189.435, 189.436, 189.437, 189.438, 189.439, 189.440, 189.441, 189.442, 189.443, and 189.444, F.S., relating to the Community Improvement Authority Act; creating ss. 189.034 and 189.035, F.S.; requiring the Legislative Auditing Committee to provide notice of the failure of special

districts to file certain required reports to the chair of the county legislative delegation or the chair or equivalent of the local general-purpose government, as applicable; requiring the chair of the county legislative delegation or the chair or equivalent of the local general-purpose government, as applicable, to convene a public hearing on the issue of noncompliance; authorizing the county legislative delegation or the local general-purpose government, as applicable, to request certain information from a special district before the public hearing; creating s. 189.055, F.S.; requiring special districts to be treated as municipalities for certain purposes; creating s. 189.069, F.S.; requiring special districts to annually update and maintain certain information on the district's website; requiring special districts to submit the web address of their respective websites to the department; requiring that the department's online list of special districts include a link to the website of certain special districts; creating s. 189.0691, F.S.; providing for the suspension of special district governing body members by the Governor under certain conditions; amending s. 11.45, 100.011, 101.657, 112.061, 112.63, 112.665, 121.021, 121.051, 125.901, 153.94, 163.08, 165.031, 165.0615, 171.202, 175.032, 190.011, 190.046, 190.049, 191.003, 191.005, 191.013, 191.014, 191.015, 200.001, 218.31, 218.32, 218.37, 255.20, 298.225, 343.922, 348.0004, 373.711, 403.0891, 582.32, and 1013.355, F.S.; conforming cross-references and provisions to changes made by the act; providing effective dates.

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

By the Committee on Commerce and Tourism—

SB 1634—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 163.3202, F.S.; requiring each county and municipality to adopt and enforce land development regulations in accordance with the submitted comprehensive plan; amending s. 288.005, F.S.; defining terms; creating s. 288.006, F.S.; providing requirements for loan programs relating to accountability and proper stewardship of funds; authorizing the Auditor General to conduct audits for a specified purpose; authorizing the department to adopt rules; amending s. 290.0411, F.S.; revising legislative intent for purposes of the Florida Small Cities Community Development Block Grant Program; amending s. 290.044, F.S.; requiring the Department of Economic Opportunity to adopt rules establishing a competitive selection process for loan guarantees and grants awarded under the block grant program; revising the criteria for the award of grants; amending s. 290.046, F.S.; revising limits on the number of grants that an applicant may apply for and receive; revising the requirement that the department conduct a site visit before awarding a grant; requiring the department to rank applications according to criteria established by rule and to distribute funds according to the rankings; revising scoring factors to consider in ranking applications; revising requirements for public hearings; providing that the creation of a citizen advisory task force is discretionary, rather than required; deleting a requirement that a local government obtain consent from the department for an alternative citizen participation plan; amending s. 290.047, F.S.; revising the maximum amount and percentage of block grant funds that may be spent on certain costs and expenses; amending s. 290.0475, F.S.; conforming provisions to changes made by the act; amending s. 290.048, F.S.; deleting a provision authorizing the department to adopt and enforce strict requirements concerning an applicant's written description of a service area; amending s. 331.3051, F.S.; requiring Space Florida to consult with the Florida Tourism Industry Marketing Corporation, rather than with Enterprise Florida, Inc., in developing a space tourism marketing plan; authorizing Space Florida to enter into an agreement with the corporation, rather than with Enterprise Florida, Inc., for a specified purpose; revising the research and development duties of Space Florida; repealing s. 443.036(26), relating to the definition of the term "initial skills review"; amending s. 443.091, F.S.; deleting the requirement that an unemployed individual take an initial skill review before he or she is eligible to receive reemployment assistance benefits; requiring the department to make available for such individual a voluntary online assessment that identifies an individual's skills, abilities, and career aptitude; requiring information from such assessment to be made available to certain groups; revising the requirement that the department offer certain training opportunities; amending s. 443.1116, F.S.; defining the term "employer sponsored training"; revising the requirements for a short-term compensation plan to be approved by the department; revising the treatment of fringe benefits in such plan; requiring an employer to de-

scribe the manner in which the employer will implement the plan; requiring the director to approve the plan if it is consistent with employer obligations under law; prohibiting the department from denying short-term compensation benefits to certain individuals; amending s. 443.141, F.S.; providing an employer payment schedule for specified years' contributions to the Unemployment Compensation Trust Fund; providing applicability; amending ss. 125.271, 163.3177, 163.3187, 163.3246, 211.3103, 212.098, 218.67, 288.018, 288.065, 288.0655, 288.0656, 288.1088, 288.1089, 290.0055, 339.2819, 339.63, 373.4595, 380.06, 380.0651, 985.686, and 1011.76, F.S.; renaming "rural areas of critical economic concern" as "rural areas of opportunity"; amending ss. 215.425 and 443.1216, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By the Committee on Criminal Justice—

SB 1636—A bill to be entitled An act relating to renaming the Parole Commission; providing legislative findings; renaming the Parole Commission as the Florida Commission on Offender Review; providing a directive to the Division of Law Revision and Information; amending ss. 20.315, 20.32, 23.21, 98.093, 186.005, 255.502, 322.16, 394.926, 394.927, 633.304, 775.089, 775.16, 784.07, 784.078, 800.09, 843.01, 843.02, 843.08, 893.11, 921.16, 921.20, 921.21, 921.22, 940.03, 940.05, 940.061, 941.23, 943.0311, 943.06, 944.012, 944.02, 944.171, 944.4731, 945.091, 945.10, 945.47, 945.73, 947.005, 947.01, 947.02, 947.021, 947.045, 947.141, 947.146, 947.181, 947.185, 947.22, 948.09, 948.10, 949.05, 951.29, 957.06, 958.045, 960.001, 960.17, 985.04, and 985.045, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice—

SB 1638—A bill to be entitled An act relating to community reentry programs; requiring the Department of Corrections to develop an operational plan to implement a vocational work-release pilot program in specified counties; requiring that the operational plan describe the necessary facilities, staff, budget, and methods for selecting inmates to participate in the pilot program; providing examples of vocational training or certification; requiring inmates to be within a specified time period of their release dates to be considered for participation in the pilot program; providing criteria to assess the risk of placing an inmate in the pilot program; requiring that the department submit a report to the Governor and the Legislature by a specified date; providing an effective date.

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

By the Committee on Commerce and Tourism—

SB 1640—A bill to be entitled An act relating to the entertainment industry; amending s. 288.125, F.S.; specifying the application of the term "entertainment industry"; transferring, renumbering, and amending s. 288.1251, F.S.; renaming the Office of Film and Entertainment within the Department of Economic Opportunity as the Division of Film and Entertainment and housing the division within Enterprise Florida, Inc.; requiring Enterprise Florida, Inc., to conduct a national search for a film commissioner; requiring the president of Enterprise Florida, Inc., to hire the film commissioner; revising the requirements of the division's 5-year plan; authorizing the board of directors of Enterprise Florida, Inc., to establish a council to serve as an advisory body to the division for matters relating to the entertainment industry; conforming provisions to changes made by the act; repealing s. 288.1252, F.S., relating to the Florida Film and Entertainment Advisory Council and its creation, purpose, membership, powers, and duties; transferring, renumbering, and amending s. 288.1253, F.S.; conforming provisions to changes made by the act; amending s. 288.1254, F.S.; redefining and deleting terms; requiring the department, rather than the Office of Film and Entertainment, to be responsible for applications for the entertainment industry financial incentive program; revising provisions relating to the

application process, tax credit eligibility, election and distribution of tax credits, annual allocation of tax credits, forfeiture of tax credits, and annual report; extending the repeal date; conforming provisions to changes made by the act; specifying a date on which the applications on file with the department and not yet certified are deemed denied; amending s. 288.1258, F.S.; conforming provisions to changes made by the act; requiring the department to develop a standardized application form in cooperation with the division and other agencies; amending s. 288.92, F.S.; requiring Enterprise Florida, Inc., to have a division relating to film and entertainment; amending ss. 212.08, 220.1899, and 477.0135, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By the Committee on Education—

SB 1642—A bill to be entitled An act relating to education accountability; amending s. 1008.34, F.S.; providing definitions for the statewide, standardized assessment program and school grading system; deleting annual reports; revising authority over allocation of a school's budget based on school grades; revising the basis for the calculation of school grades; revising the contents of the school report card; revising the basis for the calculation of district grades; requiring the Department of Education to develop a district report card; providing for transition to the revised school grading system; amending s. 1001.42, F.S.; revising criteria that necessitate a school's improvement plan to include certain strategies; amending s. 1002.33, F.S.; revising cross-references; amending s. 1003.621, F.S.; revising cross-references; amending s. 1008.31, F.S.; revising legislative intent for the K-20 education performance accountability system; amending s. 1008.33, F.S.; conforming provisions relating to school improvement and education accountability; amending s. 1008.341, F.S.; revising provisions relating to the school improvement rating for alternative schools; amending s. 1008.3415, F.S.; correcting cross-references; requiring the Commissioner of Education to exempt students from taking statewide, standardized assessments under certain circumstances; authorizing a parent to request that a student who is granted an exemption participate in statewide, standardized assessments; requiring the State Board of Education to adopt rules; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Commerce and Tourism; and Senators Hukill, Thrasher, Hays, Latvala, Simpson, Simmons, Negrón, Braynon, Altman, and Galvano—

CS for CS for SB 208—A bill to be entitled An act relating to motorsports entertainment complexes; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a complex certified as a motorsports entertainment complex by the Department of Economic Opportunity; amending s. 288.1171, F.S.; authorizing the department to certify a single motorsports complex if it meets specified criteria; authorizing the Auditor General to verify the expenditure of specified distributions and to notify the Department of Revenue of improperly expended funds so that it may pursue recovery; providing an effective date.

By the Committees on Appropriations; Health Policy; and Children, Families, and Elder Affairs—

CS for CS for SB 248—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community

living support plan be completed and provided to the administrator of a facility upon the mental health resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors affecting the rights, health, safety, and welfare of residents in the facilities; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting the rights, health, safety, and welfare of residents and make recommendations for improvement; amending s. 400.0078, F.S.; requiring that a resident or a representative of a resident of a long-term care facility be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; revising the requirement that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other inspections by the agency; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring that an assisted living facility that serves one or more mental health residents, rather than three or more residents, obtain a limited mental health license; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements to inform facility residents that the identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action may not be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; re-

quiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving relevant services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the required preservice orientation and keep the signed statement in the employee's personnel record; requiring 2 additional hours of training for assistance with medication; conforming a cross-reference; requiring the Office of Program Policy Analysis and Government Accountability to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to implement a rating system of assisted living facilities by a specified date, adopt rules, and create content for the agency's website that makes available to consumers information regarding assisted living facilities; providing criteria for the content; providing appropriations; providing an effective date.

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

CS for SB 256—A bill to be entitled An act relating to public records; creating s. 916.1065, F.S.; creating an exemption from public records requirements for a forensic behavioral health evaluation filed with a court; providing a definition for the term “forensic behavioral health evaluation”; providing retroactive application; providing a statement of public necessity; providing an effective date.

By the Committee on Judiciary; and Senator Latvala—

CS for SB 260—A bill to be entitled An act relating to unaccompanied homeless youths; amending s. 743.067, F.S.; defining the term “unaccompanied homeless youth”; providing for a certification; authorizing certain unaccompanied homeless youths to consent to medical, dental, psychological, substance abuse, and surgical diagnosis and treatment, and forensic medical examinations for themselves and for their children in certain circumstances; providing that such consent does not affect the requirements of the Parental Notice of Abortion Act; providing an effective date.

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

CS for SB 292—A bill to be entitled An act relating to public records; amending s. 365.174, F.S.; providing an exemption from public records requirements for proprietary confidential business information submitted by a wireless service provider to the Department of Revenue; authorizing the Department of Revenue to share such information with the Secretary of Management Services and the E911 Board; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Community Affairs; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Abruzzo—

CS for CS for SB 378—A bill to be entitled An act relating to discounts on public facility fees and fares; creating s. 125.028, F.S.; requiring counties to provide partial or full discounts on park entrance fees to military members, veterans, and the spouses and parents of certain deceased military members, law enforcement officers, and firefighters; requiring that individuals seeking the discount present written documentation satisfactory to the county which evidences eligibility; defining the term “park entrance fee” and providing certain exclusions; creating s. 163.58, F.S.; requiring regional transportation authorities to provide partial or full discounts on fares and on other charges for certain disabled veterans; creating s. 166.0447, F.S.; requiring municipalities to provide partial or full discounts on park entrance fees to military members, veterans, and the spouses and parents of certain deceased military members, law enforcement officers, and firefighters; requiring

that individuals seeking the discount present written documentation satisfactory to the municipality which evidences eligibility; defining the term “park entrance fee” and providing certain exclusions; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Lee and Latvala—

CS for CS for SB 424—A bill to be entitled An act relating to discriminatory insurance practices; amending s. 626.9541, F.S.; providing that unfair discrimination on the basis of gun ownership in the provision of personal lines property or personal lines automobile insurance is a discriminatory insurance practice; clarifying that insurers are not prevented from charging supplemental premiums or sharing information between an insurer and its agent if a separate rider has been requested; providing an effective date.

By the Committee on Judiciary; and Senator Evers—

CS for SB 448—A bill to be entitled An act relating to the threatened use of force; providing legislative findings and intent; amending s. 775.087, F.S.; removing aggravated assault from the list of offenses that qualify for certain minimum mandatory sentences; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; amending s. 776.013, F.S.; applying presumption relating to the use of deadly force to the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; creating s. 776.09, F.S.; providing that a person is eligible to apply for a certificate of eligibility for expunction, notwithstanding the eligibility requirements, if the charging document in the case is not filed or is dismissed because it is found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; requiring a prosecutor, statewide prosecutor, or court to document and retain such findings; amending s. 943.0585, F.S.; requiring the Department of Law Enforcement to provide a certificate of eligibility for expunction, notwithstanding the eligibility requirements, to a person who has a written, certified statement from a prosecutor or statewide prosecutor indicating that the charging document in the case was not filed or was dismissed because it was found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; providing a penalty for knowingly providing false information on a sworn statement; providing applicability; requiring the department to adopt rules; providing an effective date.

By the Committee on Transportation; and Senator Flores—

CS for SB 518—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are younger than a specified age; requiring an operator of a motor vehicle to use a separate carrier, integrated child seat, or child booster seat; providing an exception; subjecting a violation to penalties; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Simmons—

CS for CS for SB 532—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a vio-

lation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; providing applicability; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Simmons, Soto, and Abruzzo—

CS for SB 540—A bill to be entitled An act relating to sharks; amending s. 379.407, F.S.; providing penalties for possession of separated shark fins on state waters; amending s. 379.401, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Hukill—

CS for SB 608—A bill to be entitled An act relating to monuments on the Capitol Complex; creating s. 265.0031, F.S.; providing legislative intent; defining the term “Capitol Complex”; establishing the POW-MIA Chair of Honor Memorial; requiring the Florida chapters of Rolling Thunder, Inc., to fund the memorial; subjecting the memorial to approval by the Florida Historical Commission; requiring the commission to consider recommendations of the Department of Veterans’ Affairs and the Florida chapters of Rolling Thunder, Inc., regarding specific aspects of the memorial; creating s. 265.111, F.S.; defining the term “monument”; prohibiting the construction and placement of a monument on the premises of the Capitol Complex unless authorized by general law; subjecting the design and placement of a monument to the approval of the Florida Historical Commission; requiring the Department of Management Services to submit recommendations to the Florida Historical Commission; requiring the Department of Management Services to set aside an area of the Capitol Complex for a memorial garden; establishing requirements for the memorial garden; amending s. 267.0612, F.S.; revising the powers and duties of the Florida Historical Commission to conform to changes made by the act; providing an effective date.

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

CS for SB 612—A bill to be entitled An act relating to government contracting; amending s. 215.985, F.S.; revising information to be posted on the Chief Financial Officer’s contract tracking system to conform to changes made by the act; amending s. 287.084, F.S.; expanding provisions that require an agency, university, college, school district, or other political subdivision of the state to provide preferential consideration to a Florida business in awarding competitively bid contracts to purchase personal property to include the purchase of construction services; providing an exception; requiring counties and municipalities to provide such preferential consideration; providing that for specified competitive solicitations the authority to grant a preference supersedes any local ordinance or regulation that restricts specified contractors from competing for an award based upon certain conditions; requiring a university, college, county, municipality, school district, or other political subdivision to make specified disclosures in competitive solicitation documents; providing that a university, college, county, municipality, school district, or other political subdivision is not prohibited from awarding a contract to a vendor under certain circumstances; amending s. 287.1335, F.S.; defining terms; requiring agencies to provide the Department of Management Services with copies of vendor complaints and names of suspended and terminated vendors; authorizing local governmental entities to provide such information to the department; requiring the department to maintain certain information regarding vendors on its website; requiring an agency to submit specified information to the department on a quarterly basis; authorizing a local governmental entity to submit such information on the same basis; requiring a vendor responding to an agency’s competitive solicitation to disclose certain information; specifying certain requirements for considering a response to a competitive solicitation or entering a contract; providing an effective date.

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

CS for SB 616—A bill to be entitled An act relating to public records; amending s. 338.155, F.S.; providing an exemption from public records

requirements for personal identifying information held by the Department of Transportation, a county, a municipality, or an expressway authority for the purpose of paying, prepaying, or collecting tolls and associated administrative charges for the use of toll facilities; providing for application of the exemption; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senator Brandes—

CS for CS for SB 634—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term “audit”; amending s. 744.3135, F.S.; revising the requirements and authorizations of the court to require specified guardians to submit to a credit history investigation and background screening; authorizing a non-professional guardian to petition the court for reimbursement for the credit history investigation and background screening; amending s. 744.368, F.S.; authorizing a clerk of the court to obtain and review records and documents relating to guardianship assets and to issue subpoenas to nonparties upon application to the court; providing requirements for affidavits, notice, and subpoenas; providing for objection to a subpoena; amending s. 744.3685, F.S.; authorizing the court to require the production of records and documents by a guardian who fails to submit them during an audit; amending s. 744.474, F.S.; providing for the removal of a guardian for a bad faith failure to submit records during an audit; amending ss. 943.0585 and 943.059, F.S.; providing that a person seeking an appointment as guardian may not lawfully deny or fail to acknowledge the arrests covered by an expunged or sealed record; reenacting s. 943.0585(4)(c), F.S., relating to court-ordered expunction of criminal history records, to incorporate the amendments made to s. 943.0585, F.S., in a reference thereto; reenacting s. 943.059(4)(c), F.S., relating to court-ordered sealing of criminal history records, to incorporate the amendments made to s. 943.059, F.S., in a reference thereto; providing an effective date.

By the Committee on Judiciary; and Senators Bradley and Detert—

CS for SB 700—A bill to be entitled An act relating to the Department of Juvenile Justice; amending s. 985.01, F.S.; revising the purposes of ch. 985, F.S., relating to juvenile justice; amending s. 985.02, F.S.; revising the legislative intent and findings relating to the juvenile justice system; amending s. 985.03, F.S.; defining and redefining terms; amending s. 985.0301, F.S.; allowing a child who has been detained to be transferred to the detention center or facility in the circuit in which the child resides or will reside at the time of detention; deleting provisions relating to the retention of jurisdiction by the court of a child under certain circumstances; conforming provisions to changes made by the act; amending s. 985.037, F.S.; requiring the court to hold a hearing if a child is charged with direct contempt of court and to afford the child due process at such hearing; requiring the court to review the placement of a child in a secure detention facility upon motion by the defense or state attorney; conforming provisions to changes made by the act; repealing s. 985.105, F.S., relating to youth custody officers; amending s. 985.11, F.S.; providing that a child’s fingerprints do not need to be submitted to the Department of Law Enforcement under certain circumstances; amending s. 985.14, F.S.; authorizing juvenile assessment center personnel to perform the intake process for children in custody of the Department of Juvenile Justice; providing requirements for the intake process; amending s. 985.145, F.S.; transferring responsibilities relating to the intake process from the juvenile probation officer to the department; creating s. 985.17, F.S.; providing goals for the department’s prevention services; requiring the department to engage with certain faith-based and community-based organizations; requiring the department to establish volunteer coordinators; requiring the department to promote a specified license plate; providing for the use of funds related to prevention services; amending s. 985.24, F.S.; requiring that a determination or court order regarding the use of detention care include any findings that the child illegally possessed a firearm; authorizing the department to develop evening-reporting centers; providing requirements for such centers; conforming provisions to changes made by the act; amending s. 985.245, F.S.; conforming provisions to changes made by the act; amending s. 985.25, F.S.; transferring the responsibility for detention intake from the juvenile probation officer to the department;

requiring that a child be placed in secure detention care until the child's detention hearing under certain circumstances; conforming provisions to changes made by the act; amending s. 985.255, F.S.; requiring that a child taken into custody and placed into secure or nonsecure detention care be given a hearing within a certain timeframe; authorizing the court to order continued detention under certain circumstances; requiring that, if the initial order placing the youth on detention care does not include a release date, a release date be requested of the court on the same date the youth is placed on detention care; requiring that, if a subsequent hearing is needed to provide additional information to the court for safety planning, the initial order reflect the date of the next detention review hearing, which must be within 3 calendar days after the child's initial detention placement; conforming provisions to changes made by the act; amending s. 985.26, F.S.; conforming provisions to changes made by the act; amending s. 985.265, F.S.; requiring that detention staff immediately notify law enforcement, school personnel, and the victim, when a juvenile charged with a specified crime is released from secure detention or transferred to nonsecure detention; conforming provisions to changes made by the act; amending s. 985.27, F.S.; conforming provisions to changes made by the act; amending s. 985.275, F.S.; requiring an authorized agent of the department to notify law enforcement and attempt to locate a child who has escaped from a residential commitment facility; requiring that the victim be notified under certain circumstances; amending s. 985.433, F.S.; revising provisions relating to educational goals of a child in a predisposition report; requiring the department, rather than the juvenile probation officer, to recommend to the court the most appropriate treatment and placement plan; amending s. 985.435, F.S.; authorizing a probation program to include an alternative consequence component; providing requirements for such component; requiring that the department provide an evaluation of the youth's risk to reoffend; conforming provisions to changes made by the act; amending s. 985.439, F.S.; providing that the section applies to children on probation or postcommitment probation, regardless of adjudication; authorizing the department to establish programs to provide alternative consequences for certain probation violations; providing requirements for such programs; conforming provisions to changes made by the act; amending s. 985.441, F.S.; providing that the court may commit a child who is on probation for a misdemeanor or a certain probation violation only at a specified restrictiveness level; authorizing the court to commit such child to a nonsecure residential placement in certain circumstances; conforming provisions to changes made by the act; amending s. 985.46, F.S.; providing that conditional release includes transition-to-adulthood services; requiring certain students to participate in an educational or career education program; amending s. 985.461, F.S.; authorizing the department to provide transition-to-adulthood services under certain circumstances; authorizing the department to use community reentry teams composed of certain individuals and entities for certain purposes; removing age restrictions for youth who receive transition-to-adulthood services; requiring the department to assist youth in developing a portfolio of certain accomplishments and to collaborate with school districts to facilitate certain educational services; amending ss. 985.481 and 985.4815, F.S.; deleting obsolete provisions; amending s. 985.601, F.S.; providing legislative intent; requiring the department to contract for programs to provide trauma-informed care, family engagement resources, and gender-specific programming; authorizing the department to pay expenses in support of certain programs; repealing s. 985.605, F.S., relating to prevention service programs, monitoring, and uniform performance measures; repealing s. 985.606, F.S., relating to prevention services providers, performance data collection, and reporting; repealing s. 985.61, F.S., relating to early delinquency intervention programs; amending s. 985.632, F.S.; revising legislative intent to include that the department establish a performance accountability system for certain providers that contract with the department; providing requirements for such contracts; requiring that the department's Bureau of Research and Planning submit a report to the Legislature; providing requirements for the report; defining terms; requiring that the department develop, in consultation with specified entities, a standard methodology for measuring, evaluating, and reporting; providing requirements for the methodology; deleting reporting requirements related to cost data; revising the requirements of the department's cost-effectiveness model; requiring the department to establish a quality improvement system rather than a quality assurance system; conforming provisions to changes made by the act; amending s. 985.644, F.S.; providing that specified individuals are not required to submit to certain screenings under certain circumstances; creating s. 985.6441, F.S.; defining the terms "hospital" and "health care provider"; limiting the department's compensation of health

care providers; amending s. 985.66, F.S.; revising the purpose of juvenile justice programs and courses; revising the duties of the department for staff development and training; providing that employees of certain contract providers may participate in the training program; amending s. 985.664, F.S.; requiring the juvenile justice circuit advisory board, rather than the secretary of the department, to appoint a new chair to that board; providing that the chair serves at the pleasure of the secretary; amending s. 985.672, F.S.; redefining the term "direct-support organization"; authorizing the department to allow the use of personnel services of the juvenile justice system by a direct-support organization; amending s. 985.682, F.S.; deleting provisions relating to a statewide study; conforming provisions to changes made by the act; amending s. 985.69, F.S.; providing for repair and maintenance funding for juvenile justice purposes; repealing s. 985.694, F.S., relating to the Juvenile Care and Maintenance Trust Fund; amending s. 985.701, F.S.; defining the term "juvenile offender"; removing the requirement that the juvenile be detained by, supervised by, or committed to the custody of the department for the purposes of charging sexual misconduct by an employee of the department; creating s. 985.702, F.S.; defining terms; prohibiting an employee from willfully and maliciously neglecting a juvenile offender; providing criminal penalties; providing for dismissal from employment with the department; requiring an employee to report certain information; requiring the department's inspector general to conduct an appropriate administrative investigation; requiring that the inspector general notify the state attorney under certain circumstances; amending s. 943.0582, F.S.; requiring that the department expunge the nonjudicial arrest record of certain minors under certain circumstances; repealing s. 945.75, F.S., relating to tours of state correctional facilities for juveniles; amending s. 121.0515, F.S.; conforming provisions to changes made by the act; amending ss. 985.045 and 985.721, F.S.; conforming cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Galvano—

CS for SB 730—A bill to be entitled An act relating to municipal governing body meetings; amending s. 166.0213, F.S.; authorizing the governing body of a municipality to hold joint meetings with the governing body of the county within which the municipality is located; providing for the location and time of such meetings; providing an effective date.

By the Committee on Banking and Insurance; and Senator Lee—

CS for SB 758—A bill to be entitled An act relating to title insurer reserves; amending s. 625.041, F.S.; specifying that a title insurer is liable for all of its unpaid losses and claims; amending s. 625.111, F.S.; revising and specifying the reserves certain title insurers must set aside; specifying how such reserves will be released; specifying which state law governs the amount of the reserve when a title insurer transfers its domicile to this state; defining "bulk reserve"; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; providing an effective date.

By the Committee on Regulated Industries; and Senator Ring—

CS for SB 798—A bill to be entitled An act relating to residential properties; amending s. 509.013, F.S.; replacing a reference to timeshare plan with timeshare project; amending s. 509.032, F.S.; providing that timeshare projects are not subject to annual inspection requirements; amending s. 509.221, F.S.; providing that certain public lodging establishment requirements do not apply to timeshare projects; amending s. 509.241, F.S.; providing a condominium association that does not include any units classified as a timeshare project is not required to apply for or receive a public lodging establishment license; amending s. 509.242, F.S.; providing a definition of the term "timeshare project"; deleting the reference to timeshare plans in the definition of the term "vacation rental"; amending s. 509.251, F.S.; providing that timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application; amending s. 712.05, F.S.; clarifying existing law relating to marketable record title; amending s. 718.110, F.S.; providing that an amendment to a declaration relating to rental condominium units does not apply to unit owners who vote against the amendment; amending s. 718.111, F.S.; providing authority to an association to inspect and repair abandoned condominium units; providing conditions to determine if a unit is abandoned; providing a mechanism for an association to recover costs

associated with maintaining an abandoned unit; providing that in the absence of an insurable event, the association or unit owners are responsible for repairs; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board or committee member's participation in a meeting via real-time videoconferencing, Internet-enabled videoconferencing, or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; prohibiting the board from voting via e-mail; amending s. 718.116 F.S.; revising the liabilities of the unit owner and the previous owner; excluding specified association from certain liability; limiting the present owner's liability; amending s. 718.707, F.S.; extending the date by which a condominium parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing for suspension from office of a director or officer who is charged with one or more of certain felony offenses; providing procedures for filling such vacancy or reinstating such member under specific circumstances; providing a mechanism for a person who is convicted of a felony to be eligible for board membership; amending s. 719.108, F.S.; revising the liabilities of the unit owner and the previous unit owner; excluding specified association from certain liability; limiting the liability of the present owner; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.303, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; amending s. 720.306, F.S.; providing an exception to the need for the association to provide copies of an amendment to members; amending s. 720.3085, F.S.; revising the liabilities of the parcel owner and the previous parcel owner; limiting the liability of the present parcel owner; creating s. 720.316, F.S.; providing emergency powers of a homeowners' association; providing an effective date.

By the Committee on Banking and Insurance; and Senators Flores and Diaz de la Portilla—

CS for SB 832—A bill to be entitled An act relating to the financing of motor vehicles; amending s. 545.01, F.S.; revising definitions; defining terms; creating s. 545.045, F.S.; prohibiting a finance company that is affiliated with or controlled by, or that has a contractual relationship with, a manufacturer or wholesale distributor from taking specified actions relating to certain finance obligations arising from the retail sale or lease of a motor vehicle that includes a third party's automotive related product; providing an effective date.

By the Committee on Regulated Industries; and Senator Bean—

CS for SB 836—A bill to be entitled An act relating to medical gas; creating part III of ch. 499, F.S., entitled "Medical Gas"; creating s. 499.81, F.S.; defining terms; creating s. 499.82, F.S.; requiring a person or establishment located inside or outside the state which intends to distribute medical gas within or into this state to obtain an applicable permit before operating; listing the people or entities that are legally authorized to receive medical gas; establishing categories of permits and setting requirements for each; creating s. 499.821, F.S.; requiring the Department of Business and Professional Regulation to establish the form and content of an application; stating that an applicant who is denied a permit has a right of review pursuant to ch. 120, F.S.; authorizing the department to set fees within certain parameters; creating s. 499.822, F.S.; requiring a permit to expire 2 years after the last day of the month in which the permit was issued; providing requirements for the renewal of a permit; requiring the department to adopt rules for the renewal of permits; creating s. 499.823, F.S.; authorizing the department

to consider certain factors in determining the eligibility of an applicant; creating s. 499.824, F.S.; authorizing the department to approve certain permitholder changes; authorizing the department to revoke the permit of a person that fails to comply with this section; creating s. 499.83, F.S.; requiring an applicant for or a holder of a permit as a wholesale distributor of medical gas or as a medical oxygen retailer to designate a registered agent; creating s. 499.84, F.S.; setting the minimum requirements for the storage and handling of medical gas; creating s. 499.85, F.S.; requiring a wholesale distributor of medical gas to implement measures to secure the location from unauthorized entry; setting facility requirements for security purposes; authorizing a vehicle used for on-call delivery of oxygen USP and oxygen-related equipment to be parked at a place of residence; requiring the department to adopt rules governing the wholesale distribution of prescription medical oxygen; creating s. 499.86, F.S.; requiring a wholesale distributor of medical gases to visually examine an immediate container upon receipt for identity and to determine if the medical gas container has been damaged or is otherwise unfit for distribution; requiring a medical gas container that is damaged or otherwise unfit for distribution to be quarantined; requiring outgoing shipments to be inspected; requiring wholesale distributors to review certain records; creating s. 499.87, F.S.; authorizing the return of medical gas that has left the control of the wholesale distributor; requiring that medical gas that is damaged, misbranded, or adulterated be quarantined from other medical gases until it is destroyed or returned to the manufacturer or wholesale distributor from which it was acquired; creating s. 499.88, F.S.; requiring a wholesale distributor to obtain certain information before the initial acquisition of the medical gas; providing certain exemptions; creating s. 499.89, F.S.; requiring a wholesale distributor to establish and maintain transactional records; providing a retention period for certain records and requiring that the records be available for inspection during that period; creating s. 499.90, F.S.; requiring a wholesale distributor to establish, maintain, and adhere to certain written policies and procedures; creating s. 499.91, F.S.; prohibiting certain acts; creating s. 499.92, F.S.; establishing criminal penalties; authorizing property or assets subject to forfeiture to be seized pursuant to a warrant; creating s. 499.93, F.S.; authorizing the department to require a facility that engages in wholesale distribution to undergo an inspection; authorizing the department to authorize a third party to inspect wholesale distributors; creating s. 499.931, F.S.; providing that trade secret information required to be submitted pursuant to this part must be maintained by the department; creating s. 499.94, F.S.; requiring fees collected pursuant to this part to be deposited into the Professional Regulation Trust Fund; creating s. 499.95, F.S.; authorizing the department for the purpose of initiating an investigation or proceeding under this part to administer oaths, take depositions, issue and serve subpoenas, and compel attendance of witnesses and the production of books, papers, documents or other evidence; requiring an attorney to whom the department reports a violation of this part to timely institute proceedings in the court of competent jurisdiction; exempting minor violations from reporting requirements at the department's discretion; providing that this part is cumulative and does not repeal or affect the power, duty, or authority of the department; amending ss. 409.9201, 460.403, and 465.0265; conforming provisions to changes made by the act; amending s. 499.001, F.S.; conforming a provision to changes made by the act; amending s. 499.003, F.S.; conforming terminology, deleting a definition, and defining the term "medical gas"; amending ss. 499.01 and 499.0121, F.S.; conforming provisions to changes made by the act; amending s. 499.01211, F.S.; changing the membership of the Drug Wholesale Distributor Advisory Council; requiring the Compressed Gas Association to appoint one person to the council; amending ss. 499.01212, 499.015, 499.024, 499.041, 499.05, 499.051, 499.066, 499.0661, and 499.067, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senator Latvala—

CS for CS for SB 846—A bill to be entitled An act relating to governmental ethics; amending s. 28.35, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the executive council of the Florida Clerks of Court Operations Corporation; amending s. 112.3142, F.S.; requiring elected municipal officers to participate in annual ethics training; providing legislative intent; amending s. 112.3144, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her full and public disclosure of financial interests; revising the

conditions under which a qualifying officer forwards a full and public disclosure of financial interests to the Commission on Ethics; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order recommending removal of an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a disclosure; providing that failure to certify completion of annual ethics training on a disclosure does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.3145, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her statement of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order to remove an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a statement; providing that failure to certify completion of annual ethics training on a statement does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or governing body to withhold the entire amount of a fine owed and related administrative costs from salary-related payments of certain individuals; authorizing the Chief Financial Officer or governing body to reduce the amount withheld if an individual can demonstrate a hardship; creating s. 112.31456, F.S.; authorizing the commission to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; creating s. 112.3251, F.S.; requiring citizen support and direct-support organizations to adopt a code of ethics; establishing minimum requirements for a code of ethics; creating s. 112.3261, F.S.; defining terms; prohibiting a person from lobbying a governmental entity until registering; establishing registration requirements; requiring public availability of lobbyist registrations; establishing procedures for termination of a lobbyist's registration; authorizing a governmental entity to establish a registration fee; requiring a governmental entity to monitor compliance with registration requirements; authorizing a governmental entity or person to file a complaint with the commission; amending s. 288.901, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the Enterprise Florida, Inc., board of directors; amending s. 288.92, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to certain officers associated with the divisions of Enterprise Florida, Inc.; prohibiting such officers from representing a person or entity for compensation before Enterprise Florida, Inc., for a specified timeframe; amending s. 288.9604, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of the Florida Development Finance Corporation; amending s. 627.351, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the executive director of Citizens Property Insurance Corporation; prohibiting a former executive director, senior manager, or member of the board of governors of the corporation from representing another person or entity before the corporation for a specified timeframe; prohibiting a former executive director, senior manager, or member of the board of governors from entering employment or a contractual relationship for a specified timeframe with certain insurers; providing an effective date.

By the Committee on Education; and Senator Legg—

CS for SB 850—A bill to be entitled An act relating to education; amending s. 1001.42, F.S.; requiring a school that includes certain grades to include information, data, and instructional strategies in its school improvement plan; requiring a school that includes certain grades to implement an early warning system based on indicators to identify students in need of additional academic support; amending s. 1003.42, F.S.; providing State Board of Education duties relating to middle grades courses; amending s. 1003.4203, F.S.; requiring district school board, in consultation with the district school superintendent, to make digital materials, CAPE Digital Tool certificates, and CAPE industry certifications available to students, including students with disabilities, in pre-kindergarten through grade 12 to enable students to attain digital skills; providing eligibility for additional FTE funding; requiring innovative

programs and courses that merge academic and career instructional tools and industry certifications into education for both college and career preparedness; requiring the Department of Education to collaborate with Florida educators and school leaders to provide technical assistance to district school boards regarding implementation; amending s. 1003.4281, F.S.; deleting calculations for paid and unpaid high school credits; amending s. 1003.4285, F.S.; revising requirements to earn a Scholar designation on a standard high school diploma; revising requirements to earn a Merit designation on a standard high school diploma; creating s. 1003.4298, F.S.; authorizing public schools to provide students with access to third-party assessment centers and career and professional academy curricula; authorizing the third-party assessment center providers to report return on investment to students and students' families regarding completing CAPE industry certifications and CAPE Digital Tool certificates; encouraging third-party assessment providers and career and professional academy curricula providers to provide annual training; amending s. 1003.4935, F.S.; authorizing additional FTE funding for certain industry certifications; amending s. 1003.53, F.S.; authorizing dropout prevention and academic intervention services for a student identified by a school's early warning system; amending s. 1006.135, F.S.; including middle grades schools under provisions prohibiting hazing; revising the definition of the term "hazing"; requiring a school district policy that prohibits hazing and establishes consequences for an act of hazing; revising penalty provisions and providing for applicability; creating s. 1007.273, F.S.; requiring a Florida College System institution to work with each school district in its designated service area to establish a collegiate high school program; providing options for participation in a collegiate high school program; requiring a Florida College System institution to execute a contract with each school district in its designated service area to establish the program; authorizing another Florida College System institution to execute a contract with the school district in certain circumstances; requiring the contract to be executed by a specified date for the purpose of implementation; requiring Florida College System institutions to collaborate with the school districts they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating school district to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; providing the calculation for funding the collegiate high school program; prohibiting a Florida College System institution from reporting certain funds for purposes of funding or receiving the standard tuition rate per credit hour for a student enrolled in a dual enrollment course at the institution unless the institution establishes a collegiate high school program; providing that certain independent colleges and universities are eligible to work with school districts to establish a collegiate high school program; requiring such independent colleges and universities to collaborate with the school districts they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating school district to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; amending s. 1008.44, F.S.; requiring the department to annually identify CAPE Digital Tool certificates and CAPE industry certifications; authorizing the commissioner to recommend adding certain certificates and certifications; providing requirements for inclusion of CAPE Digital Tool certificates and CAPE industry certifications on the funding list; authorizing third-party assessment providers of approved CAPE Digital Tool certificates and CAPE industry certifications to make recommendations to the commissioner to limit certain Digital Tool certificates and CAPE industry certifications to students in certain grades; providing requirements for the Articulation Coordinating Committee; amending s. 1011.62, F.S.; specifying requirements relating to additional FTE funding based on completion of certain courses or programs and issuance of CAPE industry certification; deleting obsolete provisions; deleting provisions regarding Florida Cyber Security and Digital Arts recognitions and Florida Digital Tool Certificates; amending s. 1012.98, F.S.; providing requirements relating to professional development, including inservice plans and instructional strategies, for middle grades educators; requiring the Department of Education to disseminate professional development in the use of integrated digital instruction; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Military and Veterans Affairs, Space, and Domestic Security—

CS for SB 858—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 288.985, F.S., which provides exemptions from public records and public meetings requirements for certain records and meetings of the Florida Defense Support Task Force; removing the penalty; removing superfluous language; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

By the Committees on Appropriations; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Benacquisto—

CS for SB 860—A bill to be entitled An act relating to military and veteran support; amending s. 250.10, F.S.; revising participation requirements and authorizing certain courses for the Educational Dollars for Duty program; directing the Adjutant General to adopt certain rules; providing appropriations; amending s. 250.35, F.S.; updating references with respect to courts-martial; creating s. 265.0031, F.S.; establishing the Florida Veterans' Walk of Honor and the Florida Veterans' Memorial Garden; directing the Department of Management Services, in consultation with the direct-support organization of the Department of Veterans' Affairs, to make space available for such purpose; amending s. 288.0001, F.S.; directing the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide a specified analysis of certain grant and entrepreneur initiative programs; amending ss. 295.065, 295.07, 295.08, and 295.085, F.S.; revising and providing governmental employment preference for certain persons; creating s. 295.188, F.S.; authorizing private employers to provide employment preference for certain persons; creating s. 295.21, F.S.; establishing Florida Is For Veterans, Inc., within the Department of Veterans' Affairs; providing for a board of directors and the duties and requirements thereof; creating s. 295.22, F.S.; creating the Veterans Employment and Training Services Program within the department; providing program requirements; directing Enterprise Florida, Inc., to provide certain information about Florida Is For Veterans, Inc., to certain businesses; creating s. 295.23, F.S.; directing the Florida Tourism Industry Marketing Corporation to perform specified duties relating to Florida Is For Veterans, Inc., and to expend specified funds in the performance of such duties; requiring the Florida Tourism Industry Marketing Corporation to provide certain funds to Florida Is For Veterans, Inc.; providing appropriations; requiring Florida Is For Veterans, Inc., and the Florida Tourism Industry Marketing Corporation to submit certain plans and performance measures to the Legislative Budget Commission and receive the commission's approval before expending certain funds; directing Florida Is For Veterans, Inc., to submit a report to the Governor and the Legislature relating to gaps in veteran resources; directing the Office of Program Policy Analysis and Government Accountability to conduct a performance audit of Florida Is For Veterans, Inc.; amending ss. 296.06 and 296.36, F.S.; revising the eligibility requirements for residency in the Florida State Veterans' Domiciliary Home and admittance to a state veterans' nursing home; amending s. 322.031, F.S.; providing conditions under which the spouses and dependents of servicemembers are exempt from obtaining or displaying a driver license or learner's permit; amending s. 322.121, F.S.; granting an automatic extension for the expiration of a driver license to the spouse and dependents of servicemembers; amending s. 455.213, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Business and Professional Regulation and waiving such fees for the spouses of veterans; amending ss. 456.013 and 468.304, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Health and waiving such fees for the spouses of veterans; amending s. 456.024, F.S.; providing licensing procedures and waiving fees for certain health care practitioners; amending ss. 458.315 and 459.0076, F.S.; revising provisions for issuance of temporary certificates for practice in areas of critical need to conform to changes made by the act; creating ss. 458.3151 and 459.00761, F.S.; providing application requirements and procedures for active duty military and veteran physicians to obtain temporary certificates for practice in areas of critical need; amending s. 499.012, F.S.; providing that specified military service meets certain permitting requirements; amending s. 1002.33, F.S.; providing legislative findings and intent with respect to establishing charter schools on military installations; encouraging military installation commanders to collaborate with the Commissioner of Education; providing for operation

and control of such schools; amending s. 1009.26, F.S.; directing state universities, Florida College System institutions, and certain career centers to waive certain fees for veterans; providing applicability; providing appropriations; providing effective dates.

By the Committee on Communications, Energy, and Public Utilities; and Senator Abruzzo—

CS for SB 898—A bill to be entitled An act relating to the communications services tax; amending s. 202.11, F.S.; revising the definition of the term "sales price" to exclude charges for the sale of communications services between a franchisor and its franchisee; defining the term "franchisee" providing applicability; providing an effective date.

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

CS for SB 948—A bill to be entitled An act relating to foreign investments; amending s. 215.47, F.S.; revising the percentage of investments that the State Board of Administration may invest in foreign securities; amending s. 215.473, F.S.; revising and providing definitions with respect to requirements that the board divest securities in which public moneys are invested in certain companies doing specified types of business in or with Sudan or Iran; revising exclusions from the divestment requirements; conforming cross-references; creating s. 624.449, F.S.; providing that insurer investment in certain foreign companies shall be treated as nonadmitted assets; requiring insurers to identify, report, and divest such investments within a specified period; providing for severability; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 976—A bill to be entitled An act relating to nurse registries; amending s. 400.506, F.S.; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; specifying that a nurse registry is not responsible for monitoring, supervising, managing, or training a registered nurse, licensed practical nurse, certified nursing assistant, companion or homemaker, or home health aide referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review and act upon such records except under certain circumstances; providing the duties of the nurse registry for a violation of certain laws by an individual referred by the nurse registry; providing an effective date.

By the Committee on Banking and Insurance; and Senator Hays—

CS for SB 1002—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing a public records exemption for information held by the Office of Financial Regulation pursuant to an investigation or examination of consumer collection agencies; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Banking and Insurance; and Senator Richter—

CS for SB 1012—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; revising the definition of "related interest"; amending s. 655.0322, F.S.; revising provisions relating to prohibited acts and practices by a financial institution; applying certain provisions to affiliates; amending s. 655.034, F.S.; authorizing the circuit court to issue an injunction in order to protect the interests of the depositors, members, creditors, or stockholders of a financial institution and the public's interest in the safety and soundness of the financial institution system; defining "formal enforcement action"; amending s. 655.037, F.S.; conforming a cross-reference; amending s. 655.0385, F.S.; prohibiting a director or executive officer from concurrently serving as a director or officer in a financial institution or affiliate in the same geographical area or the same major business market area unless waived by the Office of Financial Regulation; amending s. 655.041, F.S.; revising

provisions relating to administrative fines; clarifying that the office may initiate administrative proceedings for violations of rules; providing that fines for violations begin accruing immediately upon the service of a complaint; applying certain provisions to affiliates; revising the applications for imposing a fine; amending s. 655.045, F.S.; requiring the office to conduct an examination of a financial institution within a specified period; amending s. 655.057, F.S.; conforming a cross-reference; providing that specified records are not considered a waiver of privileges or legal rights in certain proceedings; clarifying who has a right to copy member or shareholder records; creating s. 655.0591, F.S.; providing notice requirements and procedures that allow a financial institution to protect trade secrets included in documents submitted to the office; amending s. 655.50, F.S.; amending provisions relating to the control of money laundering to also include terrorist financing; adding and revising definitions; requiring a financial institution to have a BSA/AML compliance officer; updating cross-references; amending s. 655.85, F.S.; clarifying that an institution may impose a fee for the settlement of a check under certain circumstances; providing legislative intent; amending s. 655.921, F.S.; revising provisions relating to business transactions by an out-of-state financial institution; providing that such institution may file suit to collect a security interest in collateral; amending s. 655.922, F.S.; revising provisions relating to the name of a financial institution; prohibiting certain financial institutions from using a name that may mislead consumers; authorizing the office to seek court orders to annul or dissolve a business entity for certain violations and to issue emergency cease and desist orders; amending s. 657.008, F.S.; requiring certain credit unions seeking to establish a branch office to submit an application to the office for examination and approval; providing the criteria for the examination; amending s. 657.028, F.S.; revising provisions relating to prohibited activities of directors, officers, committee members, employees, and agents of credit unions; requiring the name and address of the credit manager to be submitted to the office; amending s. 657.041, F.S.; authorizing a credit union to pay health and accident insurance premiums and to fund employee benefit plans under certain circumstances; amending s. 658.12, F.S.; revising the definition of "trust business"; amending ss. 658.21 and 658.235, F.S.; conforming cross-references; repealing s. 658.49, F.S., relating to requirements for bank loans up to \$50,000; amending ss. 663.02 and 663.09, F.S.; conforming provisions to changes made by the act; amending s. 663.12, F.S.; deleting an annual assessment imposed on certain international offices; amending s. 663.306, F.S.; conforming provisions to changes made by the act; amending ss. 665.013, 665.033, 665.034, 667.003, 667.006, and 667.008, F.S.; conforming cross-references; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 1036—A bill to be entitled An act relating to nursing education programs; amending s. 464.003, F.S.; revising definitions; amending s. 464.013, F.S.; exempting nurses who are certified by an accredited program from continuing education requirements; amending s. 464.019, F.S.; specifying the location of clinical training; revising the limitation on the percentage of clinical training that consists of clinical simulation; deleting obsolete requirements; authorizing the Board of Nursing to adopt certain rules relating to documenting the accreditation of nursing education programs; deleting the requirement that the Office of Program Policy Analysis and Government Accountability participate in an implementation study and revising the terms of the study; requiring nursing education programs that prepare students for the practice of professional nursing to be accredited; providing an exception; amending s. 456.014, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Dean—

CS for SB 1094—A bill to be entitled An act relating to aquatic preserves; creating s. 258.3991, F.S.; creating the Nature Coast Aquatic Preserve; designating the preserve for inclusion in the aquatic preserve system; describing the boundaries of the preserve; outlining the authority of the Board of Trustees of the Internal Improvement Trust Fund in respect to the preserve; requiring the board to adopt rules to carry out this section; prohibiting the establishment and management of the preserve from infringing upon the riparian rights of upland property

owners adjacent to or within the preserve; providing for enforcement and applicability; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 1272—A bill to be entitled An act relating to transportation and motor vehicles; amending s. 20.23, F.S.; requiring the Florida Transportation Commission to monitor the Mid-Bay Bridge Authority; repealing the Florida Statewide Passenger Rail Commission; amending s. 110.205, F.S.; conforming cross-references; creating s. 316.0071, F.S.; requiring that the provisions of ch. 316, F.S., be enforced by the direct observation and intervention of a law enforcement officer, a parking enforcement specialist, a traffic infraction enforcement officer, or any other duly appointed individual unless another method has been expressly authorized; creating s. 316.0778, F.S.; defining the term "automated license plate recognition system"; requiring the Department of State to consult with the Department of Law Enforcement in establishing a retention schedule for records generated by the use of an automated license plate recognition system; creating s. 316.0817, F.S.; prohibiting a bus from stopping to load or unload passengers in a manner that impedes, blocks, or otherwise restricts the progression of traffic under certain circumstances; amending s. 316.1975, F.S.; authorizing an operator of a vehicle that is started by remote control to let the vehicle stand unattended under certain circumstances; amending s. 316.2952, F.S.; revising a provision exempting a global position system device or similar satellite receiver device from the prohibition of attachments on windshields; amending s. 316.86, F.S.; revising provisions relating to the operation of vehicles equipped with autonomous technology on state roads for testing purposes; authorizing research organizations associated with accredited educational institutions to operate such vehicles; authorizing the testing of such vehicles on certain roadways designated by the Department of Transportation and applicable local or county governments; deleting an obsolete provision; amending s. 320.02, F.S.; requiring, rather than authorizing, the Department of Highway Safety and Motor Vehicles to withhold the renewal of registration or replacement registration of a motor vehicle identified in a notice submitted by a lienor for failure to surrender the vehicle if the applicant's name is on the list of persons who may not be issued a license plate or revalidation sticker; revising the conditions under which a revalidation sticker or replacement license plate may be issued; amending s. 320.083, F.S.; revising the requirements for a special license plate; amending s. 320.1316, F.S.; prohibiting the department from issuing a license plate, revalidation sticker, or replacement license plate for a vehicle or vessel identified in a notice from a lienor; requiring that a notice to surrender a vehicle or vessel be signed under oath by the lienor; authorizing a registered owner of a vehicle to bring a civil action, rather than to notify the department and present certain proof, to dispute a notice to surrender a vehicle or vessel or his or her inclusion on the list of persons who may not be issued a license plate or revalidation sticker; providing a procedure for such a civil action; providing for the award of attorney fees and costs; creating s. 322.032, F.S.; requiring the Department of Highway Safety and Motor Vehicles to begin to review and prepare for the development of a system for issuing an optional digital proof of driver license; authorizing the Department of Highway Safety and Motor Vehicles to contract with private entities to develop the system; providing requirements for digital proof of driver license; providing criminal penalties for manufacturing or possessing a false digital proof of driver license; amending s. 322.059, F.S.; requiring the Department of Highway Safety and Motor Vehicles to invalidate the digital proof of driver license for a person whose license or registration has been suspended; amending s. 322.12, F.S.; requiring that certain test fees incurred by certain applicants for a driver license be retained by the tax collector; amending s. 322.15, F.S.; authorizing a digital proof of driver license to be accepted in lieu of a physical driver license; amending s. 322.21, F.S.; authorizing certain tax collectors to retain a replacement driver license or identification card fee under certain circumstances; exempting certain individuals who are homeless or whose annual income is at or below a certain percentage of the federal poverty level from paying a fee for an original, renewal, or replacement identification card; amending s. 337.25, F.S.; authorizing the Department of Transportation to use auction services in the conveyance of certain property or leasehold interests; revising certain inventory requirements; revising provisions relating to, and providing criteria for, the disposition of certain excess property by the Department of Transportation; providing criteria for the disposition of donated property, property used for a public purpose, or property acquired to provide replacement housing for certain displaced

persons; providing value offsets for property that requires significant maintenance costs or exposes the Department of Transportation to significant liability; providing procedures for the sale of property to abutting property owners; deleting provisions to conform to changes made by the act; providing monetary restrictions and criteria for the conveyance of certain leasehold interests; providing exceptions to restrictions for leases entered into for a public purpose; providing criteria for the preparation of estimates of value prepared by the Department of Transportation; providing that the requirements of s. 73.013, F.S., relating to eminent domain are not modified; amending s. 337.251, F.S.; revising criteria for leasing certain Department of Transportation property; increasing the time for the Department of Transportation to accept proposals for lease after a notice is published; directing the Department of Transportation to establish an application fee by rule; providing criteria for the fee; providing criteria for a proposed lease; requiring the Department of Transportation to provide an independent analysis of a proposed lease; amending s. 339.175, F.S.; increasing the maximum number of apportioned members that may compose the voting membership of a metropolitan planning organization (M.P.O.); providing that the governing board of a multicounty M.P.O. may be made up of any combination of county commissioners from the counties constituting the M.P.O.; providing that a voting member of an M.P.O. may represent a group of general-purpose local governments through an entity created by the M.P.O.; requiring each M.P.O. to review and reapportion its membership as necessary in conjunction with the decennial census, the agreement of the affected units of the M.P.O., and the agreement of the Governor; removing provisions requiring the Governor to apportion, review, and reapportion the composition of an M.P.O. membership; revising a provision regarding bylaws to allow the M.P.O. governing board to establish bylaws; amending s. 339.2821, F.S.; authorizing Enterprise Florida, Inc., to be a consultant to the Department of Transportation for consideration of expenditures associated with and contracts for transportation projects; revising the requirements for economic development transportation project contracts between the Department of Transportation and a governmental entity; amending s. 526.141, F.S.; requiring full-service gasoline stations offering self-service at a lesser cost to display an additional decal; requiring the decal to contain certain information; requiring the Department of Agriculture and Consumer Services to adopt rules to implement and enforce this requirement; providing for preemption of local regulations pertaining to fueling assistance for certain motor vehicle operators; amending chapter 85-634, Laws of Florida, as amended; providing that maintenance costs are eligible for payment from certain toll revenues as specified; removing references to certain completed projects; directing the Department of Highway Safety and Motor Vehicles to develop a plan that addresses certain vehicle registration holds; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Architecture and Interior Design Appointee: Fernandez, Hector C., Marco Island	10/31/2017
Florida Commission on Community Service Appointee: Bonarrigo, Christina, Ormond Beach	09/14/2016
Board of Trustees of Florida Gateway College Appointee: Tepedino, Miguel J., Lake City	05/31/2014
Board of Trustees of Pensacola State College Appointee: Wilson, Stephania Stanley, Gulf Breeze	05/31/2014
Board of Osteopathic Medicine Appointee: Janson, Alicja, Sarasota	10/31/2015
Board of Pilot Commissioners	

<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointee: Winegeart, James Perrow, Jacksonville	10/31/2017
Board of Podiatric Medicine Appointee: Morris, Robert Parker, Tallahassee	10/31/2017
South Florida Regional Planning Council, Region 11 Appointee: Bailey, Mario J., Miami	10/01/2016
Jacksonville Port Authority Appointees: Fleming, Edward J., Jr., Jacksonville York, Joseph S., Ponte Vedra Beach	09/30/2015 09/30/2017
Board of Veterinary Medicine Appointees: Johnson, Connie M., Plant City Spencer, Terry G., Gainesville	10/31/2017 10/31/2015

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for HB 7015 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Economic Affairs Committee, Appropriations Committee, Veteran & Military Affairs Subcommittee and Representative(s) Smith, Ahern, Baxley, Campbell, Fitzenhagen, Hager, Hooper, McBurney, Murphy, Peters, Pigman, Spano, Steube, Williams, A.—

CS for CS for HB 7015—A bill to be entitled An act relating to military and veteran support; amending s. 250.10, F.S.; revising participation requirements and authorizing certain courses for the Educational Dollars for Duty program; directing the Adjutant General to adopt certain rules; providing appropriations; amending s. 250.35, F.S.; updating references with respect to courts-martial; creating s. 265.0031, F.S.; establishing the Florida Veterans' Walk of Honor and the Florida Veterans' Memorial Garden; directing the Department of Management Services, in consultation with the direct-support organization of the Department of Veterans' Affairs, to make space available for such purpose; amending s. 288.0001, F.S.; directing the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide a specified analysis of certain grant and entrepreneur initiative programs; amending ss. 295.065, 295.07, 295.08, and 295.085, F.S.; revising and providing governmental employment preference for certain persons; creating s. 295.188, F.S.; authorizing private employers to provide employment preference for certain persons; creating s. 295.21, F.S.; establishing Florida Is For Veterans, Inc., within the Department of Veterans' Affairs; providing for a board of directors and the duties and requirements thereof; creating s. 295.22, F.S.; creating the Veterans Employment and Training Services Program within the department; providing program requirements; directing Enterprise Florida, Inc., to provide certain information about Florida Is For Veterans, Inc., to certain businesses; creating s. 295.23, F.S.; directing the Florida Tourism Industry Marketing Corporation to perform specified duties relating to Florida Is For Veterans, Inc., and to expend specified funds in the performance of such duties; requiring the Florida Tourism Industry Marketing Corporation to provide certain funds to Florida Is For Veterans, Inc.; providing appropriations; requiring Florida Is For Veterans, Inc., and the Florida Tourism Industry Marketing Corporation to submit certain plans and performance measures to the Legislative Budget Commission and receive the commission's approval before expending certain funds; directing Florida Is For

Veterans, Inc., to submit a report to the Governor and Legislature relating to gaps in veteran resources; directing the Office of Program Policy Analysis and Government Accountability to conduct a performance audit of Florida Is For Veterans, Inc.; amending ss. 296.06 and 296.36, F.S.; revising the eligibility requirements for residency in the Florida State Veterans' Domiciliary Home and admittance to a state veterans' nursing home; amending s. 322.031, F.S.; providing conditions under which the spouses and dependents of servicemembers are exempt from obtaining or displaying a driver license or learner's permit; amending s. 322.121, F.S.; granting an automatic extension for the expiration of a driver license to the spouse and dependents of servicemembers; amending s. 455.213, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Business and Professional Regulation and waiving such fees for the spouses of veterans; amending ss. 456.013 and 468.304, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Health and waiving such fees for the spouses of veterans; amending s. 456.024, F.S.; providing licensing procedures and waiving fees for certain health care practitioners; amending ss. 458.315 and 459.0076, F.S.; revising provisions for issuance of temporary certificates for practice in areas of critical need to conform to changes made by the act; creating ss. 458.3151 and 459.00761, F.S.; providing application requirements and procedures for active duty military and veteran physicians to obtain temporary certificates for practice in areas of critical need; amending s. 499.012, F.S.; providing that specified military service meets certain permitting requirements; amending s. 1002.33, F.S.; providing legislative findings and intent with respect to establishing charter schools on military installations; encouraging military installation commanders to collaborate with the Commissioner of Education; providing for operation and control of such schools; amending s. 1009.26, F.S.; directing state universities, Florida College System institutions, and certain career centers to waive

certain fees for veterans; providing applicability; providing appropriations; providing effective dates.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

ENROLLING REPORTS

SCR 954 has been enrolled, signed by the required Constitutional Officers and presented to the Secretary of State on March 10, 2014.

Debbie Brown, Secretary

CO-INTRODUCERS

Senators Abruzzo—SB 668; Altman—SB 958; Benacquisto—SB 958; Bradley—SB 958; Bullard—SB 1088; Diaz de la Portilla—SB 534; Evers—SB 958; Flores—SB 824; Garcia—SB 958; Gibson—SCR 68, SB 958; Joyner—SB 958; Montford—SB 958; Ring—SB 958; Sachs—SB 958; Simpson—SB 806, SB 1030, SB 1290; Sobel—SB 958; Soto—SB 114, SB 336, CS for SB 548, SB 806, SB 1192; Stargel—SB 958; Thompson—SB 626, SB 958; Thrasher—CS for SB 544, SB 958

SENATE PAGES

March 10-14, 2014

Rachel Brown, Leesburg; Matthew Detert, North Port; Stephanie Detert, Venice; Maddison Drawdy, Clermont; Josephine Duncan, New Port Richey; Samantha Edgar, Tallahassee; Lavender Johnson, Tampa; Matthew Johnson, Tampa; Amelia Kurecki, Venice; Olivia Kurecki, Venice; Ryan Ohlin, Tallahassee; Katarina Safko, Valrico; Sydney Stallworth, Odessa; Alex Sublette, Orlando



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Tuesday, March 11, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 9:30 a.m. A quorum present—38:

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	Thrasher
Diaz de la Portilla	Legg	

Excused: Senators Margolis and Smith

PRAYER

The following prayer was offered by Chaplain James A. Gazaway, Chaplain of the 83rd Troop Command located in Tallahassee:

Almighty God, our Creator, Redeemer, Sustainer, and Friend, we come before you this day to seek your presence and to request your guidance. We ask for your grace to shine upon the leaders of our government that they may be blessed with the wisdom needed to carry out their tasks and weighty responsibilities. Grant to them the knowledge needed to administer the business of the great State of Florida justly and fairly. Aid them in their work to maintain the dignity and the rights of the citizens who have entrusted to them these positions of authority. Assist the people of our state along with our Governor and our Legislature to work together to abolish all that mars our social life or causes misery, so that we all may have the work, food, health, and happiness to continue in service to you and our state. Hear our prayers, O Lord, and grant them according to your will and purpose for the blessing of our people. Amen.

HONOR GUARD

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

The Honor Guard included the following members: Sergeant Major Thomas Aycock, 50th Regional Support Group; Sergeant First Class Brian Presley, 1st Battalion, 265th Air Defense Artillery Regiment; Staff Sergeant Joshua Dowdle, 211th Regional Training Institute; Private Allen Watson, 779th Engineer Battalion; Sergeant Tiffany Mitchell, 869th Engineer Company; Specialist Dustin Paridon, 3rd Battalion, 20th Special Forces Group; Staff Sergeant Karla Rodriguez, 601st Air and Space Operations Center; Staff Sergeant Matthew Hordeski, 101st Air Communications Squadron; and Technical Sergeant Henry Joseph, 601st Air and Space Operations Center.

PLEDGE

Staff Sergeant Terrance Straham, 779th Engineer Battalion of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America. Staff Sergeant Straham has 15 years of service including the U.S. Marine Corps, assignments at Guantanamo Bay, Cuba, and deployments to Somalia, Bosnia, and Iraq.

SPECIAL PERFORMANCE

The President introduced Staff Sergeant Sherry Denney, 256th Area Medical Support Company in Gainesville, who sang our National Anthem, *The Star Spangled Banner*. Staff Sergeant Denney has 20 years of service, participating in Operation Iraqi Freedom and active duty in the state for hurricanes Dennis, Wilma, Charley, and Frances.

DOCTOR OF THE DAY

The President recognized Dr. Robert Pickard of Coconut Grove, sponsored by Senator Diaz de la Portilla, as the doctor of the day. Dr. Pickard served in the U.S. Air Force and the Florida Army National Guard for 22 years before retiring as a Colonel from the U.S. Army Medical Corps. Dr. Pickard specializes in the ear, nose, and throat. The President also recognized Dr. Lynn M. Keefe of Shalimar, whom he sponsored as the doctor of the day. Dr. Keefe specializes in pediatrics.

ADOPTION OF RESOLUTIONS

On motion by Senator Stargel—

By Senators Stargel, Soto, and Grimsley—

SR 1228—A resolution recognizing Polk State College on the occasion of its 50th anniversary.

WHEREAS, Polk State College, formerly known as Polk Junior College and Polk Community College, was founded in 1964 as the first public higher education institution in Polk County and is currently one of 28 public colleges in the Florida College System, and

WHEREAS, Polk State College's first campus was located on a former World War II Air Force base in Bartow and, in 1966, ground was broken for its first permanent campus in Winter Haven, and

WHEREAS, in 1988, Polk State College opened its Lakeland campus off U.S. Highway 98 South, between Lakeland and Bartow, and, in the years that followed, added the Airside Center in South Lakeland, the J.D. Alexander Center in downtown Lake Wales, and the Polk State Lake Wales Arts Center off Highway 60 in Lake Wales, and

WHEREAS, Polk State College also operates three charter high schools that serve the students of Polk County, and

WHEREAS, enrollment at Polk State College has increased from just under 1,200 students in 1964 to approximately 25,000 students today, and

WHEREAS, in 2009, Polk State College offered its first bachelor's degree program and now offers a number of 4-year degrees, including a bachelor of applied science degree in supervision and management and bachelor of science degrees in nursing and criminal justice, in addition to associate in arts and associate in science degrees and a variety of certificate and workforce training programs, and

WHEREAS, in 2011, Polk State College rebranded itself, adopting the eagle as its mascot and changing the school's colors to red and black, and

WHEREAS, in January 2014, the Polk State Clear Springs Advanced Technology Center opened off Highway 60 East in Bartow, a 450,000 square foot facility that houses high-tech degree programs and the Polk State Corporate College, which provides workforce training throughout the region, and

WHEREAS, Polk State College promotes excellence and student success through innovation, value, and engagement while manifesting its core values of service, integrity, knowledge, diversity, and leadership, NOW, THEREFORE,

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

That we recognize Polk State College on the occasion of its 50th anniversary.

—was introduced out of order and read by title. On motion by Senator Stargel, **SR 1228** was read the second time by title and adopted.

On motion by Senator Altman—

By Senator Altman—

SR 1650—A resolution honoring the men and women of the Florida National Guard and recognizing March 11, 2014, as “Florida National Guard Day.”

WHEREAS, the Florida National Guard, the military arm of the Governor and the people of the State of Florida, stands ready to immediately respond to a call from the Governor in times of crisis or emergency, and

WHEREAS, tracing the roots of its citizen-soldier tradition to the first militia units formed in 1565 to protect St. Augustine, the Florida National Guard today boasts approximately 12,000 highly trained and skilled men and women who serve as soldiers and airmen, and

WHEREAS, the men and women of the Florida National Guard and their families willingly make sacrifices during times of hurricanes, fires, floods, and other natural disasters, serving domestically and around the world in contingency operations, and

WHEREAS, more than 17,200 men and women of the Florida National Guard, without reservation, answered the call to federal active duty following the attack on our nation on September 11, 2001, and served with distinction and honor during Operation Noble Eagle, Operation Enduring Freedom, Operation Iraqi Freedom, Operation New Dawn, and other contingencies, and

WHEREAS, the honorable service of the men and women of the Florida National Guard is truly an affirmation of the propriety of the recognition they so richly deserve for their faithful and successful service and for the well-placed trust of the residents of this state, and

WHEREAS, the employers of the members of the Florida National Guard and their family members have made significant sacrifices in conducting their business during the absence of key personnel and providing jobs for returning members, and

WHEREAS, the men and women of the Florida National Guard participate in hundreds of community service projects across the state each day while preparing for their federal duty, protecting the residents of this state during emergencies, and contributing to local programs that add value to this nation and this state, NOW, THEREFORE,

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

That in honor of the significant contributions and consistent readiness of the Florida National Guard and to gratefully acknowledge the faithful service of its dedicated soldiers and airmen, March 11, 2014, is recognized as “Florida National Guard Day.”

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Major General Emmett R. Titshaw, Jr., Adjutant General of Florida, as a tangible token of the sentiments expressed herein.

—was introduced out of order and read by title. On motion by Senator Altman, **SR 1650** was read the second time in full and adopted.

SPECIAL GUESTS

Senator Evers introduced United States Congressman Jeff Miller who was present in the chamber. Congressman Miller serves as chairman of the House Committee on Veterans' Affairs, the House Armed Services Committee, and the House Permanent Select Committee on Intelligence.

Senator Montford introduced United States Congressman Steve Southerland who serves on the House Subcommittee on Coast Guard and Maritime Transportation, and was also present in the chamber.

The President recognized special guests Major General James D. Tyre, Assistant Adjutant General of the Florida National Guard, and Major General Emmett R. Titshaw, Jr., Adjutant General of the Florida National Guard who were present in the chamber.

Senator Altman recognized all those with military service who were present in the chamber and gallery.

MOMENT OF SILENCE

At the request of Senator Altman, the Senate observed a moment of silence honoring the Gold Star parents and the children they lost in combat.

SPECIAL PRESENTATION

Senator Altman was recognized for comments and a slide show presentation on Florida's military bases.

SPECIAL RECOGNITION

The President recognized the following Senators for their military service: Senator Dean who served in the U.S. Marine Corps Reserves; Senator Thrasher who served in the U.S. Army; Senator Hays who served in the U.S. Coast Guard; Senator Richter who served in the U.S. Army and the U.S. Air Force Reserves; Senator Brandes who served in the U.S. Army Reserves; and Senator Abruzzo who served in the U.S. Coast Guard Reserves.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Honorable Don Gaetz
President, The Florida Senate

March 11, 2014

Dear President Gaetz:

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>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Athletic Training		Martini, Anthony J.	10/31/2014
Appointees: Hudson, James Brian	10/31/2014	Perdomo, Robert L., III	10/31/2016
McDougal, Billy J.	10/31/2014		
Pappas, Nicholas A.	10/31/2015	Education Practices Commission	
Watson, James T.	10/31/2015	Appointees: Howard, Tequila E.	09/30/2016
Florida State Boxing Commission		Marcadis, Annette	07/14/2017
Appointee: Lopez, Marco A.	09/30/2016	Walker, Cindi	01/13/2017
Florida Building Commission		Electrical Contractors' Licensing Board	
Appointees: Batts, James T., III	11/05/2016	Appointees: Cannava, John E.	10/31/2014
Brown, Donald D.	11/21/2015	Hoffmann, Kenneth	10/31/2015
Hamberger, Robert F.	01/09/2017	McHaffie, Thomas N.	10/31/2015
Langille, Brian	06/30/2017	Board of Employee Leasing Companies	
Phillips, Darrell D.	11/21/2015	Appointees: Finkelstein, Abram	10/31/2015
Schilling, Frederick C., Jr.	01/31/2015	Jones, John L.	10/31/2016
Smith, Drew M.	11/05/2016	Reeves, Keith W.	10/31/2015
Tolbert, John T.	01/15/2015	Board of Professional Engineers	
Board of Chiropractic Medicine		Appointees: Bauer, Christian S., Jr.	10/31/2016
Appointees: Fox, Christopher J.	10/31/2014	Boza, Vivian	10/31/2015
Hunt, Julie Mayer	10/31/2016	Burke, John C.	10/31/2014
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling		Pepper, John	10/31/2016
Appointees: Barlow, Sandra M.	10/31/2014	Board of Professional Geologists	
Buller, Jamie	10/31/2016	Appointees: Alfieri, Michael C.	10/31/2015
Cecil-Van Den Heuvel, Denise J.	10/31/2014	Cain, Matthew L.	10/31/2014
Douglas, Helen	10/31/2014	DeNeve, Michael Joseph	10/31/2016
Regulatory Council of Community Association Managers		Poppell, Robert R.	10/31/2016
Appointees: Cunningham, Sharon F.	10/31/2014	Higher Educational Facilities Financing Authority	
Phillips, Angela M.	10/31/2015	Appointees: Czerniec, Timothy H.	01/17/2016
Florida Communities Trust		Rieck, David W.	01/17/2017
Appointee: Stanbridge, Ruth	01/31/2015	Citrus County Hospital Board	
Board of Trustees of Chipola College		Appointee: Fallows, Christopher Mark	07/08/2014
Appointees: Baker, Nolan V.	05/31/2015	Commission for Independent Education	
Causseaux, Hannah Sumner	05/31/2014	Appointees: Bradley, Nancy M.	06/30/2015
Clark, Gary F.	05/31/2015	Crocitto, Peter F., Jr.	06/30/2016
Lassmann, Thomas S.	05/31/2015	Mulherin, Lynn	06/30/2015
Padgett, John W.	05/31/2014	Florida Inland Navigation District	
Board of Trustees of Pasco-Hernando Community College		Appointees: Blow, John Carl	01/09/2017
Appointees: Blommel, Edward C.	05/31/2015	Chappell, Tyler	01/09/2017
Parker, Judy R.	05/31/2014	Cuozzo, Donald J.	01/09/2017
Board of Trustees of St. Petersburg College		Dritenbas, Paul U.	01/09/2017
Appointees: Bello, Bridgette	05/31/2015	Isiminger, Charles C.	01/09/2015
Westine, Lauralee G.	05/31/2017	McCabe, Susanne D.	01/09/2017
Construction Industry Licensing Board		Netts, Jonathan S.	01/09/2015
Appointees: Allocco, Andrew	10/31/2014	Williams, Lynn	01/09/2017
Evetts, James C.	10/31/2015	Juvenile Welfare Board of Pinellas County	
Lenois, Roy	10/31/2015	Appointee: Mikurak, Michael G.	07/18/2016
Sheehan, William S.	10/31/2014	Board of Landscape Architecture	
State of Florida Correctional Medical Authority		Appointees: Conant, Richard R.	10/31/2017
Appointees: Beaty, Ryan D.	07/01/2016	Delate, Joseph F.	10/31/2015
Chaykin, Lee B.	07/01/2016	Kroll, Michael D.	10/31/2016
Cuddy, Leigh-Ann	07/01/2016	Smith, Phillip J.	10/31/2017
Debelius-Enemark, Peter C.	07/01/2016	Governor's Mansion Commission	
Novack, Harvey R.	07/01/2016	Appointees: Glover, Marla G.	09/30/2016
Phelps, J. Annette	07/01/2016	Mullican, Susan H.	09/30/2015
Board of Cosmetology		Board of Nursing Home Administrators	
Appointee: Harvey, Adrienne L.	10/31/2016	Appointees: Feeney, Patricia A.	10/31/2015
Board of Trustees for the Florida School for the Deaf and the Blind		Helmer, Michael K.	10/31/2017
Appointees: McCaul, Owen B.	12/10/2016	Schroepfel, Thomas O.	10/31/2017
Wagner, Christopher D.	11/19/2016	Board of Occupational Therapy Practice	
Board of Dentistry		Appointees: McKenzie, Tammy R.	10/31/2016
Appointees: Britten, Leonard L.	10/31/2015	Roeck-Simmons, Heidi	10/31/2015
		Spafford, James F.	10/31/2014
		Watson, Carol Marie	10/31/2015

<i>Office and Appointment</i>	
Board of Opticianry	
Appointees: Mone', Christopher B.	10/31/2015
Shannon, Byron Dale	10/31/2015
Stavros, Irene J.	10/31/2014
Board of Pharmacy	
Appointees: Mikhael, Mark W.	10/31/2016
Philip, Jeenu	10/31/2017
Weizer, Michele	10/31/2016
Board of Physical Therapy Practice	
Appointee: Pettie, Christina L.	10/31/2016
Board of Pilot Commissioners	
Appointee: Walters, Cliff	10/31/2016
Board of Podiatric Medicine	
Appointees: Block, Mark S.	10/31/2014
Pearce, James W.	10/31/2015
Price, Melvin B.	10/31/2014
Strickland, Joseph H.	10/31/2015
Tampa Port Authority	
Appointee: Grandoff, John B., III	11/15/2015
Florida Prepaid College Board	
Appointees: Champion, Robert C.	06/30/2014
Hogan, Patrick T.	06/30/2015
Board of Psychology	
Appointees: Miller, Jonathan Drake	10/31/2017
Reiff, Harry J.	10/31/2015
Rubin, Andrew S.	10/31/2016
Florida Real Estate Appraisal Board	
Appointee: Simmons, Matthew S.	10/31/2015
Florida Real Estate Commission	
Appointee: Furst, Darla Ann	10/31/2016
Northeast Florida Regional Planning Council, Region 4	
Appointee: Palencia, Jeovanny	10/01/2015
East Central Florida Regional Planning Council, Region 6	
Appointees: Chase, Melanie F.	10/01/2015
Rose, Jill	10/01/2014
Southwest Florida Regional Planning Council, Region 9	
Appointee: McCormick, Francis Donald	10/01/2016
Treasure Coast Regional Planning Council, Region 10	
Appointee: Weaver, Steven M.	10/01/2015
Board of Respiratory Care	
Appointees: Fields, Delbert "Dick" R.	10/31/2014
Grassi, Michele A.	10/31/2015
Hendriksen, Peter J.	10/31/2014
Nunez, Morfia Joy	10/31/2015
Sherrod, Bayyinah M.	10/31/2015
State Retirement Commission	
Appointee: Davis, Warren	12/31/2015
Board of Professional Surveyors and Mappers	
Appointee: Hyde, Steven J.	10/31/2017
Reemployment Assistance Appeals Commission	
Appointee: Finnegan, Joseph D.	06/30/2015
Chair, Reemployment Assistance Appeals Commission	
Appointee: Brown, Frank E.	06/30/2017
Board of Veterinary Medicine	
Appointee: Inzina, Suzanne	10/31/2016

For Term Ending

The following executive appointments were referred to the Senate Committee on Transportation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>		<i>For Term Ending</i>
Tampa-Hillsborough County Expressway Authority		
Appointee: Smith, Rebecca J.		07/01/2015
Florida Transportation Commission		
Appointees: Browning, John P., Jr.		09/30/2015
Sebesta, James A.		09/30/2015

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 a public hearing 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 committee respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointments be taken prior to the adjournment of the 2014 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Jack Latvala, Chair

On motion by Senator Latvala, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—36

Mr. President	Evers	Legg
Abruzzo	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Diaz de la Portilla	Lee	Thrasher

Nays—None

Vote after roll call:

Yea—Detert

SPECIAL ORDER CALENDAR

CS for SB 860—A bill to be entitled An act relating to military and veteran support; amending s. 250.10, F.S.; revising participation requirements and authorizing certain courses for the Educational Dollars for Duty program; directing the Adjutant General to adopt certain rules; providing appropriations; amending s. 250.35, F.S.; updating references with respect to courts-martial; creating s. 265.0031, F.S.; establishing the Florida Veterans' Walk of Honor and the Florida Veterans' Memorial Garden; directing the Department of Management Services, in consultation with the direct-support organization of the Department of Veterans' Affairs, to make space available for such purpose; amending s.

288.0001, F.S.; directing the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide a specified analysis of certain grant and entrepreneur initiative programs; amending ss. 295.065, 295.07, 295.08, and 295.085, F.S.; revising and providing governmental employment preference for certain persons; creating s. 295.188, F.S.; authorizing private employers to provide employment preference for certain persons; creating s. 295.21, F.S.; establishing Florida Is For Veterans, Inc., within the Department of Veterans' Affairs; providing for a board of directors and the duties and requirements thereof; creating s. 295.22, F.S.; creating the Veterans Employment and Training Services Program within the department; providing program requirements; directing Enterprise Florida, Inc., to provide certain information about Florida Is For Veterans, Inc., to certain businesses; creating s. 295.23, F.S.; directing the Florida Tourism Industry Marketing Corporation to perform specified duties relating to Florida Is For Veterans, Inc., and to expend specified funds in the performance of such duties; requiring the Florida Tourism Industry Marketing Corporation to provide certain funds to Florida Is For Veterans, Inc.; providing appropriations; requiring Florida Is For Veterans, Inc., and the Florida Tourism Industry Marketing Corporation to submit certain plans and performance measures to the Legislative Budget Commission and receive the commission's approval before expending certain funds; directing Florida Is For Veterans, Inc., to submit a report to the Governor and the Legislature relating to gaps in veteran resources; directing the Office of Program Policy Analysis and Government Accountability to conduct a performance audit of Florida Is For Veterans, Inc.; amending ss. 296.06 and 296.36, F.S.; revising the eligibility requirements for residency in the Florida State Veterans' Domiciliary Home and admittance to a state veterans' nursing home; amending s. 322.031, F.S.; providing conditions under which the spouses and dependents of service members are exempt from obtaining or displaying a driver license or learner's permit; amending s. 322.121, F.S.; granting an automatic extension for the expiration of a driver license to the spouse and dependents of service members; amending s. 455.213, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Business and Professional Regulation and waiving such fees for the spouses of veterans; amending ss. 456.013 and 468.304, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Health and waiving such fees for the spouses of veterans; amending s. 456.024, F.S.; providing licensing procedures and waiving fees for certain health care practitioners; amending ss. 458.315 and 459.0076, F.S.; revising provisions for issuance of temporary certificates for practice in areas of critical need to conform to changes made by the act; creating ss. 458.3151 and 459.00761, F.S.; providing application requirements and procedures for active duty military and veteran physicians to obtain temporary certificates for practice in areas of critical need; amending s. 499.012, F.S.; providing that specified military service meets certain permitting requirements; amending s. 1002.33, F.S.; providing legislative findings and intent with respect to establishing charter schools on military installations; encouraging military installation commanders to collaborate with the Commissioner of Education; providing for operation and control of such schools; amending s. 1009.26, F.S.; directing state universities, Florida College System institutions, and certain career centers to waive certain fees for veterans; providing applicability; providing appropriations; providing effective dates.

—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 SB 860**.

The vote was:

Yeas—35

Mr. President	Clemens	Gardiner
Abruzzo	Dean	Gibson
Altman	Detert	Grimsley
Bean	Diaz de la Portilla	Hays
Bradley	Evers	Joyner
Brandes	Flores	Latvala
Braynon	Galvano	Lee
Bullard	Garcia	Legg

Montford	Simmons	Stargel
Negron	Simpson	Thompson
Richter	Sobel	Thrasher
Ring	Soto	

Nays—None

Pending further consideration of **CS for SB 860**, on motion by Senator Altman, by two-thirds vote **CS for CS for HB 7015** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

On motion by Senator Altman—

CS for CS for HB 7015—A bill to be entitled An act relating to military and veteran support; amending s. 250.10, F.S.; revising participation requirements and authorizing certain courses for the Educational Dollars for Duty program; directing the Adjutant General to adopt certain rules; providing appropriations; amending s. 250.35, F.S.; updating references with respect to courts-martial; creating s. 265.0031, F.S.; establishing the Florida Veterans' Walk of Honor and the Florida Veterans' Memorial Garden; directing the Department of Management Services, in consultation with the direct-support organization of the Department of Veterans' Affairs, to make space available for such purpose; amending s. 288.0001, F.S.; directing the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide a specified analysis of certain grant and entrepreneur initiative programs; amending ss. 295.065, 295.07, 295.08, and 295.085, F.S.; revising and providing governmental employment preference for certain persons; creating s. 295.188, F.S.; authorizing private employers to provide employment preference for certain persons; creating s. 295.21, F.S.; establishing Florida Is For Veterans, Inc., within the Department of Veterans' Affairs; providing for a board of directors and the duties and requirements thereof; creating s. 295.22, F.S.; creating the Veterans Employment and Training Services Program within the department; providing program requirements; directing Enterprise Florida, Inc., to provide certain information about Florida Is For Veterans, Inc., to certain businesses; creating s. 295.23, F.S.; directing the Florida Tourism Industry Marketing Corporation to perform specified duties relating to Florida Is For Veterans, Inc., and to expend specified funds in the performance of such duties; requiring the Florida Tourism Industry Marketing Corporation to provide certain funds to Florida Is For Veterans, Inc.; providing appropriations; requiring Florida Is For Veterans, Inc., and the Florida Tourism Industry Marketing Corporation to submit certain plans and performance measures to the Legislative Budget Commission and receive the commission's approval before expending certain funds; directing Florida Is For Veterans, Inc., to submit a report to the Governor and Legislature relating to gaps in veteran resources; directing the Office of Program Policy Analysis and Government Accountability to conduct a performance audit of Florida Is For Veterans, Inc.; amending ss. 296.06 and 296.36, F.S.; revising the eligibility requirements for residency in the Florida State Veterans' Domiciliary Home and admittance to a state veterans' nursing home; amending s. 322.031, F.S.; providing conditions under which the spouses and dependents of service members are exempt from obtaining or displaying a driver license or learner's permit; amending s. 322.121, F.S.; granting an automatic extension for the expiration of a driver license to the spouse and dependents of service members; amending s. 455.213, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Business and Professional Regulation and waiving such fees for the spouses of veterans; amending ss. 456.013 and 468.304, F.S.; extending the application deadline for military veterans to have certain fees waived by the Department of Health and waiving such fees for the spouses of veterans; amending s. 456.024, F.S.; providing licensing procedures and waiving fees for certain health care practitioners; amending ss. 458.315 and 459.0076, F.S.; revising provisions for issuance of temporary certificates for practice in areas of critical need to conform to changes made by the act; creating ss. 458.3151 and 459.00761, F.S.; providing application requirements and procedures for active duty military and veteran physicians to obtain temporary certificates for practice in areas of critical need; amending s. 499.012, F.S.; providing that specified military service meets certain permitting requirements; amending s. 1002.33, F.S.; providing legislative findings and intent with respect to establishing charter schools on military installations; encouraging military installation commanders to collaborate with the Commissioner of Education; providing for operation and control

of such schools; amending s. 1009.26, F.S.; directing state universities, Florida College System institutions, and certain career centers to waive certain fees for veterans; providing applicability; providing appropriations; providing effective dates.

—a companion measure, was substituted for **CS for SB 860** and read the second time by title.

On motion by Senator Altman, by two-thirds vote **CS for CS for HB 7015** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	Thrasher
Diaz de la Portilla	Legg	

Nays—None

SPECIAL PRESENTATION

Senator Richter presented a video entitled, “Angel Flight” to honor the servicemen and women who have given their lives in the line of duty.

MOTION

On motion by Senator Thrasher, by two-thirds vote **CS for CS for HB 7015** was ordered immediately certified to the House.

On motion by Senator Altman—

CS for SB 858—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 288.985, F.S., which provides exemptions from public records and public meetings requirements for certain records and meetings of the Florida Defense Support Task Force; removing the penalty; removing superfluous language; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 858** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

SB 486—A bill to be entitled An act relating to the federal write-in absentee ballot; amending s. 101.6952, F.S.; authorizing absent uniformed services voters and overseas voters to use the federal write-in absentee ballot in any state or local election; providing that an eligible elector may vote on any ballot measure in an election using the federal write-in absentee ballot; clarifying that a vote cast in a judicial merit retention election be treated in the same manner as a vote on certain ballot measures; making technical changes; amending s. 102.166, F.S.; revising minimum requirements for Department of State rules used in determining what constitutes a valid vote on a federal write-in absentee ballot; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 486** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

CS for SB 236—A bill to be entitled An act relating to the renaming of Florida College System institutions; amending s. 1000.21, F.S.; renaming Edison State College and Pasco-Hernando Community College as “Florida SouthWestern State College” and “Pasco-Hernando State College,” respectively; providing an effective date.

—was read the second time by title.

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

On motion by Senator Ring—

SB 604—A bill to be entitled An act relating to the Florida State Employees’ Charitable Campaign; amending s. 110.181, F.S.; providing an exception to the requirement that state officers and employees designate a charitable organization to receive contributions from the Florida State Employees’ Charitable Campaign; providing for the distribution of undesignated funds by the fiscal agent; removing the requirement that a local steering committee be established in each fiscal agent area; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 604** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

CS for SB 106—A bill to be entitled An act relating to county employees; amending s. 125.01, F.S.; providing that the governing body of a county has authority to determine available benefits of county employees; specifying the applicability of ch. 121, F.S., to such employees; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 106** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

CS for CS for SB 224—A bill to be entitled An act relating to nicotine dispensing devices; amending s. 569.002, F.S.; providing a definition; amending s. 569.0075, F.S.; prohibiting the gift of sample nicotine dispensing devices to persons under 18 years of age; amending s. 569.101, F.S.; prohibiting the selling, delivering, bartering, furnishing, or giving of nicotine dispensing devices to persons under 18 years of age, to which penalties apply; amending s. 569.11, F.S.; prohibiting persons under 18 years of age from possessing, purchasing, or misrepresenting their age or military service to purchase nicotine dispensing devices; providing civil penalties; amending s. 569.14, F.S.; requiring certain signage where a dealer sells nicotine dispensing devices; amending s. 569.19, F.S.; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to submit the number of violations for selling nicotine dispensing devices in its annual report; reenacting and amending s. 322.056(2) and (3), F.S., relating to mandatory driver license revocation or suspension for persons younger than 18 years of age who commit certain offenses, to incorporate the amendments to s. 569.11, F.S., in a reference thereto; making editorial changes; providing an effective date.

—was read the second time by title.

Senator Benacquisto moved the following amendment which was adopted:

Amendment 1 (807998)—Delete line 38 and insert:
and any replacement nicotine cartridge, liquid nicotine vial, or other container used to refill nicotine for the device or

Pursuant to Rule 4.19, **CS for CS for SB 224** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for CS for SB 424—A bill to be entitled An act relating to discriminatory insurance practices; amending s. 626.9541, F.S.; providing that unfair discrimination on the basis of gun ownership in the provision of personal lines property or personal lines automobile insurance is a discriminatory insurance practice; clarifying that insurers are not prevented from charging supplemental premiums or sharing information between an insurer and its agent if a separate rider has been requested; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 424** was placed on the calendar of Bills on Third Reading.

On motion by Senator Joyner—

CS for CS for SB 238—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the names of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; providing for future review and repeal of the exemption; providing a statement of necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 238** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 380—A bill to be entitled An act relating to the responsibilities of health care facilities; repealing s. 383.336, F.S., relating to provider hospitals; amending s. 395.0191, F.S.; defining terms; prohibiting a health care facility from employing or contracting with a surgical assistant or surgical technologist under certain circumstances; providing exceptions; amending s. 395.1051, F.S.; requiring a hospital to notify obstetrical physicians before the hospital closes its obstetrical department or ceases to provide obstetrical services; providing an effective date.

—was read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (626598)—Delete lines 40-67 and insert:

(d) *“Surgical assistant” means a person who provides aid in exposure, hemostasis, closures, and other intraoperative technical functions and who assists the surgeon in performing a safe operation with optimal results for the patient.*

(e) *“Surgical technologist” means a person whose duties include, but are not limited to, maintaining sterility during a surgical procedure, handling and ensuring the availability of necessary equipment and supplies, and maintaining visibility of the operative site to ensure that the operating room environment is safe, that proper equipment is available, and that the operative procedure is conducted efficiently.*

(12)(a) *A facility may not employ or contract with any person to perform the duties of a surgical assistant unless the person is a certified surgical assistant.*

(b) *A facility may not employ or contract with any person to perform the duties of a surgical technologist unless the person is a certified surgical technologist.*

(c) *Paragraphs (a) and (b) do not apply to:*

1. *A person who has completed an appropriate training program for surgical technology in any branch of the Armed Forces or reserve component of the Armed Forces.*

2. *A person who was employed or contracted to perform the duties of a surgical technologist or surgical assistant at any time before July 1, 2014.*

3. *A health care practitioner as defined in s. 456.001 or a student if the duties performed by the practitioner or the student are within the scope of the practitioner’s or the student’s training and practice.*

4. *A person enrolled in a surgical technology or surgical*

Pursuant to Rule 4.19, **CS for CS for SB 380** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 696** was deferred.

On motion by Senator Grimsley—

CS for CS for SB 404—A bill to be entitled An act relating to professional geology; amending s. 492.104, F.S.; providing for apportionment of examination fees; amending s. 492.105, F.S.; revising examination requirements for professional geologists; creating s. 492.1051, F.S.; providing requirements for registration as a geologist-in-training; requiring geologist-in-training applicants to successfully complete the fundamentals of geology portion of the licensure examination; requiring an application fee and a refundable examination fee; requiring the Department of Business and Professional Regulation to submit each completed application to the Board of Professional Geologists for certification; setting forth the criteria the board may use to certify applicants; requiring the department to register each person as a geologist-in-training whom the board certifies has successfully completed the fundamentals portion of the geology examination; exempting registered geologist-in-training seeking licensure as a professional geologist from retaking the fundamentals of geology portion of the examination; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 404** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for SB 86—A bill to be entitled An act relating to dentists; amending s. 627.6474, F.S.; prohibiting a contract between a health insurer and a dentist from requiring the dentist to provide services at a fee set by the insurer under certain circumstances; defining the term “covered services” as it relates to contracts between a health insurer and a dentist; prohibiting a health insurer from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 636.035, F.S.; prohibiting a contract between a prepaid limited health service organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; defining the term “covered services” as it relates to contracts between a prepaid limited health service organization and a dentist; prohibiting the prepaid limited health service organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 641.315, F.S.; prohibiting a contract between a health maintenance organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; defining the term “covered services” as it relates to contracts between a health maintenance organization and a dentist; prohibiting the health maintenance organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; providing for application of the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 86** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sobel—

CS for CS for SB 248—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who

are not enrolled with a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors affecting the rights, health, safety, and welfare of residents in the facilities; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting the rights, health, safety, and welfare of residents and make recommendations for improvement; amending s. 400.0078, F.S.; requiring that a resident or a representative of a resident of a long-term care facility be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; revising the requirement that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other inspections by the agency; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring that an assisted living facility that serves one or more mental health residents, rather than three or more residents, obtain a limited mental health license; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements to inform facility residents that the identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action may not be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under

certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving relevant services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the required preservice orientation and keep the signed statement in the employee's personnel record; requiring 2 additional hours of training for assistance with medication; conforming a cross-reference; requiring the Office of Program Policy Analysis and Government Accountability to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to implement a rating system of assisted living facilities by a specified date, adopt rules, and create content for the agency's website that makes available to consumers information regarding assisted living facilities; providing criteria for the content; providing appropriations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 248** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 532—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 532** was placed on the calendar of Bills on Third Reading.

Consideration of **SM 196** was deferred.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thrasher, by two-thirds vote **SB 1492** was withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Thrasher, the rules were waived and **SB 852** and **CS for SB 696** were retained on the Special Order Calendar for Thursday, March 20, 2014.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, March 11, 2014: **CS for SB 248**, **SB 858**, **SB 860**, **SB 486**, **CS for SB 86**, **CS for SB 106**, **SM 196**, **CS for CS for SB 224**, **CS for SB 236**, **CS for CS for SB 238**, **CS for CS for SB 380**, **CS for CS for SB 404**, **CS for SB 424**, **CS for CS for SB 532**, **SB 604**, **CS for SB 696**.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Commerce and Tourism recommends the following pass: SB 792

The bill was referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1010

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 320

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Commerce and Tourism recommends the following pass: CS for SB 298

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1032

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

The Committee on Gaming recommends a committee substitute for the following: SB 668

The bill with committee substitute attached was 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 968

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 692

The bill with committee substitute attached was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1208

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Health Policy—

SB 1646—A bill to be entitled An act relating to telemedicine; creating s. 456.4501, F.S.; providing a short title; creating s. 456.4502, F.S.; defining terms applicable to the act; creating s. 456.4503, F.S.; requiring physicians providing telemedicine services to patients in this state to be licensed in this state or to meet alternative requirements; requiring pertinent records to be made available upon request; providing certain

exceptions for emergency services and consultations; requiring other health care providers to be supervised by a physician; providing continuing education requirements for telemedicine providers; establishing venue; providing applicability; authorizing the licensing boards to adopt rules; creating s. 456.4504, F.S.; providing standards and prohibitions for the provision of telemedicine services; prohibiting nonemergency prescribing of a legend drug without a physical examination; prohibiting the prescription of a controlled substance for chronic nonmalignant pain using telemedicine; creating s. 456.4505, F.S.; authorizing the use of telemedicine services in the diagnosis and treatment of the human eye; providing requirements for the use of automated equipment; requiring the owner or lessee of the automated equipment to maintain specified liability insurance under certain circumstances; prohibiting prescriptions for spectacles or contact lens based solely on the use of an auto-refractor; creating s. 456.4506, F.S.; providing requirements for reimbursement of telemedicine services under the Medicaid program; requiring a report to the Legislature on the usage and costs of telemedicine in Medicaid by a certain date; providing for future repeal; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By the Committee on Governmental Oversight and Accountability—

SB 1648—A bill to be entitled An act relating to public records and meetings; amending s. 119.01, F.S.; revising the general state policy on public records; requiring certain information to be open for inspection and copying if public funds are used in payment of dues or membership contributions; providing an exception; amending s. 119.011, F.S.; defining the terms “confidential and exempt” and “exempt”; amending s. 119.07, F.S.; providing that public records requests need not be in writing unless otherwise required by law; requiring the custodian of public records to provide a statutory citation to the requester if a written request is required; restricting the special service charge assessed by an agency in producing records; amending s. 119.0701, F.S.; revising contract requirements between a public agency and a contractor; creating s. 119.0702, F.S.; requiring each agency to provide training on the requirements of ch. 119, F.S.; amending s. 119.12, F.S.; specifying a reasonable cost of enforcement; providing that a party filing an action against certain agencies is not required to serve a copy of a pleading claiming attorney fees on the Department of Financial Services; requiring an agency to provide notice of such pleading to the department; authorizing the department to join the agency in defense of such suit; amending s. 286.011, F.S.; providing that a party filing an enforcement action against a board or commission of a state agency is not required to serve a copy of a pleading claiming attorney fees on the Department of Financial Services; requiring the board or commission to provide notice of such pleading to the department; authorizing the department to join the board or commission in defense of such suit; amending ss. 257.35, 383.402, 497.140, 627.311, 627.351, 943.031, and 943.0313; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

Senate Resolutions 1650-1652—Not introduced.

By the Committee on Appropriations—

SB 1654—A bill to be entitled An act relating to tax administration; amending s. 212.03, F.S.; providing that charges for the storage of towed vehicles that are impounded by a local, state, or federal law enforcement agency are not taxable; amending s. 212.07, F.S.; conforming a cross-reference to changes made by the act; providing monetary and criminal penalties for a dealer’s willful failure to collect certain taxes or fees after receiving notice of such duty to collect from the Department of Revenue; amending s. 212.12, F.S.; deleting provisions relating to the imposition of criminal penalties after Department of Revenue notice of requirements to register as a dealer or to collect taxes; making technical and grammatical changes to provisions specifying penalties for making a false or fraudulent return with the intent to evade payment of a tax or fee; amending s. 212.14, F.S.; modifying the definition of the term “person”; authorizing the department to adopt rules relating to requirements for a person to deposit cash, a bond, or other security with the department in

order to ensure compliance with sales tax laws; making technical and grammatical changes; amending s. 212.18, F.S.; providing criminal penalties for a person who willfully fails to register as a dealer after receiving notice of such duty by the department; making technical and grammatical changes; reenacting s. 212.20, F.S., relating to the disposition of funds collected, to incorporate changes made by the act; amending s. 213.13, F.S.; revising the date for transmitting funds collected by the clerks of court to the department; amending s. 213.21, F.S.; increasing the compromise authority for closing agreements with taxpayers which can be delegated to and approved by the executive director; creating s. 213.295, F.S., relating to automated sales suppression devices; defining terms; subjecting a person to criminal penalties and monetary penalties for knowingly selling or engaging in certain other actions involving a sales suppression device or phantom-ware; providing that sales suppression devices and phantom-ware are contraband articles under the Florida Contraband Forfeiture Act; amending s. 443.131, F.S.; imposing a requirement on employers to produce records for the Department of Economic Opportunity or its tax collection service provider as a prerequisite for a reduction in the rate of reemployment tax; amending s. 443.141, F.S.; providing a method to calculate the interest rate for past due employer contributions and reimbursements, and delinquent, erroneous, incomplete, or insufficient reports; increasing the number of days for an employer to protest an assessment; providing effective dates.

—was referred to the Committee on Commerce and Tourism.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Gaming; and Senators Stargel and Abruzzo—

CS for SB 668—A bill to be entitled An act relating to amusement machines; amending s. 849.161, F.S.; redefining terms; revising applicability; clarifying provisions and making technical changes; authorizing direct receipt of merchandise under certain circumstances; specifying a cap on the redemption value of points or coupons; requiring the Department of Revenue to calculate annually an adjusted cap; requiring the department to publish the amount of the adjusted cap in a brochure accessible from its website; providing an effective date.

By the Committee on Regulated Industries; and Senator Stargel—

CS for SB 692—A bill to be entitled An act relating to engineers; amending s. 471.007, F.S.; revising requirements for membership on the Board of Professional Engineers; authorizing the professional and technical engineering societies to provide a list of qualified nominees for consideration as board member appointments; providing for staggered terms; amending s. 471.013, F.S.; revising requirements for an engineer license applicant who fails the fundamentals examination; authorizing such applicant who is delayed in taking the examination by military service to have additional attempts to take the examination; amending s. 471.015, F.S.; revising requirements for obtaining a licensure by endorsement; amending s. 471.017, F.S.; revising requirements for professional development hours and license renewal for engineers; providing effective dates.

By the Committee on Criminal Justice; and Senator Hays—

CS for SB 968—A bill to be entitled An act relating to school safety; providing legislative intent; amending s. 790.115, F.S.; providing an exception to a prohibition on possession of firearms or other specified devices on school property or in other specified areas for authorized concealed weapon or firearm licensees as designated by school principals or district superintendents; providing requirements for designees; amending s. 1006.07, F.S.; requiring a school district board to formulate policies and procedures for managing active-shooter and hostage situations; requiring that active-shooter training for each school be conducted by an accredited law enforcement academy; requiring a district school board or private school principal to allow for campus tours by local law enforcement agencies once every 3 years; requiring that recommended changes be documented; amending s. 1006.12, F.S.; authorizing district school boards to commission one or more school safety officers on each school campus; conforming a provision to changes made by the act;

amending ss. 435.04, 790.251, 921.0022, and 1012.315, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Latvala—

CS for SB 1032—A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary; providing the form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or attached to the contract for sale; defining the term “subsurface rights”; defining the term “seller”; providing an effective date.

By the Committee on Criminal Justice; and Senator Latvala—

CS for SB 1208—A bill to be entitled An act relating to fraudulent controlled substance prescriptions; amending s. 893.13, F.S.; revising provisions prohibiting possession of incomplete prescription forms; providing enhanced criminal penalties for violations involving incomplete prescription forms; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Environmental Preservation and Conservation; and Senators Simmons, Soto, and Abruzzo—

CS for SB 540—A bill to be entitled An act relating to sharks; amending s. 379.407, F.S.; providing penalties for possession of separated shark fins on state waters; amending s. 379.401, F.S.; conforming a cross-reference; providing an effective date.

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

By the Committee on Banking and Insurance; and Senators Flores and Diaz de la Portilla—

CS for SB 832—A bill to be entitled An act relating to the financing of motor vehicles; amending s. 545.01, F.S.; revising definitions; defining terms; creating s. 545.045, F.S.; prohibiting a finance company that is affiliated with or controlled by, or that has a contractual relationship with, a manufacturer or wholesale distributor from taking specified actions relating to certain finance obligations arising from the retail sale or lease of a motor vehicle that includes a third party’s automotive related product; providing an effective date.

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

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

CS for SB 948—A bill to be entitled An act relating to foreign investments; amending s. 215.47, F.S.; revising the percentage of investments that the State Board of Administration may invest in foreign securities; amending s. 215.473, F.S.; revising and providing definitions with respect to requirements that the board divest securities in which public moneys are invested in certain companies doing specified types of business in or with Sudan or Iran; revising exclusions from the divestment requirements; conforming cross-references; creating s. 624.449, F.S.; providing that insurer investment in certain foreign companies shall be treated as nonadmitted assets; requiring insurers to identify, report, and divest such investments within a specified period; providing for severability; providing an effective date.

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

By the Committee on Health Policy; and Senator Bean—

CS for SB 976—A bill to be entitled An act relating to nurse registries; amending s. 400.506, F.S.; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or

homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; specifying that a nurse registry is not responsible for monitoring, supervising, managing, or training a registered nurse, licensed practical nurse, certified nursing assistant, companion or homemaker, or home health aide referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review and act upon such records except under certain circumstances; providing the duties of the nurse registry for a violation of certain laws by an individual referred by the nurse registry; providing an effective date.

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

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 4 and March 10 were corrected and approved.

CO-INTRODUCERS

Senators Bradley—SB 1122; Clemens—SB 958; Dean—SB 958; De-
tert—SB 958; Galvano—SB 1512; Gibson—SB 1122; Latvala—SB 958;
Negron—SB 864; Richter—SB 958; Simmons—SB 1576; Soto—SB 1576

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 11:18 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 20 or upon call of the President.



Journal of the Senate

Number 4—Regular Session

Monday, March 17, 2014

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REPORTS OF COMMITTEES

The Committee on Community Affairs recommends the following pass: SB 1194

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

The Committee on Education recommends the following pass: SB 886

The bill was referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 914

The bill was referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends the following pass: SB 734

The bill was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Transportation recommends the following pass: CS for SB 744

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 952

The Committee on Community Affairs recommends the following pass: SB 374

The Committee on Health Policy recommends the following pass: SB 1364

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 640

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Education recommends the following pass: SB 598

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1262

The Committee on Community Affairs recommends the following pass: SB 718

The Committee on Education recommends the following pass: SB 864

The Committee on Transportation recommends the following pass: SB 1046

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

The Committee on Banking and Insurance recommends the following pass: SB 870

The Committee on Transportation recommends the following pass: SB 652; SB 1178

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

The Committee on Community Affairs recommends the following pass: SB 338

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Appropriations recommends the following pass: CS for SB 326

The Committee on Banking and Insurance recommends the following pass: SB 856; SM 1058

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 390; SB 520

The Committee on Judiciary recommends the following pass: SJR 1188 with 1 amendment

The Committee on Regulated Industries recommends the following pass: SB 796

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 732; SB 1648

The Committee on Community Affairs recommends the following pass: SM 576

The Committee on Judiciary recommends the following pass: SB 160

The Committee on Rules recommends the following pass: CS for SB 220; CS for SB 256; SB 506; CS for SB 616

The bills were placed on the Calendar.

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1044

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1018

The Committee on Health Policy recommends a committee substitute for the following: SB 1068

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 Education recommends committee substitutes for the following: SB 530; SB 950

The bills with committee substitute attached were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 504

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1076

The Committee on Community Affairs recommends committee substitutes for the following: SB 534; SB 624

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1210

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 694

The Committee on Health Policy recommends a committee substitute for the following: SB 1122

The Committee on Regulated Industries recommends a committee substitute for the following: SB 662

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

The Committee on Transportation recommends a committee substitute for the following: SB 876

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

The Committee on Judiciary recommends committee substitutes for the following: SB 826; SB 998

The bills with committee substitute attached were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Health Policy recommends committee substitutes for the following: SB 488; SB 722

The bills with committee substitute attached were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 1024

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

The Committee on Education recommends a committee substitute for the following: SB 900

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 956

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 990

The Committee on Judiciary recommends a committee substitute for the following: SB 828

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1450

The Committee on Transportation recommends a committee substitute for the following: SB 974

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 Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1594

The Committee on Health Policy recommends committee substitutes for the following: SB 746; SB 1030

The Committee on Judiciary recommends a committee substitute for the following: SB 912

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 Banking and Insurance recommends committee substitutes for the following: SB 1278; SB 1300

The Committee on Education recommends a committee substitute for the following: SB 1396

The Committee on Regulated Industries recommends a committee substitute for the following: SB 808

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Govern-

mental Oversight and Accountability under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 310; SB 1308

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 198; SB 834

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 172

The Committee on Health Policy recommends a committee substitute for the following: SB 278

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 Governmental Oversight and Accountability recommends committee substitutes for the following: SB 318; SB 546; SB 650

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1070

The Committee on Judiciary recommends a committee substitute for the following: SB 788

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 102; SB 156; CS for SB 230; SB 384; CS for CS for SB 846; SB 928

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for CS for SB 542

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 188; CS for SB 440; CS for SB 570

The Committee on Rules recommends a committee substitute for the following: CS for SB 448

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 1012

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

Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 790; SB 1148; SB 1642

Appropriations Subcommittee on General Government recommends a committee substitute for the following: CS for SB 416

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 518

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on Criminal and Civil Justice recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Corrections	
Appointee: Crews, Michael D.	Pleasure of Governor

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Department of Economic Opportunity	
Appointee: Panuccio, Jesse	Pleasure of Governor

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida Atlantic University	
Appointee: Cane, Daniel	01/06/2018
Board of Trustees, University of Central Florida	
Appointee: Brown, Clarence H. III	01/06/2018
Board of Trustees, Florida State University	
Appointees: Ballard, Kathryn S. Duda, Emily F.	01/06/2018 01/06/2016
Board of Trustees, Florida Gulf Coast University	
Appointee: Spilker, Christian M.	01/06/2015
Board of Trustees, University of Florida	
Appointees: Heavener, James W. Rosenberg, Jason J. Scott, Steven M.	01/06/2016 01/06/2016 01/06/2018
Board of Trustees, University of West Florida	
Appointee: May, LuTimothy	01/06/2018

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Board of Administration:

Office and Appointment

*For Term
Ending*

Investment Advisory Council

Appointee: Elia, MaryEllen

12/12/2016

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Legg—

SB 54—A bill to be entitled An act for the relief of Ronald Miller by the City of Hollywood; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of the City of Hollywood; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

Senate Bills 56-1654—Previously introduced.

Senate Resolutions 1656-1658—Not introduced.

By the Committee on Ethics and Elections—

SB 1660—A bill to be entitled An act relating to elections; creating s. 97.0525, F.S.; requiring the Department of State to develop an online voter registration system; specifying application requirements for the system; requiring the Department of Highway Safety and Motor Vehicles to verify information submitted online; requiring the supervisor of elections to notify applicants under certain circumstances; requiring system compliance with federal accessibility provisions; prohibiting online registrants from initially voting by absentee ballot; providing exceptions; amending s. 101.20, F.S.; authorizing the supervisor of elections to choose the method of providing sample ballots to electors; amending s. 101.6103, F.S.; extending the time for canvassing and processing absentee ballots for a mail ballot election to 15 days before the election; amending s. 101.62, F.S.; providing that an absentee ballot request from a first-time online registrant is not valid unless certain conditions are met; amending s. 101.68, F.S.; revising instructions on the absentee ballot affidavit relating to the submission deadline for affidavits; amending s. 101.69, F.S.; designating locations where the supervisor may accept or receive an elector's voted absentee ballot; creating s. 101.6931, F.S.; establishing requirements for the absentee ballot provided to certain first-time online registrant voters; specifying content of the voter's certificate for an absentee ballot provided to first-time online registrant voters; creating s. 101.6932, F.S.; specifying instructions required to be included with an absentee ballot sent to first-time online registrant absent electors; creating s. 101.6933, F.S.; establishing procedures for the canvassing of absentee ballots received from first-time online registrant voters; amending s. 105.071, F.S.; revising penalties relating to limitations on political activity by a candidate for judicial office; amending s. 106.07, F.S.; clarifying the reporting schedules of campaign finance reports filed by certain candidates and political committees; revising the schedule for assessment of fines for late-filed reports; amending s. 106.0703, F.S.; clarifying the reporting schedules of reports filed by certain electioneering communications organizations; revising the schedule for assessment of fines for late-filed reports; amending s. 106.25, F.S.; revising provisions relating to service of process of a respondent by the Florida Elections Commission; providing that a respondent may consent to receive documents from the commission

electronically; clarifying and revising provisions relating to the commission's authority over certain violations by candidates for judicial office; amending s. 106.265, F.S.; specifying that an unpaid fine becomes a judgment 60 days after such fine is imposed; requiring the commission to attempt to determine whether an individual owing fines is a current public officer or public employee; authorizing the commission to notify the Chief Financial Officer or the governing body of a county, municipality, or special district of the total amount of any fine owed to the commission by such individuals; requiring that the Chief Financial Officer or the governing body begin withholding portions of any salary-related payment that would otherwise be paid to the current public officer or public employee; requiring that the withheld payments be remitted to the commission until the fine is satisfied or a specified amount is reached; authorizing the Chief Financial Officer or the governing body to retain a portion of payment for administrative costs; authorizing garnishment and collection methods for individuals who are no longer public officers or public employees; authorizing the commission to collect an unpaid fine within a specified period after issuance of the final order; clarifying and revising provisions relating to the commission's authority over certain violations by candidates for judicial office; providing an effective date.

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

By the Committee on Ethics and Elections—

SB 1662—A bill to be entitled An act relating to public records and meetings; amending s. 106.25, F.S.; creating an exemption from public records requirements for a sworn complaint and records relating to an investigation, investigative report, or other paper of the Florida Elections Commission with respect to violations of limitations on political activity by candidates for judicial office; creating an exemption from public meetings requirements for portions of proceedings of the Florida Elections Commission in which violations of limitations on political activity by candidates for judicial office are discussed or acted upon following a complaint or relating to an investigation; providing for future repeal and legislative review of the exemptions under the Open Government Sunset Review Act; providing statements of public necessity; providing a contingent effective date.

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

By the Committee on Judiciary—

SB 1664—A bill to be entitled An act relating to arbitration; amending s. 682.014, F.S.; correcting the description of a cross-reference; providing for retroactive application; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Children, Families, and Elder Affairs; and Senator Sobel—

SB 1666—A bill to be entitled An act relating to child abuse and child welfare services; amending s. 20.19, F.S.; requiring the secretary of the Department of Children and Families to appoint an Assistant Secretary for Child Welfare; providing requirements for such position; amending s. 402.40, F.S.; providing requirements for persons providing child welfare services; creating s. 402.402, F.S.; providing education requirements for child protective investigators and child protective investigation supervisors; providing for implementation of such requirements; providing for exemptions; requiring a report to the Governor and the Legislature by a specified date; creating s. 402.403, F.S.; establishing a tuition exemption program for child protective investigators and supervisors; providing eligibility requirements; creating s. 402.404, F.S.; establishing a student loan forgiveness program for child protective investigators and supervisors; providing eligibility requirements; providing requirements for the program; creating s. 827.10, F.S.; defining terms; establishing the criminal offense of unlawful abandonment of a child; providing criminal penalties; providing exceptions; creating s. 1004.615, F.S.; establishing the Florida Institute for Child Welfare; providing the purpose of the institute; requiring the department to contract with the institute for the performance of specified duties; requiring the institute to contract and

work with specified entities; providing duties and responsibilities of the institute; providing for the administration of the institute; requiring a report to the Governor and the Legislature by a specified date; amending s. 1009.25, F.S.; exempting tuition and fees for specified child protective investigators and child protective investigation supervisors; repealing s. 402.401, F.S., relating to the Florida Child Welfare Student Loan Forgiveness Program; repealing s. 1004.61, F.S., relating to partnerships to develop child protective investigation workers; amending s. 39.01, F.S.; conforming a cross-reference; providing an effective date.

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

By the Committee on Children, Families, and Elder Affairs; and Senators Detert and Lee—

SB 1668—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “sibling”; creating s. 39.2015, F.S.; requiring the Department of Children and Families to conduct specified investigations using critical incident rapid response teams; providing requirements for such investigations; providing requirements for the team; authorizing the team to access specified information; requiring the cooperation of specified agencies and organizations; providing for reimbursement of team members; requiring a report of the investigation; requiring the Secretary of Children and Families to develop specified guidelines for investigations and provide training to team members; requiring the secretary to appoint an advisory committee; requiring a report from the advisory committee to the secretary; requiring the secretary to submit such report to the Governor and the Legislature; amending s. 39.202, F.S.; authorizing access to specified records in the event of the death of a child which was reported to the department’s child abuse hotline; creating s. 39.2022, F.S.; providing legislative intent; requiring the department to publish specified information on its website if the death of a child is reported to the child abuse hotline; prohibiting specified information from being released; providing requirements for the release of information in the child’s records; prohibiting release of information that identifies the person who reports an incident to the child abuse hotline; amending s. 39.402, F.S.; requiring the department to make a reasonable effort to keep siblings together when they are placed in out-of-home care under certain circumstances; providing for sibling visitation under certain circumstances; amending s. 39.5085, F.S.; revising legislative intent; authorizing placement of a child with a nonrelative caregiver and financial assistance for such nonrelative caregiver through the Relative Caregiver Program under certain circumstances; amending s. 39.701, F.S.; requiring the court to consider contact among siblings in judicial reviews; authorizing the court to remove specified disabilities of nonage at judicial reviews; amending s. 39.802, F.S.; requiring a petition for the termination of parental rights to be signed under oath stating the petitioner’s good faith in filing the petition; amending s. 383.402, F.S.; requiring the review of all deaths of children which occur in the state and are reported to the department’s child abuse hotline; revising the due date for a report; providing a directive to the Division of Law Revision and Information; creating part V of ch. 409, F.S.; creating s. 409.986, F.S.; providing legislative findings and intent; providing child protection and child welfare outcome goals; defining terms; creating s. 409.987, F.S.; providing for the procurement of community-based care lead agencies; providing requirements for contracting as a lead agency; creating s. 409.988, F.S.; providing the duties of a community-based care lead agency; providing licensure requirements for a lead agency; creating s. 409.990, F.S.; providing general funding provisions; providing for a matching grant program and the maximum amount of funds that may be awarded; requiring the department to develop and implement a community-based care risk pool initiative; providing requirements for the risk pool; transferring, renumbering, and amending s. 409.16713, F.S.; transferring provisions relating to the allocation of funds for community-based care agencies; conforming a cross-reference; creating s. 409.992, F.S.; providing requirements for community-based care lead agency expenditures; creating s. 409.993, F.S.; providing findings; providing for lead agency and subcontractor liability; providing limitations on damages; transferring, renumbering, and amending s. 409.1675, F.S.; transferring provisions relating to receivership from community-based providers to lead agencies; conforming cross-references and terminology; creating s. 409.996, F.S.; providing duties of the department relating to community-based care and lead agencies; creating s. 409.997, F.S.; providing goals for the department and specified entities; requiring the

department to maintain a comprehensive, results-oriented accountability system; providing requirements; requiring the department to establish a technical advisory panel; providing requirements for the panel; requiring the department to make the results of the system public; requiring a report to the Governor and the Legislature; creating s. 409.998, F.S.; requiring the department to establish community-based care alliances; specifying responsibilities of the alliance; providing for membership of the alliance; providing for compensation of and requirements for alliance members; authorizing the alliance to create a direct-support organization; providing requirements for such organization; providing for future repeal of the authority of the alliance to create a direct support organization; repealing s. 20.19(4), F.S., relating to community alliances; repealing ss. 409.1671, 409.16715, and 409.16745, F.S., relating to foster care and related services, therapy treatments, and the community partnership matching grant program, respectively; amending ss. 39.201, 409.1676, 409.1677, 409.906, 409.912, 409.91211, and 420.628, F.S.; conforming cross-references; providing an effective date.

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

By the Committee on Children, Families, and Elder Affairs; and Senator Grimsley—

SB 1670—A bill to be entitled An act relating to medically complex children; amending s. 39.001, F.S.; revising the purposes of ch. 39, F.S.; providing for the provision of services for medically complex children; conforming cross-references; amending s. 39.01, F.S.; defining the term “medical neglect”; conforming cross-references; amending s. 39.303, F.S.; revising legislative intent; providing requirements for a child protection team that evaluates a report of medical neglect and assesses the health care needs of a medically complex child; creating s. 39.3068, F.S.; providing requirements for an investigation of medical neglect; amending s. 409.165, F.S.; revising provisions relating to the cost of services; requiring the Department of Children and Families to work with the Department of Health and the Agency for Health Care Administration to care for medically complex children; allowing the Department of Children and Families to place children in a medical foster home; conforming provisions to changes made by the act; amending s. 409.962, F.S.; redefining the term “provider service network”; amending s. 409.967, F.S.; requiring Medicaid managed care plans to provide specified information on children under the care of the Department of Children and Families; amending s. 409.974, F.S.; providing for contracting with eligible plans; revising provisions relating to negotiation with a provider service network; providing requirements for termination of a contract with a provider service network; amending ss. 39.302, 39.524, 316.613, 409.1678, and 960.065, F.S.; conforming cross-references; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Transportation; and Senators Diaz de la Portilla, Garcia, and Evers—

CS for CS for SB 102—A bill to be entitled An act relating to drivers leaving the scene of a crash; creating the “Aaron Cohen Life Protection Act”; amending s. 316.027, F.S.; redefining the term “serious bodily injury” and defining the term “vulnerable road user”; requiring the driver of a vehicle involved in a crash that results in serious bodily injury to a person to immediately stop the vehicle and remain at the scene of the crash; providing that a person commits a felony of the second degree if he or she fails to stop the vehicle and remain at the scene of the crash until specified requirements are fulfilled; requiring the court to impose a mandatory minimum term of imprisonment under certain circumstances; requiring the revocation of the driver’s driver license; requiring the driver to participate in specified programs; providing for ranking of an offense committed if the victim of the offense was a vulnerable road user; authorizing the defendant to move to depart from the mandatory minimum term of imprisonment under certain circumstances; providing requirements and procedures for such departure; amending s. 322.0261,

F.S.; requiring the Department of Highway Safety and Motor Vehicles to include in the curriculum of a certain driver improvement course instruction addressing the rights of vulnerable road users; amending s. 322.28, F.S.; requiring the court to revoke for at least 3 years the driver license of a person convicted of leaving the scene of a crash involving injury, serious bodily injury, or death; reenacting and amending s. 322.34(6), F.S., relating to driving while a driver license is suspended, revoked, canceled, or disqualified, to incorporate the amendment to s. 322.28, F.S., in a reference thereto; amending s. 921.0022, F.S.; revising the offense severity ranking chart; conforming a cross-reference; providing an effective date.

By the Committee on Appropriations; and Senators Negron, Benacquisto, Clemens, Evers, Brandes, Hukill, Abruzzo, Bradley, and Bean—

CS for SB 156—A bill to be entitled An act relating to motor vehicle and mobile home taxes, fees, and surcharges; amending s. 320.03, F.S.; reducing the amount of the additional registration fee used to fund the Florida Real Time Vehicle Information System; amending s. 320.04, F.S.; reducing the service charge imposed on an application for an original or duplicate license plate, or specified registration stickers or certificates; amending s. 320.06, F.S.; providing a cross-reference to changes made by the act; reducing the fee for treating license plates and validation stickers with retroreflection material; amending s. 320.072, F.S.; redistributing the additional fee collected on certain motor vehicle registration transactions; amending s. 320.08, F.S.; reducing license taxes for motorcycles and mopeds, automobiles or tri-vehicles for private use, and trucks; amending ss. 320.0804 and 320.08046, F.S.; reducing surcharges imposed on a license tax; reenacting and amending s. 320.0807(4), F.S., relating to special vehicle license plates for the Governor and federal and state legislators, to incorporate the amendment made to s. 320.06, F.S., in a reference thereto; providing for the disposition of certain taxes, fees and surcharges collected; prohibiting a refund of any taxes, fees, or surcharges collected before the effective date of the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Soto—

CS for SB 172—A bill to be entitled An act relating to notaries public; creating s. 117.055, F.S.; requiring a notary public to record specified information in a notarial journal when performing certain notarial acts; requiring that a notary public retain a notarial journal for a specified period; requiring a notary public to notify the Department of State if the notarial journal is lost, stolen, misplaced, destroyed, erased, compromised, rendered unusable, or becomes otherwise inaccessible during the retention period; providing that a notarial journal is the exclusive property of a notary public; requiring a notary public to secure the journal; providing that failure to comply with the notarial journal requirements constitutes grounds for suspension, nonrenewal, or denial of a notary public commission; amending s. 117.10, F.S.; exempting certain acts of specified law enforcement and correctional officers from the notarial journal requirements; providing an effective date.

By the Committees on Judiciary; and Education; and Senators Hukill, Negron, Bradley, Simpson, Flores, Brandes, Stargel, and Montford—

CS for CS for SB 188—A bill to be entitled An act relating to education data privacy; amending s. 1002.22, F.S.; providing for annual notice to K-12 students and parents of rights relating to education records; revising provisions relating to remedy in circuit court with respect to education records and reports of students and parents; creating s. 1002.222, F.S.; providing limitations on the collection of information and the disclosure of confidential and exempt student records; defining the term “biometric information”; providing an exception; authorizing fees; amending s. 1008.386, F.S.; revising provisions relating to the submission of student social security numbers and the assignment of student identification numbers; requiring the Department of Education to establish a process for assigning student identification numbers; amending s. 1011.622, F.S.; conforming provisions; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Commerce and Tourism; and Senators Clemens and Latvala—

CS for CS for SB 198—A bill to be entitled An act relating to social media privacy; creating s. 448.077, F.S.; providing definitions; prohibiting an employer from requesting or requiring access to a social media account of an employee or prospective employee; prohibiting an employer from taking retaliatory personnel action for an employee’s failure to provide access to his or her social media account; prohibiting an employer from failing or refusing to hire a prospective employee who does not provide access to his or her social media account; authorizing civil actions for violations; providing for recovery of attorney fees and court costs; specifying that an employer is not prohibited from seeking access to social media accounts under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senator Simmons—

CS for CS for SB 230—A bill to be entitled An act relating to the Orlando-Orange County Expressway Authority; amending ss. 348.751 and 348.752, F.S.; renaming the Orlando-Orange County Expressway System as the “Central Florida Expressway System”; revising definitions; making technical changes; amending s. 348.753, F.S.; creating the Central Florida Expressway Authority; providing for the transfer of governance and control, legal rights and powers, responsibilities, terms, and obligations to the authority; providing conditions for the transfer; revising the composition of the governing body of the authority; providing for appointment of officers of the authority and for the expiration of terms of standing board members; revising quorum and voting requirements; conforming terminology and making technical changes; prohibiting a member or the executive director of the authority from personally representing certain persons or entities for a specified time period; prohibiting a retired or terminated member or executive director of the authority from contracting with a business entity under certain circumstances; providing penalties; requiring authority board members, employees, and consultants to make certain annual disclosures; requiring an ethics officer to review such disclosures; requiring the authority code of ethics to include a conflict of interest process; prohibiting authority employees and consultants from serving on the board during their employment or contract period; requiring the code of ethics to be reviewed and updated at least every 2 years; requiring employees to participate in ongoing ethics education; amending s. 348.754, F.S.; providing that the area served by the authority is within the geopolitical boundaries of Orange, Seminole, Lake, and Osceola Counties; requiring the authority to have prior consent from the Secretary of the Department of Transportation to construct an extension, addition, or improvement to the expressway system in Lake County; extending, to 99 years from 40 years, the term of a lease-purchase agreement; limiting the authority’s authority to enter into a lease-purchase agreement; limiting the use of certain toll-revenues; providing exceptions; removing the requirement that the route of a project must be approved by a municipality before the right-of-way can be acquired; requiring that the authority encourage the inclusion of local-, small-, minority-, and women-owned businesses in its procurement and contracting opportunities; removing the authority and criteria for an authority to waive payment and performance bonds for certain public works projects that are awarded pursuant to an economic development program; conforming terminology and making technical changes; amending ss. 348.7543, 348.7544, 348.7545, 348.7546, 348.7547, 348.755, and 348.756, F.S.; conforming terminology and making technical changes; amending s. 348.757, F.S.; providing that upon termination of the lease-purchase agreement of the former Orlando-Orange County Expressway System, title in fee simple to the former system shall be transferred to the state; conforming terminology and making technical changes; amending ss. 348.758, 348.759, 348.760, 348.761, and 348.765, F.S.; conforming terminology and making technical changes; amending s. 348.9953, F.S.; limiting the purpose and powers of the Osceola County Expressway Authority; providing for the termination of the Osceola County Expressway Authority by a specified time period; prohibiting the authority from extending the Poinciana Parkway beyond a specified limit; amending s. 369.317, F.S.; conforming terminology and making technical changes; amending s. 369.324, F.S.; revising the membership of the Wekiva River Basin Commission; conforming terminology; providing criteria for the transfer of the Osceola County Expressway System to the Central Florida Expressway Authority; providing for the repeal of part V

of ch. 348, F.S., when the Osceola County Expressway System is transferred to the Central Florida Expressway Authority; requiring the Central Florida Expressway Authority to reimburse other governmental entities for obligations related to the Osceola County Expressway System; providing for reimbursement after payment of other obligations; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 278—A bill to be entitled An act relating to pharmacy; amending s. 465.014, F.S.; increasing the number of registered pharmacy technicians which a licensed pharmacist may supervise; amending s. 465.004, F.S.; revising the composition of the Board of Pharmacy; providing an effective date.

By the Committee on Banking and Insurance; and Senator Simpson—

CS for SB 310—A bill to be entitled An act relating to tax on insurance premiums; amending s. 624.509, F.S.; revising provisions relating to premium taxes paid by insurers; providing that the tax does not apply to any portion of the premium retained by a title insurance agent or agency; amending s. 627.7711, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 318—A bill to be entitled An act relating to public meetings; amending s. 1004.28, F.S.; providing an exemption from public meeting requirements for any portion of a meeting of the board of directors of a university direct-support organization, or of the executive committee or other committees of such board, at which any proposal seeking research funding from the organization or a plan or program for either initiating or supporting research is discussed; providing for review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Appropriations; and Senator Bradley—

CS for SB 384—A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal sentences applicable to a person who was under the age of 18 years at the time the offense was committed; requiring a judge to consider certain factors before determining if life imprisonment is an appropriate sentence for a homicide defendant; providing for review of sentences of certain offenders who were under the age of 18 at the time of the offense; providing requirements and procedures for such reviews; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senator Altman—

CS for CS for SB 440—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; limiting the application of certain requirements relating to bylaws to residential condominiums and their associations and boards; amending s. 718.113, F.S.; limiting the application of certain requirements relating to the maintenance of residential condominiums and their associations and boards; amending s. 718.1255, F.S.; exempting nonresidential condominiums from mandatory arbitration unless specifically provided for in their declarations; amending s. 718.403, F.S., and reenacting subsection (1), relating to the authority to develop a condominium in phases; authorizing the developer to modify the plot plan as to unit or building types; limiting the circumstances under which a plot plan may be modified as to a residential condominium; specifying the provisions relating to phase condominiums that are inapplicable to nonresidential condominiums; amending s. 718.707, F.S.; extending by 1 year the time limitation for classification as a bulk assignee or bulk buyer; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Evers—

CS for CS for SB 448—A bill to be entitled An act relating to the threatened use of force; providing legislative findings and intent; amending s. 775.087, F.S.; creating an exception to the minimum mandatory sentence for aggravated assault under specified conditions; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; amending s. 776.013, F.S.; applying presumption relating to the use of deadly force to the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; creating s. 776.09, F.S.; providing that a person is eligible to apply for a certificate of eligibility for expunction, notwithstanding the eligibility requirements, if the charging document in the case is not filed or is dismissed because it is found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; requiring a prosecutor, statewide prosecutor, or court to document and retain such findings; amending s. 943.0585, F.S.; requiring the Department of Law Enforcement to provide a certificate of eligibility for expunction, notwithstanding the eligibility requirements, to a person who has a written, certified statement from a prosecutor or statewide prosecutor indicating that the charging document in the case was not filed or was dismissed because it was found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; providing a penalty for knowingly providing false information on a sworn statement; providing applicability; requiring the department to adopt rules; providing an effective date.

By the Committee on Health Policy; and Senator Ring—

CS for SB 488—A bill to be entitled An act relating to out-of-network physician charges; amending s. 381.026, F.S., relating to the Florida Patient's Bill of Rights and Responsibilities; providing that a patient is responsible for reviewing a document informing the patient that he or she may be charged for out-of-network physician services; amending s. 395.301, F.S.; requiring a patient of a licensed facility to be presented with a document regarding charges for out-of-network physician services; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Lee—

CS for SB 504—A bill to be entitled An act relating to tax credits or refunds; amending s. 212.17, F.S.; providing procedures, requirements, and calculation methodologies that allow dealers to obtain tax credits or refunds for taxes paid on worthless or uncollectible private-label credit card accounts or receivables; providing limitations on the amount that may be recovered; providing definitions; providing an effective date.

By the Committee on Education; and Senator Flores—

CS for SB 530—A bill to be entitled An act relating to postsecondary education textbook and instructional materials affordability; amending s. 1004.085, F.S.; defining the term "instructional materials"; requiring the State Board of Education and the Board of Governors to adopt textbook and instructional materials affordability policies, procedures, and guidelines; revising requirements for those policies, procedures, and guidelines; providing requirements for the use of adopted undergraduate textbooks and instructional materials and authorizing exceptions; requiring a public postsecondary institution to post in its course registration system and on its website information relating to required and recommended textbooks and instructional materials and prices thereof; requiring annual reporting of textbook and instructional materials cost information and affordability policies and procedures; requiring the Governor to appoint a task force to research options to reduce the cost of textbooks and instructional materials; providing task force membership

and duties; amending s. 1001.7065, F.S.; conforming provisions; providing an effective date.

By the Committee on Community Affairs; and Senators Latvala, Diaz de la Portilla, and Soto—

CS for SB 534—A bill to be entitled An act relating to tax exemptions; amending s. 212.08, F.S.; exempting therapeutic veterinary diets obtainable only from a licensed veterinarian from the state tax on sales, use, and other transactions; providing an effective date.

By the Committees on Banking and Insurance; Appropriations; and Banking and Insurance; and Senators Brandes, Simpson, Benacquisto, Galvano, Bradley, and Latvala—

CS for CS for CS for SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing certain rate filings; amending s. 627.0628, F.S.; requiring the commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance on residential property in this state; requiring the insurer to also offer coverage equivalent to that provided by the National Flood Insurance Program (NFIP); defining the term “flood”; establishing the minimum coverage requirements for a flood insurance policy; providing coverage limitations that an insurer may include in such policies; requiring that certain limitations and notices be noted on the policy declarations or face page; requiring the insurer to obtain a signed acknowledgement from the applicant which provides certain specified information; providing the insurer with rate options; authorizing the office to conduct an examination with respect to any rate change; authorizing an insurer to export a contract or endorsement to a surplus lines insurer without meeting certain requirements; requiring prior notice for cancellation or nonrenewal of a policy; providing additional requirements with respect to notifying the Office of Insurance Regulation before writing flood insurance, filing a plan of operation with the office, using forms that have been approved by the office, and filing reinsurance contracts before a certain date; prohibiting Citizens Property Insurance Corporation from writing flood insurance; prohibiting the Florida Hurricane Catastrophe Fund from reimbursing losses caused by flooding; providing certain exemptions; preempting any conflicts with other provisions of the Florida Insurance Code; providing that the Commissioner of the Office of Insurance Regulation may provide certification that a condition qualifies for flood insurance or disaster assistance; providing that such certification is not subject to ch. 120, F.S.; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Simpson, Bean, and Bradley—

CS for SB 546—A bill to be entitled An act relating to public records; amending s. 790.0601, F.S.; creating an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm pursuant to s. 790.06, F.S.; providing for retroactive application of the exemption; providing for disclosure of such information under specified conditions; providing for review and repeal of the exemption; providing a statement of public necessity; providing a conditional effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Galvano—

CS for CS for SB 570—A bill to be entitled An act relating to title insurance; amending s. 625.041, F.S.; specifying that a title insurer is liable for all of its unpaid losses and claims; amending s. 625.111, F.S.; revising and specifying the reserves certain title insurers must set aside; specifying how such reserves will be released; specifying which state law governs the amount of the reserve when a title insurer transfers its domicile to this state; defining “bulk reserve”; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title insurance agent or agency

may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a title insurance agency license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.782, F.S.; revising the date that certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing effective dates.

By the Committee on Community Affairs; and Senator Simpson—

CS for SB 624—A bill to be entitled An act relating to fair associations; creating s. 157.37, F.S.; prohibiting a county from levying a tax, special assessment, or fee for the planning, construction, operation, use, or maintenance of stormwater facilities against land owned by a fair association; amending s. 163.31801, F.S.; prohibiting a county, municipality, or special district from imposing an impact or mobility fee on a fair association; amending s. 170.01, F.S.; prohibiting a municipality from levying a special assessment for the planning, construction, operation, use, or maintenance of stormwater facilities against real property owned by a fair association; creating s. 196.1988, F.S.; exempting personal and real property of a fair association used predominantly for certain purposes from the imposition of ad valorem taxes; amending s. 298.305, F.S.; prohibiting a water control district from levying special assessments for proposed works and improvements against real property owned by a fair association; amending s. 298.54, F.S.; exempting real property owned by a fair association from the imposition of a maintenance tax by a water control district; amending s. 403.0893, F.S.; exempting fair associations from the assessment or imposition of a fee by local or regional governmental entities for the planning, construction, operation, use, or maintenance of stormwater management systems; declaring an important state interest; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Judiciary—

CS for SB 650—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 733.604, F.S., which provides exemptions from public records requirements for the inventories of an estate or elective estate filed with the clerk of court or the accountings filed with the clerk of court in an estate proceeding; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

By the Committees on Regulated Industries; and Health Policy—

CS for SB 662—A bill to be entitled An act relating to nonresident sterile compounding permits; amending s. 465.003, F.S.; defining the terms “compounding” and “outsourcing facility”; amending s. 465.0156, F.S.; conforming provisions to changes made by the act; expanding penalties to apply to injury to a nonhuman animal; deleting a requirement that the Board of Pharmacy refer regulatory issues affecting a nonresident pharmacy to the state where the pharmacy is located; creating s. 465.0158, F.S.; requiring registered nonresident pharmacies and outsourcing facilities to obtain a permit in order to ship, mail, deliver, or dispense compounded sterile products into this state; requiring submission of an application and a nonrefundable fee; specifying requirements; authorizing the board to deny, revoke, or suspend a permit, or impose a fine or reprimand for certain actions; providing dates by which certain nonresident pharmacies must obtain a permit; authorizing the board to adopt rules; amending s. 465.017, F.S.; authorizing the department to inspect nonresident pharmacies and nonresident sterile compounding permittees; requiring such pharmacies and permittees to pay for the costs of such inspections; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Garcia and Flores—

CS for SB 694—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and Legislature; providing for contents of the report; providing an effective date.

By the Committee on Health Policy; and Senator Garcia—

CS for SB 722—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests or screenings to the newborn's health care practitioner; defining the term "health care practitioner" as it relates to such release; amending s. 383.145, F.S.; revising the definition of "hearing impairment"; updating a cross-reference; creating s. 383.146, F.S.; requiring a health care practitioner to provide an opportunity for the parent or legal guardian of a child who is diagnosed with a hearing impairment to provide contact information so that he or she may receive information directly from specified service providers; requiring the health care practitioner to transmit the information; requiring the Department of Health to post a list of certain service providers and institutions; authorizing the department to adopt rules; providing an effective date.

By the Committee on Health Policy; and Senator Sobel—

CS for SB 746—A bill to be entitled An act relating to the Health Care Clinic Act; amending s. 400.9905, F.S.; redefining the term "clinic"; amending s. 400.9935, F.S.; clarifying that a clinic that employs a physician whose license is suspended or revoked is subject to administrative and criminal penalties; providing an effective date.

By the Committee on Judiciary; and Senator Ring—

CS for SB 788—A bill to be entitled An act relating to clerks of court; amending s. 40.32, F.S.; authorizing jurors and witnesses to be paid by check; amending s. 77.27, F.S.; conforming a provision to changes made by the act; amending s. 77.28, F.S.; requiring a party applying for garnishment to pay a deposit to the garnishee, rather than in the registry of the court; deleting a provision that requires the clerk to collect a specified fee; amending s. 197.432, F.S.; providing requirements for the sale of tax certificates; amending s. 197.472, F.S.; revising requirements for the redemption of tax certificates; amending s. 197.502, F.S.; requiring the certificateholder to pay costs of resale within 15 days under certain circumstances; providing circumstances under which land shall be placed on a specified list; prohibiting a county from applying for a tax deed under certain circumstances; deleting a provision relating to a notification procedure; amending s. 197.542, F.S.; requiring the certificateholder to pay a specified amount of the assessed value of the homestead under certain circumstances; providing circumstances under which land shall be placed on a specified list; amending s. 197.582, F.S.; clarifying notice requirements; providing for excess proceeds relating to unclaimed property; requiring the clerk to ensure that excess funds are paid according to specified priorities; providing for interpleader actions and the award of reasonable fees and costs; providing an effective date.

By the Committee on Regulated Industries; and Senator Galvano—

CS for SB 808—A bill to be entitled An act relating to public records; creating s. 548.062, F.S.; providing an exemption from public records requirements for the information in the reports required to be submitted to the Florida State Boxing Commission by a promoter or obtained by the commission through audit of a promoter's records; 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 Judiciary; and Senator Joyner—

CS for SB 826—A bill to be entitled An act relating to trusts; amending s. 736.0703, F.S.; limiting the liability of excluded trustees; providing that certain powers to direct the actions of a trustee are not applicable under certain circumstances; providing an effective date.

By the Committee on Judiciary; and Senator Bradley—

CS for SB 828—A bill to be entitled An act relating to the court system; repealing s. 25.151, F.S., relating to a prohibition on the practice of law by a retired justice of the Supreme Court; repealing ss. 25.191 and 25.231, F.S., relating to the appointment and duties of a Clerk of the Supreme Court; amending s. 25.241, F.S.; deleting a requirement regarding the salary of the Clerk of the Supreme Court, to conform; repealing s. 25.281, F.S., relating to compensation of the Marshal of the Supreme Court; repealing s. 25.351, F.S., relating to the acquisition of books by the Supreme Court; repealing s. 26.01, F.S., relating to the number of judicial circuits; amending s. 26.021, F.S.; specifying the number of judicial circuits; repealing certain residency requirements for circuit judges; repealing s. 26.51, F.S., relating to payment of the salaries of circuit judges; amending s. 26.55, F.S.; excluding retired judges practicing law from the Conference of Circuit Judges of Florida; removing a requirement that circuit court judges attend and participate in such conference; requiring that the conference operate according to the Rules of Judicial Administration; revising requirements for such conferences; repealing s. 27.55, F.S., relating to compensation and certain expenditures of public defenders; creating s. 29.23, F.S.; providing for certain judicial branch salaries; repealing ss. 35.12, 35.13, 35.19, and 35.21, F.S., relating to the chief judge, quorum, compensation of judges, and clerk, respectively, of the district courts of appeal; amending s. 35.22, F.S.; deleting a requirement for the appointment and salary of a clerk for each district court of appeal; repealing ss. 35.25 and 35.27, F.S., relating to duties of the clerk and compensation of the marshal, respectively, of the district courts of appeal; repealing s. 38.13, F.S., relating to replacement of disqualified judges of the district courts of appeal; amending s. 43.20, F.S.; revising the number of members of the Judicial Qualifications Commission to conform to requirements of the State Constitution; repealing s. 57.101, F.S., relating to the charging of costs against the losing party for certain copies of records in the Supreme Court; repealing s. 92.15, F.S., relating to an evidentiary rule regarding evidence of title to land passing from the United States; providing an effective date.

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

CS for SB 834—A bill to be entitled An act relating to legal notices; amending s. 50.0211, F.S.; requiring legal notices to be posted on a newspaper's website on web pages with specified titles; prohibiting charging a fee or requiring registration for viewing online legal notices; establishing the period for which legal notices are required to be published on the statewide website; requiring that legal notices be archived on the statewide website for a specified period; deleting a provision relating to harmless error; amending s. 50.061, F.S.; clarifying payment provisions; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Ethics and Elections; and Senator Latvala—

CS for CS for CS for SB 846—A bill to be entitled An act relating to governmental ethics; amending ss. 11.045 and 112.3215, F.S.; defining the term "local officer"; prohibiting a local officer from registering to lobby the Legislature or an agency on behalf of another person or entity other than his or her political subdivision; authorizing a local officer to be employed by or contracted with a lobbying firm under certain circumstances; providing for applicability; amending s. 28.35, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the executive council of the Florida Clerks of Court Operations Corporation; amending s. 112.3142, F.S.; requiring elected municipal officers to participate in annual ethics training; providing legislative intent; amending s. 112.3144, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her full and public disclosure of financial interests; revising the conditions under which a qualifying officer for-

wards a full and public disclosure of financial interests to the Commission on Ethics; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order recommending removal of an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a disclosure; providing that failure to certify completion of annual ethics training on a disclosure does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.3145, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her statement of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order to remove an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a statement; providing that failure to certify completion of annual ethics training on a statement does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or governing body to withhold the entire amount of a fine owed and related administrative costs from salary-related payments of certain individuals; authorizing the Chief Financial Officer or governing body to reduce the amount withheld if an individual can demonstrate a hardship; creating s. 112.31456, F.S.; authorizing the commission to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; creating s. 112.3251, F.S.; requiring citizen support and direct-support organizations to adopt a code of ethics; establishing minimum requirements for a code of ethics; creating s. 112.3261, F.S.; defining terms; prohibiting a person from lobbying a governmental entity until registering; establishing registration requirements; requiring public availability of lobbyist registrations; establishing procedures for termination of a lobbyist's registration; authorizing a governmental entity to establish a registration fee; requiring a governmental entity to monitor compliance with registration requirements; requiring the commission to investigate a lobbyist or principal upon receipt of a sworn complaint containing certain allegations; requiring the commission to provide the Governor with a report on the findings and recommendations resulting from the investigation; authorizing the Governor to enforce the commission's findings and recommendations; amending s. 286.012, F.S.; revising disclosure requirements with respect to a voting abstention at a meeting of a governmental body; authorizing a member to abstain from voting on a decision, ruling, or act in a quasi-judicial proceeding under certain circumstances; amending s. 288.901, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the president, senior managers, and members of the board of directors of Enterprise Florida, Inc.; prohibiting the president, senior managers, and board members from representing a person or entity before the corporation for a specified timeframe; amending s. 288.92, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to certain officers and board members associated with the divisions of Enterprise Florida, Inc.; prohibiting such officers and members from representing a person or entity for compensation before Enterprise Florida, Inc., for a specified timeframe; amending s. 288.9604, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of the Florida Development Finance Corporation; amending s. 627.351, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the executive director of Citizens Property Insurance Corporation; prohibiting a former executive director, senior manager, or member of the board of governors of the corporation from representing another person or entity before the corporation for a specified timeframe; prohibiting a former executive director, senior manager, or member of the board of governors from entering employment or a contractual relationship for a specified timeframe with certain insurers; amending ss. 11.0455 and 112.32155, F.S.; conforming cross-references to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senator Galvano—

CS for SB 876—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.066, F.S.; requiring a statement to be completed and sworn to for each confidential crash report requested within a certain time period; providing an effective date.

By the Committee on Education; and Senator Latvala—

CS for SB 900—A bill to be entitled An act relating to public-private partnerships; creating s. 1013.505, F.S.; providing definitions; providing legislative findings and intent relating to the construction or improvement by private entities of facilities or projects used predominantly for a public purpose; providing for partnerships between state universities and private entities; providing procurement procedures for a state university board of trustees, including proposals for a qualifying project and a comprehensive agreement for partnership transactions; providing requirements for project approval; providing project qualifications and process; providing requirements for interim and comprehensive agreements between a board of trustees and a private entity; providing for use fees; providing for various financing sources for projects; providing powers and duties of private entities; providing for expiration or termination of a comprehensive agreement; providing for the applicability of sovereign immunity for boards of trustees with respect to qualified projects; providing for construction of the act; providing an effective date.

By the Committee on Judiciary; and Senator Dean—

CS for SB 912—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; providing that certain individuals authorized to serve process do not commit the offense of trespass on property other than a structure or conveyance and are not subject to civil liability under certain circumstances; allowing the posting of a criminal witness subpoena under specified circumstances; amending s. 810.09, F.S.; providing that the offense of trespass on property other than a structure or conveyance is not applicable to certain persons who are authorized to serve process under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability—

CS for SB 928—A bill to be entitled An act relating to state technology; repealing s. 14.204, F.S., relating to the Agency for Enterprise Information Technology within the Executive Office of the Governor; creating s. 20.61, F.S.; creating the Agency for State Technology; providing that the executive director shall serve as the state's chief information officer; establishing certain agency positions; establishing the Technology Advisory Council; providing for membership and duties of the council; providing that members of the council are governed by the Code of Ethics for Public Officers and Employees; amending s. 282.0041, F.S.; revising, creating, and deleting definitions used in the Enterprise Information Technology Services Management Act; creating s. 282.0051, F.S.; providing powers, duties, and functions of the Agency for State Technology; authorizing the agency to adopt rules; creating s. 282.00515, F.S.; requiring the Department of Legal Affairs, the Department of Financial Services, and the Department of Agriculture and Consumer Services to adopt certain technical standards or alternatives to those standards and authorizing such departments to contract with the Agency for State Technology for certain purposes; creating s. 287.0591, F.S.; limiting the terms of certain competitive solicitations for information technology commodities; providing an exception; repealing s. 282.0055, F.S., relating to the assignment of information technology resource and service responsibilities; repealing s. 282.0056, F.S., relating to the development of an annual work plan, the development of implementation plans, and policy recommendations relating to enterprise information technology services; amending s. 282.201, F.S.; providing for a state data center and the duties of the center; deleting duties for the Agency for Enterprise Information Technology; revising the schedule for consolidating agency data centers and deleting obsolete provisions; revising the limitations on state agencies; repealing s. 282.203, F.S., relating to primary data centers; repealing s. 282.204, F.S., relating to the Northwood Shared Resource Center; repealing s. 282.205, F.S., relating to the Southwood Shared Resource Center; amending s. 282.318, F.S.; changing the name of the Enterprise Security of Data and Information

Technology Act; defining the term “agency” as used in the act; requiring the Agency for State Technology to establish and publish certain security standards and processes; requiring state agencies to perform certain security-related duties; requiring the agency to adopt rules; conforming provisions; repealing s. 282.33, F.S., relating to objective standards for data center energy efficiency; repealing s. 282.34, F.S., relating to statewide e-mail service; amending ss. 17.0315, 20.055, 110.205, 215.322, and 215.96, F.S.; conforming provisions to changes made by the act; amending s. 216.023, F.S.; requiring the governance structure of information technology projects to incorporate certain standards; amending s. 287.057, F.S.; requiring the Department of Management Services to consult with the agency with respect to the online procurement of commodities; amending ss. 445.011, 445.045, and 668.50, F.S.; conforming provisions to changes made by the act; amending s. 943.0415, F.S.; providing additional duties for the Cybercrime Office in the Department of Law Enforcement relating to cyber security; requiring the office to provide cyber security training to state agency employees; requiring the office to consult with the agency; amending s. 1004.649, F.S.; revising provisions relating to the Northwest Regional Data Center; revising the center’s duties and the content of service-level agreements with state agency customers; transferring the components of the Agency for Enterprise Information Technology to the Agency for State Technology; providing that certain rules adopted by the Agency for Enterprise Information Technology are nullified; transferring the Northwood Shared Resource Center and the Southwood Shared Resource Center to the Agency for State Technology; requiring the Agency for State Technology to conduct a study and submit a report to the Governor and Legislature; creating a state data center task force; providing for membership, duties, and abolishment of the task force; providing appropriations and authorizing positions; requiring the Agency for State Technology to complete an operational assessment; requiring reports to the Governor and Legislature; providing that certain reorganizations within state agencies do not require approval by the Legislative Budget Commission; providing effective dates.

By the Committee on Education; and Senator Stargel—

CS for SB 950—A bill to be entitled An act relating to education; amending s. 1012.2315, F.S.; authorizing a school district to assign to a school that has earned failing grades certain newly hired instructional personnel; amending s. 1012.27, F.S.; revising the powers of a district school superintendent to include authorization to assign certain newly hired instructional personnel to a school that has earned failing grades based on the judgment of a school principal; amending s. 1012.56, F.S.; deleting obsolete provisions relating to acceptable means of demonstrating mastery of professional development; revising acceptable means of demonstrating mastery of subject area knowledge; conforming terminology; revising components of a competency-based professional development certification program; amending s. 1012.585, F.S.; revising certain requirements for the renewal or reinstatement of a professional certificate; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Bean—

CS for SB 956—A bill to be entitled An act relating to coastal management; amending s. 161.053, F.S.; authorizing the Department of Environmental Protection to grant areawide permits for certain structures; requiring the department to adopt rules; creating s. 258.435, F.S.; requiring the department to promote the public use of aquatic preserves and their associated uplands; authorizing the department to receive gifts and donations for certain purposes; authorizing the department to grant privileges or concessions for the accommodation of visitors in and use of aquatic preserves and their associated uplands provided certain conditions are met; providing that such privileges or concessions may be granted without advertisement or without using a competitive bidding process; prohibiting a grantee from assigning or transferring such privileges or concessions without the department’s consent; providing an effective date.

By the Committee on Transportation; and Senator Abruzzo—

CS for SB 974—A bill to be entitled An act relating to towing of vehicles and vessels; amending s. 715.07, F.S.; authorizing an owner or lessee of real property to have a vehicle or vessel removed from the

property without certain signage if the vehicle or vessel has remained on the property for a specified period; providing that the specified period does not begin until a certain notice is physically attached to the vehicle or vessel; providing requirements for the notice; providing an effective date.

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

CS for SB 990—A bill to be entitled An act relating to public officers and employees; amending s. 112.313, F.S.; removing an exception from prohibited employment or a prohibited contractual relationship for an officer or employee of certain special tax districts or an agency organized pursuant to ch. 298, F.S.; providing an effective date.

By the Committee on Judiciary; and Senator Hukill—

CS for SB 998—A bill to be entitled An act relating to estates; amending s. 732.806, F.S.; providing that certain restrictions on gifts to lawyers and other disqualified persons apply to written instruments executed on or after a specified date; providing for applicability; amending s. 733.107, F.S.; clarifying circumstances under which a burden of proof shifts in cases involving undue influence; providing for retroactive application; amending s. 733.808, F.S.; requiring that a directive to apply certain death benefits for the payment of claims and administration expenses be specified in certain instruments; providing for retroactive application; amending s. 736.0207, F.S.; establishing which party bears the burden of proof in an action to contest the validity or revocation of a trust; providing for applicability; amending s. 736.05053, F.S.; requiring a specific directive for certain assets and death benefits to be used to pay estate expenses; providing for retroactive application; amending s. 736.1106, F.S.; providing for the vesting of outright devises in certain trust documents; providing for applicability; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Detert—

CS for SB 1018—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6108, F.S.; removing the requirement that an applicant for private investigative, private security, and repossession services provide a written statement by a fingerprint technician or licensed physician under certain conditions; amending s. 493.6113, F.S.; revising recertification training requirements for Class “G” licensees; amending s. 493.6115, F.S.; adding specific handguns to the list of firearms a Class “G” licensee may carry while performing his or her duties; amending s. 493.6305, F.S.; authorizing specified Class “D” licensees to carry an authorized concealed firearm under certain circumstances; amending s. 501.016, F.S.; requiring a health studio to maintain a bond in favor of the department, rather than the state; authorizing liability for specified injuries to be determined in an administrative proceeding or through a civil action; providing that certain claims may be paid only upon an order of the department issued in an administrative proceeding; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the process by which a consumer may file a claim against a bond or other form of security; requiring a health studio to pay the department indebtedness determined by final order within 30 days; providing the process by which the department may make a demand if the health studio fails to timely make the payment; providing that the department shall be awarded attorney fees and costs in certain circumstances; repealing ss. 501.057, 501.0571, 501.0573, 501.0575, 501.0577, 501.0579, and 501.0581, F.S., relating to the Commercial Weight-Loss Practices Act; repealing s. 501.0583, F.S., relating to selling, delivering, bartering, furnishing, or giving weight-loss pills to persons younger than 18 years of age and related penalties and defense; amending s. 501.059, F.S.; prohibiting a telephone solicitor or a person from initiating an outbound telephone call to a consumer, a donor, or a potential donor under certain circumstances; repealing s. 501.143, F.S., relating to the Dance Studio Act; amending s. 501.603, F.S.; defining the term “novelty payment”; conforming a cross-reference; amending s. 501.611, F.S.; requiring the bond required of a commercial telephone seller to be in favor of the department for the use and benefit of a purchaser who is injured by specified acts; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing procedures that a purchaser must follow in filing a claim

against the bond or other form of security; providing for payment of indebtedness by the commercial telephone seller to the department; requiring the department to make demand on a surety if a commercial telephone seller fails to pay certain indebtedness within 30 days and providing a process; providing that attorney fees and costs must be awarded to the department in certain circumstances; conforming provisions to changes made by the act; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from accepting a novelty payment; deleting a provision that prohibits a commercial telephone seller or salesperson from requiring payment to be made by credit card; amending s. 501.913, F.S.; providing that the registration certificate for each brand of antifreeze distributed in this state expires 1 year from the date of issue; amending s. 525.16, F.S.; requiring all previous fines to be disregarded if a new violation of provisions relating to gasoline and oil inspections has not occurred within 3 years after the date of a previous violation; creating s. 526.015, F.S., relating to lubricating oil standards and labeling requirements; prohibiting a person from selling, distributing, or offering for sale or distribution lubricating oil that does not meet specified standards or labeling requirements; requiring such noncompliant products to be placed under a stop-sale order and the lot identified and tagged by the department; prohibiting a person from selling, distributing, or offering for sale or distribution a product under stop-sale order; requiring the department to issue a release order under certain circumstances; repealing s. 526.50(6), F.S., relating to definition of terms related to the sale of brake fluid; amending s. 526.51, F.S.; providing that a permit authorizing a registrant to sell brake fluid in this state is valid for a specified period from the date of issue; conforming provisions to changes made by the act; amending s. 539.001, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a pawnbroker; providing for payment of indebtedness by the pawnbroker to the department; providing the procedure that a consumer must follow if the pawnbroker fails to make the payment; providing that the agency shall be awarded attorney fees and costs in certain circumstances; requiring the weight of a precious metal to be obtained from a device that meets specified requirements; amending s. 559.929, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a seller of travel; providing for payment of indebtedness by the seller of travel to the department; providing procedures that the agency must follow if the seller of travel fails to pay certain indebtedness within 30 days and providing a process; providing that the agency shall be awarded attorney fees and costs in certain circumstances; amending s. 943.059, F.S.; providing an exception relating to the acknowledgement of arrests covered by a sealed criminal history record for a person seeking to be licensed to carry a concealed weapon or concealed firearm; providing applicability; amending ss. 205.1969 and 501.015, F.S.; conforming cross-references; providing effective dates.

By the Committee on Transportation; and Senator Dean—

CS for SB 1024—A bill to be entitled An act relating to off-highway vehicles; amending s. 261.03, F.S.; revising the terms “ATV” and “ROV”; amending s. 261.20, F.S.; revising a violation for carrying an operator and more than a single passenger on certain off-highway vehicles to prohibit carrying more passengers than the vehicle is designed to carry; amending a penalty provision to apply to off-highway vehicles; amending s. 316.2074, F.S.; revising the term “all-terrain vehicle”; amending s. 317.0003, F.S.; providing an effective date.

By the Committee on Health Policy; and Senators Bradley, Bean, Brandes, Galvano, Sobel, Soto, Gardiner, Stargel, and Simpson—

CS for SB 1030—A bill to be entitled An act relating to low-THC marijuana and cannabis; creating s. 456.60, F.S.; defining terms; authorizing specified physicians to order low-THC marijuana for use by specified patients; providing conditions; providing duties of the Department of Health; requiring the department to create a compassionate use registry; providing requirements for the registry; requiring the department to authorize a specified number of dispensing organizations; providing requirements and duties for a dispensing organization; providing exceptions to specified laws; amending s. 893.02, F.S.; revising the de-

inition of the term “cannabis” for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act and as applicable to certain criminal offenses proscribing the sale, manufacture, delivery, possession, or purchase of cannabis, to which penalties apply; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Simpson—

CS for SB 1044—A bill to be entitled An act relating to energy policies; amending s. 377.6015, F.S.; removing a provision relating to representation in the Southern States Energy Compact; amending s. 377.703, F.S.; requiring the Department of Agriculture and Consumer Services to include in its annual report recommendations for energy efficiency; expanding the promotion of the development and use of renewable energy resources from goals related to solar energy to renewable energy in general; requiring the department to cooperate with the Florida Energy Systems Consortium in the development and use of renewable energy resources; amending s. 377.705, F.S.; providing that the Solar Energy Center may, rather than must, develop standards for solar energy systems manufactured or sold in this state; providing that the center may, rather than must, establish criteria for testing the performance of solar energy systems; providing that the center may, rather than must, receive a fee for testing the performance of solar energy systems; removing the requirement that all solar energy systems manufactured or sold in this state must meet the standards established by the Solar Energy Center; amending s. 377.712, F.S.; authorizing the Commissioner of Agriculture to appoint a member to the Southern States Energy Board; authorizing the department to approve proposed activities relating to furtherance of the Southern States Energy Compact; amending s. 377.801, F.S.; conforming a cross-reference; amending s. 377.802, F.S.; amending the purpose of the Florida Energy and Climate Protection Act; amending s. 377.803, F.S.; conforming provisions to changes made by the act; creating s. 377.815, F.S.; authorizing the department to post on its website information relating to alternative fueling stations or electric vehicle charging stations; defining the term “alternative fuel”; authorizing the owner or operator of an alternative fueling station or an electric vehicle charging station to report certain information; amending s. 553.74, F.S.; adding a member to the Florida Building Commission as a representative of the Department of Agriculture and Consumer Services’ Office of Energy; deleting obsolete provisions; repealing ss. 377.806 and 377.807, F.S., relating to the Solar Energy System Incentives Program and the Energy-Efficient Appliance Rebate Program, respectively; providing an effective date.

By the Committee on Health Policy; and Senator Latvala—

CS for SB 1068—A bill to be entitled An act relating to massage therapy; amending s. 456.0135, F.S.; requiring an applicant for licensure under ch. 480, F.S., to submit to certain fingerprinting requirements; requiring fingerprints to be enrolled in the national retained print arrest notification program and the Care Provider Background Screening Clearinghouse; amending s. 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending the license of a massage therapist or massage establishment for the commission of certain offenses; amending s. 480.041, F.S.; requiring an applicant for a massage therapist license to submit to certain background screening requirements; requiring that a massage therapist who was issued a license before a specified date meet the background screening requirements by a specified date; requiring the Board of Massage Therapy to deny an application for a massage therapy license or renewal license for certain offenses; amending s. 480.043, F.S.; requiring a person with a specified interest in a massage establishment to submit to certain background screening requirements; authorizing the department to adopt a rule related to corporate assets; requiring the department to deny an application for a massage establishment license or renewal license under certain circumstances; requiring that the owner of a massage establishment that was issued a license before a specified date submit to the background screening requirements by a specified date; exempting certain entities from massage establishment licensure requirements; amending s. 480.0465, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Community Affairs; and Senator Simpson—

CS for SB 1070—A bill to be entitled An act relating to fuel terminals; creating s. 163.3206, F.S.; providing legislative intent; defining terms; declaring certain fuel terminals a permitted and allowable use under any local government comprehensive plan, land use map, zoning district, or land development regulation; authorizing the expansion of such fuel terminals; authorizing limited local government regulation of expanded fuel terminals; prohibiting a local government from amending its local comprehensive plan, land use map, zoning districts, or land development regulations to make such fuel terminals a nonconforming use under the provisions thereof; providing applicability; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Flores—

CS for SB 1076—A bill to be entitled An act relating to electrical power or energy; amending s. 203.01, F.S.; imposing an additional tax on gross receipts for electrical power or energy for specified years; revising exemptions from the tax on gross receipts for utility and communications services; providing exemptions from the additional tax on gross receipts from electrical power or energy; requiring the additional tax to be excluded from the taxable base on which gross receipts are calculated under certain circumstances; amending s. 212.05, F.S.; revising the sales tax rate for charges for electrical power or energy for specified years; providing that discretionary sales surtaxes apply regardless of the sales tax rate for charges for electrical power or energy; amending s. 212.054, F.S.; requiring discretionary sales surtaxes to be levied on all charges for electrical power or energy unless specifically exempted; amending s. 212.12, F.S.; conforming a provision to a change made by the act; providing for a sales tax holiday for certain products; providing restrictions; providing definitions; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

By the Committee on Health Policy; and Senators Bean, Gibson, and Bradley—

CS for SB 1122—A bill to be entitled An act relating to emergency allergy treatment; amending s. 381.88, F.S.; defining terms; expanding provisions to apply to all emergency allergy reactions, rather than to insect bites only; creating s. 381.885, F.S.; authorizing certain health care practitioners to prescribe epinephrine auto-injectors to an authorized entity; authorizing such entities to maintain a supply of epinephrine auto-injectors; authorizing certified individuals to use epinephrine auto-injectors; authorizing uncertified individuals to use epinephrine auto-injectors under certain circumstances; providing immunity from liability; providing an effective date.

By the Committee on Banking and Insurance; and Senator Bean—

CS for SB 1210—A bill to be entitled An act relating to the Division of Insurance Agents and Agency Services; amending s. 20.121, F.S.; revising the name of the division; amending s. 624.310, F.S.; revising service delivery methods; amending s. 624.318, F.S.; prohibiting the removal of specified original documents under certain conditions; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; defining the term “unaffiliated insurance agent”; amending s. 626.0428, F.S.; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for wrongful acts, misconduct, and violations committed by the licensee and any person under his or her supervision; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing for expiration of an agency license under specified circumstances; amending s. 626.112, F.S.; prohibiting new limited customer representative licenses from being issued after a specified date; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.171, F.S.; providing an exemption from

certain licensure application fees; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; amending s. 626.207, F.S.; conforming a cross-reference; amending s. 626.241, F.S.; revising the scope of the examination for a limited agent license; amending s. 626.261, F.S.; deleting a provision requiring certain costs to be paid by applicants who request licensure examinations in Spanish; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a license issued to a business renting or leasing motor vehicles applies to employees and authorized representatives; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; amending s. 626.611, F.S.; requiring the department to suspend certain licenses and appointments; amending s. 626.641, F.S.; conforming a cross-reference; amending s. 626.733, F.S.; revising applicability of certain appointment provisions; amending s. 626.7355, F.S.; revising qualifications for a temporary customer representative’s license; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances on a specified date; amending s. 626.7845, F.S.; revising a prohibition against unlicensed transaction of life insurance; amending ss. 626.8411, 626.861, and 626.862, F.S.; conforming cross-references; amending s. 626.9272, F.S.; revising requirements for the licensure of nonresident surplus lines agents; creating s. 627.4553, F.S.; requiring an insurance agent who recommends the surrender of certain annuity or life insurance to provide certain information to the department; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; amending s. 627.706, F.S.; revising the definition of the term “neutral evaluator”; amending s. 627.7074, F.S.; providing grounds for the department to deny an application, or suspend or revoke approval of certification, of a neutral evaluator; requiring the department to adopt rules; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval, of a mediator; requiring the department to adopt rules; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending s. 648.43, F.S.; revising requirements for the submission of a power of attorney; amending s. 648.49, F.S.; revising provisions relating to the duration of suspension or revocation of a license; amending ss. 943.0585 and 943.059, F.S.; prohibiting a person seeking a license from the Division of Insurance Agent and Agency Services who is the subject of an expunged or sealed criminal history record from denying or failing to acknowledge arrests covered by the record; providing effective dates.

By the Committee on Banking and Insurance; and Senator Richter—

CS for SB 1278—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain informal enforcement actions by the Office of Financial Regulation, to which penalties apply for willful disclosure of such confidential information; providing an exemption from public records requirements for certain trade secrets held by the office, to which penalties apply for willful disclosure of such confidential information; defining terms; providing for future legislative review and repeal of the section; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Banking and Insurance; and Senator Simmons—

CS for SB 1300—A bill to be entitled An act relating to public records; creating s. 624.4212, F.S.; defining the term “proprietary business information”; creating an exemption from public records requirements for proprietary business information and information that is confidential

when held by another entity in this state, the Federal Government, or another state or nation, and which is held by the Office of Insurance Regulation; providing exceptions; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Banking and Insurance; and Senator Simmons—

CS for SB 1308—A bill to be entitled An act relating to insurer solvency; amending s. 624.10, F.S.; providing additional definitions applicable to the Florida Insurance Code; amending s. 624.319, F.S.; clarifying that production of documents does not waive the attorney-client or work-product privileges; amending s. 624.402, F.S.; conforming a cross-reference; amending s. 624.4085, F.S.; revising a definition; providing additional calculations for determining whether an insurer has a company action level event; revising provisions relating to mandatory control level events; amending s. 624.424, F.S.; requiring an insurer's annual statement to include an actuarial opinion summary; providing criteria for such summary; providing an exception for life and health insurers; updating provisions; requiring insurers reinsuring through a captive insurance company to file a report containing certain information; amending s. 625.121, F.S.; revising the Standard Valuation Law; distinguishing the provisions from valuations done pursuant to the National Association of Insurance Commissioner's (NAIC) valuation manual and incorporating certain provisions included in the manual; exempting certain documents from civil proceedings; revising the methods for evaluating the valuation of industrial life insurance policies; revising provisions relating to calculating additional premium; updating provisions relating to reserve calculations for indeterminate premium plans; creating s. 625.1212, F.S.; providing for the valuation of policies and contracts after the adoption of the NAIC's valuation manual; providing applicability; defining terms; requiring the office to value insurer reserves; requiring actuarial opinions of the reserves and a supporting memorandum to the opinions; requiring the insurer to apply the standard prescribed in the valuation manual; providing exceptions; providing requirements for a principle-based valuation of reserves; requiring an insurer to submit certain data to the office; directing the Financial Services Commission to adopt rules; creating s. 625.1214, F.S.; providing for the use of confidential information; prohibiting the use of such information in private civil actions; amending s. 627.476, F.S.; revising the Standard Nonforfeiture Law; distinguishing provisions subject to the valuation manual and providing for the application of tables found in the manual; amending s. 628.461, F.S.; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company which a person is prohibited from acquiring unless certain requirements have been met; deleting a provision authorizing an insurer to file a disclaimer of affiliation and control in lieu of a letter notifying the Office of Insurance Regulation of the Financial Services Commission of the acquisition of the voting securities of a domestic stock company under certain circumstances; requiring the statement notifying the office to include additional information; conforming a provision to changes made by the act; providing that control is presumed to exist under certain conditions; specifying how control may be rebutted and how a controlling interest may be divested; deleting definitions; amending s. 628.801, F.S.; requiring an insurer to annually file a registration statement by a specified date; revising the requirements and standards for the rules establishing the information and statement form for the registration; requiring an insurer to file an annual enterprise risk report; authorizing the office to conduct examinations to determine the financial condition of registrants; providing that failure to file a registration or report is a violation of the section; providing additional grounds, requirements, and conditions with respect to a waiver from the registration requirements; amending s. 628.803, F.S.; providing sanctions for persons who violate certain provisions relating to the acquisition of controlling stock; creating s. 628.804, F.S.; providing for the groupwide supervision of international insurance groups; defining terms; providing for the selection of a groupwide supervisor; authorizing the commission to adopt rules; creating s. 628.805, F.S.; authorizing the office to participate in supervisory colleges; authorizing the office to assess fees on insurers for participation; amending ss. 636.045 and 641.225, F.S.; applying certain statutes related to solvency to prepaid limited health service organizations and health maintenance organizations; amending s. 641.255, F.S.; providing for applicability of specified provisions to a health main-

tenance organization that is a member of a holding company; providing effective dates and a contingent effective date.

By the Committee on Education; and Senator Montford—

CS for SB 1396—A bill to be entitled An act relating to public records and meetings; amending s. 1013.505, F.S., relating to public-private projects for the upgrade of state university facilities and infrastructure; defining the term "proprietary confidential business information"; creating an exemption from public records requirements for unsolicited proposals held by a state university board of trustees for a specified period; providing that proprietary confidential business information remains confidential and exempt from public records requirements; creating an exemption from public meetings requirements for portions of meetings of a state university board of trustees at which confidential and exempt information is discussed; providing for future review and repeal of the exemptions under the Open Government Sunset Review Act; providing statements of public necessity; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Simpson—

CS for SB 1450—A bill to be entitled An act relating to homeowners' association meetings; amending ss. 720.303 and 720.306, F.S.; requiring meetings to be held at locations accessible to physically handicapped persons; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Bradley and Dean—

CS for SB 1594—A bill to be entitled An act relating to vessel safety; amending s. 327.44, F.S.; authorizing the Fish and Wildlife Conservation Commission and certain law enforcement agencies or officers to relocate or remove vessels that unreasonably or unnecessarily constitute a navigation hazard or interfere with another vessel; exempting the commission or a law enforcement agency or officer from liability for damages to such a vessel caused by the relocation or removal thereof; providing an exception; providing that the commission or a law enforcement agency may recover from the vessel owner its costs for the relocation or removal of such a vessel; requiring the Department of Legal Affairs to represent the commission in actions to recover such costs; amending s. 376.15, F.S.; defining the term "commission"; authorizing the commission and certain law enforcement agencies and officers to relocate or remove a derelict vessel from public waters; exempting the commission or a law enforcement agency of officer from liability for damages to such a vessel caused by the relocation or removal thereof; providing an exception; amending s. 823.11, F.S.; defining the term "commission"; authorizing the commission and certain law enforcement agencies and officers to relocate or remove a derelict vessel from public waters if such vessel poses a danger to property or persons; exempting the commission or a law enforcement agency of officer from liability for damages to such a vessel caused by the relocation or removal thereof; providing an exception; expanding costs recoverable by the commission or a law enforcement agency against the owner of a derelict vessel for the relocation or removal thereof; abrogating the power of the commission to remove certain abandoned vessels and recover its costs therefor; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Banking and Insurance; and Senator Simpson—

CS for SB 310—A bill to be entitled An act relating to tax on insurance premiums; amending s. 624.509, F.S.; revising provisions relating to premium taxes paid by insurers; providing that the tax does not apply to any portion of the premium retained by a title insurance agent or agency; amending s. 627.7711, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By the Committees on Judiciary; and Regulated Industries; and Senator Altman—

CS for CS for SB 440—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; limiting the application of certain requirements relating to bylaws to residential condominiums and their associations and boards; amending s. 718.113, F.S.; limiting the application of certain requirements relating to the maintenance of residential condominiums and their associations and boards; amending s. 718.1255, F.S.; exempting nonresidential condominiums from mandatory arbitration unless specifically provided for in their declarations; amending s. 718.403, F.S., and reenacting subsection (1), relating to the authority to develop a condominium in phases; authorizing the developer to modify the plot plan as to unit or building types; limiting the circumstances under which a plot plan may be modified as to a residential condominium; specifying the provisions relating to phase condominiums that are inapplicable to nonresidential condominiums; amending s. 718.707, F.S.; extending by 1 year the time limitation for classification as a bulk assignee or bulk buyer; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By the Committees on Judiciary; and Banking and Insurance; and Senator Galvano—

CS for CS for SB 570—A bill to be entitled An act relating to title insurance; amending s. 625.041, F.S.; specifying that a title insurer is liable for all of its unpaid losses and claims; amending s. 625.111, F.S.; revising and specifying the reserves certain title insurers must set aside; specifying how such reserves will be released; specifying which state law governs the amount of the reserve when a title insurer transfers its domicile to this state; defining “bulk reserve”; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title insurance agent or agency may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a title insurance agency license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.782, F.S.; revising the date that certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing effective dates.

—was referred to the Committee on Commerce and Tourism.

By the Committee on Judiciary; and Senator Ring—

CS for SB 788—A bill to be entitled An act relating to clerks of court; amending s. 40.32, F.S.; authorizing jurors and witnesses to be paid by check; amending s. 77.27, F.S.; conforming a provision to changes made by the act; amending s. 77.28, F.S.; requiring a party applying for garnishment to pay a deposit to the garnishee, rather than in the registry of the court; deleting a provision that requires the clerk to collect a specified fee; amending s. 197.432, F.S.; providing requirements for the sale of tax certificates; amending s. 197.472, F.S.; revising requirements for the redemption of tax certificates; amending s. 197.502, F.S.; requiring the certificateholder to pay costs of resale within 15 days under certain circumstances; providing circumstances under which land shall be placed on a specified list; prohibiting a county from applying for a tax deed under certain circumstances; deleting a provision relating to a notification procedure; amending s. 197.542, F.S.; requiring the certificateholder to pay a specified amount of the assessed value of the homestead under certain circumstances; providing circumstances under which land shall be placed on a specified list; amending s. 197.582, F.S.; clarifying notice requirements; providing for excess proceeds relating to unclaimed property; requiring the clerk to ensure that excess funds are paid according to specified priorities; providing for interpleader actions and the award of reasonable fees and costs; providing an effective date.

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

CO-INTRODUCERS

Senators Abruzzo—SB 958, SB 1086; Altman—CS for CS for SB 378, SB 712, SB 724, SB 1086; Bean—CS for SB 542; Bullard—SB 958; Dean—SB 1594; Flores—SB 1192; Garcia—SB 1266; Hays—SB 1576; Joyner—SB 240; Montford—SB 1290; Sachs—SB 882; Sobel—CS for SB 450; Soto—SB 872, CS for SB 898, SB 958, SB 1260

SENATE PAGES

March 17-21, 2014

Desi Auber, Tallahassee; Abby Bennett, DeFuniak Springs; Alexis Castilla, West Palm Beach; Madeline Daniel, Jacksonville; James DiMarco, Tallahassee; Hannah Farmer, Parkland; Brady Fritsch, Royal Palm Beach; Matthew Hoch, Wellington; Jeremiah Jenkins, Jr., Pompano Beach; Tajmaus Johnson, Jr., Miami Gardens; Aireyl Jordan, Miami Gardens; Nicole Kotler, Delray Beach; Nina Kumar, Chuluota; Dexter Lazo, Ocala; Jeffrey Mitchell, Zephyrhills; Ben Murzin, Pensacola; Natali Shafer, Fernandina Beach; Kenny Smith, Tallahassee; Alyssa Whitfill, Altamonte Springs



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CALL TO ORDER

The Senate was called to order by President Gaetz at 10:30 a.m. A quorum present—40:

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Excused: Senator Abruzzo at 11:00 a.m.

PRAYER

The following prayer was offered by Imam Azhar Subedar, Masjid Nur of the Islamic Community of Southwest Florida:

In the name of God, the most gracious, the most merciful: The sun has risen once again, and a new day has dawned upon us all. This unique gift of today is different from yesterday—unattainable come the morrow, hence we acknowledge this blessing from you, O Lord, as we pray in your name.

Dear Lord of the Universe, make our today better than yesterday and a pedestal to an even better tomorrow. O Mighty One, we thank you for time and opportunity, health and ability, peace and stability. We awoke this morning after a night of slumber, for this we thank you. For the presence of loved ones by our side, we thank you. For the ability to breathe, thank you.

In acknowledgment of all these blessings, we beseech you, O Creator and Sustainer: Those who are hungry, provide for them; those who are naked, clothe them; those who are homeless, shelter them; those who are in distress, assist them; those who are in the midst of chaos, harbor them, and for those whose loved ones are missing, reunite them.

In expression of gratitude for the opportunity and responsibility you've bestowed upon the men and women of this Senate, we implore you, O Controller of all Affairs and Guide of all Hearts. By your grace you select, and through your name you guide.

The men and women of this chamber recognize the greatness of this nation and have pledged to uphold and promote it as the greatest nation as they are selected to continue all the good in your name.

With the acceptance of that responsibility, O Supreme One, in spite of their eloquence and position, influence and acquaintances, they know they—as we all—are weak and full of shortcomings. Yet, despite it all, allow them through your grace to fulfill their duty in a selfless manner to the best of their ability.

O Merciful One, we as a people realize the sacrifices which make us who we are and bless us with what we have. So to all those who continue to strive in their dedicated services for us all—from those abroad to those here at home, the ones who are active to the ones standing by, from the employed to the volunteers—we thank you for them, O Lord, and ask you to shower upon them goodness from your treasures.

From distant lands with an array of cultures, it is not the color of our skin or the languages we speak, not even the way we live or the faith and belief we ascribe to; rather, the common ground that unites us all and makes us one and all here in this nation of ours is our pledge to our flag and the promise to uphold our constitution.

So my Lord, once more guide us, inspire us, use us as your tools of mercy and righteousness for the commonwealth of this nation and for the entire humanity. Love and unity, peace and stability for all, Amen.

PLEDGE

Senate Pages, Ben Murzin of Pensacola; T.J. Johnson of Miami Gardens; Dexter Lazo of Ocala; Natali Shafer of Fernandina Beach; and Madeline Daniel of Jacksonville, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Ruth W. Orth of Pensacola whom he sponsored as the doctor of the day. Dr. Orth specializes in rheumatology.

ADOPTION OF RESOLUTIONS

On motion by Senator Thrasher—

By Senators Thrasher, Gaetz, Abruzzo, Altman, Bean, Benacquisto, Bradley, Brandes, Braynon, Bullard, Clemens, Dean, Detert, Diaz de la Portilla, Evers, Flores, Galvano, Garcia, Gardiner, Gibson, Grimsley, Hays, Hukill, Joyner, Latvala, Lee, Legg, Margolis, Montford, Negron, Richter, Ring, Sachs, Simmons, Simpson, Smith, Sobel, Soto, Stargel, and Thompson—

SR 1686—A resolution honoring the memory of a true statesman, Reubin O'Donovan Askew, the 37th Governor of Florida, and remembering a life well lived on and off the political stage.

WHEREAS, Reubin O'Donovan Askew was born on September 11, 1928, in Muskogee, Oklahoma, the youngest of six children of Leon and Alberta Askew, and

WHEREAS, in 1937, Reubin O'Donovan Askew relocated with his mother and siblings to her hometown, Pensacola, where he shined shoes, bagged groceries, and delivered newspapers to help his mother support the family, and

WHEREAS, upon graduating from Pensacola High School in 1946, Reubin O'Donovan Askew enlisted in the United States Army as a paratrooper, serving for 2 years, and

WHEREAS, Reubin O'Donovan Askew attended Florida State University, where he was student body president, joined the Reserve Officers' Training Corps, and, after earning a degree in public administration in 1951, became an Air Force officer, serving an additional 2 years of active duty during the Korean War, and

WHEREAS, upon completing his tour of duty, Reubin O'Donovan Askew studied law at the University of Florida Law School, was class president and, after graduating in 1956, was Assistant County Solicitor in Escambia County from 1956 to 1958, and

WHEREAS, Reubin O'Donovan Askew was elected to the Florida House of Representatives in 1958 and continued to serve in the House of Representatives until 1962, and

WHEREAS, Reubin O'Donovan Askew served in the Florida Senate from 1962 to 1970, representing District 2, was President Pro Tempore during the 1968-1970 term, and

WHEREAS, in 1970, Reubin O'Donovan Askew won election as Florida's Governor and subsequently was reelected to a second term, and

WHEREAS, Reubin O'Donovan Askew was a champion of ethics, transparency in government, tax reform, protection of Florida's environment, and, despite great political cost, racial and gender equality, and

WHEREAS, Reubin O'Donovan Askew chaired the Education Commission of the States from 1973 to 1974, the Southern Governors' Conference from 1974 to 1975, the Democratic Governors' Conference from 1976 to 1977, and the National Governors' Conference in 1977, and

WHEREAS, in 1979, Reubin O'Donovan Askew was appointed by President Jimmy Carter as United States trade representative, with cabinet and ambassador's rank, a post he held for 2 years, and

WHEREAS, Reubin O'Donovan Askew was an educator, teaching government and politics at Florida International University, Florida Atlantic University, Florida A&M University, the University of Florida, which named its institute of politics and society after him, and Florida State University, which named its school of public administration and policy after him, and

WHEREAS, Reubin O'Donovan Askew is survived by his wife, former First Lady of Florida Donna Lou Askew, whom he married in 1956, his children Kevin and Angela, and numerous grandchildren, and

WHEREAS, Reubin O'Donovan Askew was a statesman who, by his integrity, hard work, and dedication in the face of adversity, helped restore Floridians' trust in government, and

WHEREAS, it is most appropriate that the Florida Senate commemorate the passing of one of its former members, who served his district, this state, and his nation so admirably, NOW, THEREFORE,

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

That this legislative body does pause in its deliberations to pay its respects to the late Governor Reubin O'Donovan Askew and that the Florida Senate in session assembled does record this testimonial of esteem and bereavement.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mrs. Donna Lou Askew, a great and much admired first lady, as a tangible token of the sentiments expressed in this resolution.

—was introduced out of order and read by title. On motion by Senator Thrasher, **SR 1686** was read the second time in full and adopted.

MOMENT OF SILENCE

At the request of the President, the Senate observed a moment of silence honoring the life and memory of Reubin O'Donovan Askew, former Governor and Senator, who passed away on March 13, 2014.

SPECIAL GUESTS

Senator Simpson introduced his son, Wilton Simpson, Jr., who was present in the chamber.

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

SPECIAL ORDER CALENDAR

On motion by Senator Negron—

CS for SB 156—A bill to be entitled An act relating to motor vehicle and mobile home taxes, fees, and surcharges; amending s. 320.03, F.S.; reducing the amount of the additional registration fee used to fund the Florida Real Time Vehicle Information System; amending s. 320.04, F.S.; reducing the service charge imposed on an application for an original or duplicate license plate, or specified registration stickers or certificates; amending s. 320.06, F.S.; providing a cross-reference to changes made by the act; reducing the fee for treating license plates and validation stickers with retroreflection material; amending s. 320.072, F.S.; redistributing the additional fee collected on certain motor vehicle registration transactions; amending s. 320.08, F.S.; reducing license taxes for motorcycles and mopeds, automobiles or tri-vehicles for private use, and trucks; amending ss. 320.0804 and 320.08046, F.S.; reducing surcharges imposed on a license tax; reenacting and amending s. 320.0807(4), F.S., relating to special vehicle license plates for the Governor and federal and state legislators, to incorporate the amendment made to s. 320.06, F.S., in a reference thereto; providing for the disposition of certain taxes, fees and surcharges collected; prohibiting a refund of any taxes, fees, or surcharges collected before the effective date of the act; providing an effective date.

—was read the second time by title. On motion by Senator Negron, by two-thirds vote **CS for SB 156** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

MOTION

On motion by Senator Thrasher, by two-thirds vote **CS for SB 156** was ordered immediately certified to the House.

BILLS ON THIRD READING

CS for SB 858—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 288.985, F.S., which provides exemptions from public records and public meetings requirements for certain records and meetings of the Florida Defense Support Task Force; removing the penalty; removing superfluous language; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the third time by title.

On motion by Senator Altman, CS for SB 858 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Evers, Margolis, Abruzzo, Flores, Montford, Altman, Galvano, Negron, Bean, Garcia, Richter, Benacquisto, Gardiner, Ring, Bradley, Gibson, Sachs, Brandes, Grimsley, Simmons, Braynon, Hays, Simpson, Bullard, Hukill, Sobel, Clemens, Joyner, Soto, Dean, Latvala, Stargel, Detert, Lee, Thompson, Diaz de la Portilla, Legg, Thrasher

Nays—None

SB 486—A bill to be entitled An act relating to the federal write-in absentee ballot; amending s. 101.6952, F.S.; authorizing absent uniformed services voters and overseas voters to use the federal write-in absentee ballot in any state or local election; providing that an eligible elector may vote on any ballot measure in an election using the federal write-in absentee ballot; clarifying that a vote cast in a judicial merit retention election be treated in the same manner as a vote on certain ballot measures; making technical changes; amending s. 102.166, F.S.; revising minimum requirements for Department of State rules used in determining what constitutes a valid vote on a federal write-in absentee ballot; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, SB 486 was passed and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Mr. President, Flores, Negron, Abruzzo, Galvano, Richter, Altman, Garcia, Ring, Bean, Gardiner, Sachs, Benacquisto, Gibson, Simmons, Bradley, Grimsley, Simpson, Brandes, Hays, Smith, Braynon, Hukill, Sobel, Bullard, Joyner, Soto, Clemens, Latvala, Stargel, Dean, Lee, Thompson, Detert, Legg, Thrasher, Diaz de la Portilla, Margolis, Evers, Montford

Nays—None

CS for SB 236—A bill to be entitled An act relating to the renaming of Florida College System institutions; amending s. 1000.21, F.S.; renaming Edison State College and Pasco-Hernando Community College as

“Florida SouthWestern State College” and “Pasco-Hernando State College,” respectively; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, CS for SB 236 was passed and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Mr. President, Flores, Negron, Abruzzo, Galvano, Richter, Altman, Garcia, Ring, Bean, Gardiner, Sachs, Benacquisto, Gibson, Simmons, Bradley, Grimsley, Simpson, Brandes, Hays, Smith, Braynon, Hukill, Sobel, Bullard, Joyner, Soto, Clemens, Latvala, Stargel, Dean, Lee, Thompson, Detert, Legg, Thrasher, Diaz de la Portilla, Margolis, Evers, Montford

Nays—None

SB 604—A bill to be entitled An act relating to the Florida State Employees’ Charitable Campaign; amending s. 110.181, F.S.; providing an exception to the requirement that state officers and employees designate a charitable organization to receive contributions from the Florida State Employees’ Charitable Campaign; providing for the distribution of undesignated funds by the fiscal agent; removing the requirement that a local steering committee be established in each fiscal agent area; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, SB 604 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Flores, Montford, Abruzzo, Galvano, Negron, Altman, Garcia, Richter, Bean, Gardiner, Ring, Benacquisto, Gibson, Sachs, Brandes, Grimsley, Simmons, Braynon, Hays, Simpson, Bullard, Hukill, Smith, Clemens, Joyner, Sobel, Dean, Latvala, Soto, Detert, Lee, Stargel, Diaz de la Portilla, Legg, Thompson, Evers, Margolis, Thrasher

Nays—None

Vote after roll call:

Yea—Bradley

CS for SB 106—A bill to be entitled An act relating to county employees; amending s. 125.01, F.S.; providing that the governing body of a county has authority to determine available benefits of county employees; specifying the applicability of ch. 121, F.S., to such employees; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, CS for SB 106 was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 224—A bill to be entitled An act relating to nicotine dispensing devices; amending s. 569.002, F.S.; providing a definition; amending s. 569.0075, F.S.; prohibiting the gift of sample nicotine dispensing devices to persons under 18 years of age; amending s. 569.101, F.S.; prohibiting the selling, delivering, bartering, furnishing, or giving of nicotine dispensing devices to persons under 18 years of age, to which penalties apply; amending s. 569.11, F.S.; prohibiting persons under 18 years of age from possessing, purchasing, or misrepresenting their age or military service to purchase nicotine dispensing devices; providing civil penalties; amending s. 569.14, F.S.; requiring certain signage where a dealer sells nicotine dispensing devices; amending s. 569.19, F.S.; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to submit the number of violations for selling nicotine dispensing devices in its annual report; reenacting and amending s. 322.056(2) and (3), F.S., relating to mandatory driver license revocation or suspension for persons younger than 18 years of age who commit certain offenses, to incorporate the amendments to s. 569.11, F.S., in a reference thereto; making editorial changes; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Benacquisto, **CS for CS for SB 224** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 424—A bill to be entitled An act relating to discriminatory insurance practices; amending s. 626.9541, F.S.; providing that unfair discrimination on the basis of gun ownership in the provision of personal lines property or personal lines automobile insurance is a discriminatory insurance practice; clarifying that insurers are not prevented from charging supplemental premiums or sharing information between an insurer and its agent if a separate rider has been requested; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **CS for CS for SB 424** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Legg
Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gardiner	Sachs
Brandes	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hays	Sobel
Clemens	Hukill	Soto
Dean	Latvala	Stargel
Detert	Lee	Thrasher

Nays—3

Joyner	Smith	Thompson
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Vote after roll call:

Yea—Negron

CS for CS for SB 238—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the names of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; providing for future review and repeal of the exemption; providing a statement of necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Joyner, **CS for CS for SB 238** 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

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 380—A bill to be entitled An act relating to the responsibilities of health care facilities; repealing s. 383.336, F.S., relating to provider hospitals; amending s. 395.0191, F.S.; defining terms; prohibiting a health care facility from employing or contracting with a surgical assistant or surgical technologist under certain circumstances; providing exceptions; amending s. 395.1051, F.S.; requiring a hospital to notify obstetrical physicians before the hospital closes its obstetrical department or ceases to provide obstetrical services; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Bean, **CS for CS for SB 380** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 404—A bill to be entitled An act relating to professional geology; amending s. 492.104, F.S.; providing for apportionment of examination fees; amending s. 492.105, F.S.; revising examination requirements for professional geologists; creating s. 492.1051, F.S.; providing requirements for registration as a geologist-in-training; requiring geologist-in-training applicants to successfully complete the fundamentals of geology portion of the licensure examination; requiring an application fee and a refundable examination fee; requiring the Department of Business and Professional Regulation to submit each completed application to the Board of Professional Geologists for certification; setting forth the criteria the board may use to certify applicants; requiring the department to register each person as a geologist-in-training whom the board certifies has successfully completed the fundamentals portion of the geology examination; exempting registered geologist-in-training seeking licensure as a professional geologist from retaking the fundamentals of geology portion of the examination; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for CS for SB 404** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for SB 86—A bill to be entitled An act relating to dentists; amending s. 627.6474, F.S.; prohibiting a contract between a health insurer and a dentist from requiring the dentist to provide services at a fee set by the insurer under certain circumstances; defining the term “covered services” as it relates to contracts between a health insurer and a dentist; prohibiting a health insurer from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 636.035, F.S.; prohibiting a contract between a prepaid limited health service organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; defining the term “covered services” as it relates to contracts between a

prepaid limited health service organization and a dentist; prohibiting the prepaid limited health service organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 641.315, F.S.; prohibiting a contract between a health maintenance organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; defining the term “covered services” as it relates to contracts between a health maintenance organization and a dentist; prohibiting the health maintenance organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; providing for application of the act; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for SB 86** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 248—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident’s admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident’s behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors affecting the rights, health, safety, and welfare of residents in the facilities; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting the rights, health, safety, and welfare of residents and make recommendations for improvement; amending s. 400.0078, F.S.; requiring that a resident or a representative of a resident of a long-term care facility be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; revising the requirement that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services;

requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other inspections by the agency; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring that an assisted living facility that serves one or more mental health residents, rather than three or more residents, obtain a limited mental health license; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements to inform facility residents that the identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action may not be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving relevant services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the required preservice orientation and keep the signed statement in the employee's personnel record; requiring 2 additional hours of training for assistance with medication; conforming a cross-reference; requiring the Office of Program Policy Analysis and Government Accountability to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to implement a rating system of assisted living facilities by a specified date, adopt rules, and create content for the agency's website that makes available to consumers information regarding assisted living facilities; providing criteria for the content; providing appropriations; providing an effective date.

—was read the third time by title.

On motion by Senator Sobel, **CS for CS for SB 248** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Altman	Benacquisto
Abruzzo	Bean	Bradley

Brandes	Gibson	Ring
Braynon	Grimsley	Sachs
Bullard	Hays	Simmons
Clemens	Hukill	Simpson
Dean	Joyner	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lee	Soto
Evers	Legg	Stargel
Flores	Margolis	Thompson
Galvano	Montford	Thrasher
Garcia	Negron	
Gardiner	Richter	

Nays—None

CS for CS for SB 532—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; providing applicability; providing an effective date.

—was read the third time by title.

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

Amendment 1 (854550)—Delete line 53 and insert:

(b) *An individual who is older than 18 years of age at the*

On motion by Senator Simmons, **CS for CS for SB 532** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

MOTIONS

On motion by Senator Negron, portions of Senate Rule 2.39 were waived and the following deadlines and policies were applied to all bills on the agenda to be considered by the Committee on Appropriations on March 27, 2014:

- The deadline for filing amendments to any bill on the agenda is 1:30 p.m., Tuesday, March 25, 2014.
- The deadline for filing amendments to amendments and substitute amendments to any bill on the agenda is 1:30 p.m., Wednesday, March 26, 2014.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Thrasher, the rules were waived, and Group IV-B, the Committee on Appropriations' Subcommittees on Finance and Tax; General Government; and Health and Human Services, was granted permission to meet past 6:00 p.m. on Wednesday, March 19, 2014.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Garcia, by two-thirds vote **SB 1384** was withdrawn from the committees of reference and further consideration.

SPECIAL RECOGNITION

Senator Bullard recognized this day as being Vietnam Veteran's Day and honored President Pro Tempore Richter, Rules Chair Thrasher, and the Vietnam Veterans present in the gallery.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bill to be placed on the Special Order Calendar for Tuesday, March 18, 2014: SB 156.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Commerce and Tourism recommends the following pass: CS for SB 136

The bill was referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 910

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Judiciary recommends the following pass: SB 1242

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Ethics and Elections recommends the following pass: CS for SB 692; SB 1514

The bills were 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 512

The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1342

The Committee on Ethics and Elections recommends committee substitutes for the following: SB 1474; SB 1632

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 Regulated Industries recommends a committee substitute for the following: SB 810

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 702

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

The Committee on Agriculture recommends a committee substitute for the following: SB 1092

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 218; CS for CS for SB 272; CS for SB 450; CS for SB 708

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on General Government recommends the following pass: CS for SB 1094

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on Health and Human Services recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Surgeon General	
Appointee: Armstrong, John H.	Pleasure of Governor

The Committee on Commerce and Tourism recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Department of Economic Opportunity	
Appointee: Panuccio, Jesse	Pleasure of Governor

The Committee on Communications, Energy, and Public Utilities recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Public Service Commission	
Appointees: Brise, Ronald A. Graham, Art	01/01/2018 01/01/2018

The Committee on Education recommends that the Senate confirm the following appointments made by the Board of Governors:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida Polytechnic University	
Appointees: Brown, William M.	11/07/2017
Featherman, Sandra	07/15/2015
Martin, Frank T.	07/15/2015
Wilson, Donald H.	07/15/2014

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Board of Education	
Appointees: Armas, Ada Gonzalez	12/31/2016
Colon, John A.	12/31/2014
Padget, John R.	12/31/2016
Tuck, Andy	12/31/2017

Board of Trustees, Florida Gulf Coast University	
Appointee: Gable, Robert Blakeslee	01/06/2018

Board of Trustees, Florida Polytechnic University	
Appointees: Bostick, R. Mark	06/30/2015
Gidel, Robert H.	06/30/2017
Hammack, Scott J.	06/30/2015
Hyman, Kevin M.	06/30/2015
Stork, Robert W.	06/30/2014

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Banking and Insurance—

SB 1672—A bill to be entitled An act relating to property insurance; amending s. 627.351, F.S.; providing exemptions from the restriction on obtaining coverage from Citizens Property Insurance Corporation for major structures under certain conditions; deleting reference to the Residential Property and Casualty Joint Underwriting Association with respect to issuing certain residential or commercial policies; requiring the corporation to cease offering new commercial residential policies providing multiperil coverage after a certain date and providing that the corporation continue offering commercial residential wind-only policies; authorizing the corporation to offer commercial residential policies excluding wind; providing exceptions; specifying the amount of the surcharge to be assessed against personal lines, commercial lines, and coastal accounts to cover a projected deficit; requiring the corporation’s board to contract with the Division of Administrative Hearings to hear protests of the corporation’s decisions regarding the purchase of commodities and contractual services and issue a recommended order; requiring the board to take final action in a public meeting; revising the date for submitting the annual loss ratio report for residential coverage; amending s. 627.3518, F.S.; defining the term “surplus lines insurer”; requiring the corporation to implement procedures for diverting ineligible applicants and existing policyholders for commercial residential coverage from the corporation by a certain date; deleting the requirement that the corporation report such procedures to the Legislature; authorizing eligible surplus lines insurers to participate in the cor-

poration’s clearinghouse program and providing criteria for such eligibility; conforming cross-references; providing that certain applicants who accept an offer from a surplus lines insurer are considered a renewal; repealing s. 627.3519, F.S., relating to an annual report requirement relating to aggregate net probable maximum losses; amending s. 627.35191, F.S.; requiring the corporation to annually provide certain estimates for the next 12-month period to the Legislature and the Financial Services Commission; amending s. 627.701, F.S.; increasing the amount of the deductible that an insurer must offer for residential property insurance; amending s. 627.711, F.S.; authorizing the corporation to create an addendum to the uniform mitigation verification form for use by counties under certain circumstances; providing effective dates.

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

By the Committee on Environmental Preservation and Conservation—

SB 1674—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to qualifications and performance reviews of contractors performing certain site rehabilitation activities for petroleum contaminated sites and procedures for procurement of such contractors for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Appropriations—

SB 1676—A bill to be entitled An act relating to the Internal Revenue Code; amending s. 220.03, F.S.; adopting the 2014 version of the code; providing an effective date.

—was referred to the Committee on Commerce and Tourism.

By the Committee on Governmental Oversight and Accountability—

SB 1678—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 social security numbers of current and former agency employees held by an employing agency; saving the exemption from repeal under the Open Government Sunset Review Act; authorizing an employing agency to disclose the social security number of a current or former agency employee under certain circumstances; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Transportation; and Senator Grimsley—

CS for CS for SB 218—A bill to be entitled An act relating to transportation; amending s. 316.2397, F.S.; expanding the types of vehicles that may show or display an amber light; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern and authorizing the Department of Transportation to pay for such costs under certain circumstances; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for communication facilities on department property; authorizing

the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for capital expenditures; amending s. 339.2818, F.S.; subject to the appropriation of specified additional funding, authorizing a municipality within a rural area of critical economic concern or a rural area of critical economic concern community to compete for certain funding; providing criteria; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgement signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Communications, Energy, and Public Utilities; and Senator Simpson—

CS for CS for CS for SB 272—A bill to be entitled An act relating to water utilities; creating s. 367.072, F.S.; providing legislative findings; defining the term “customer”; authorizing the Florida Public Service Commission to revoke a certificate of authorization upon receipt of a petition; providing criteria for such petition; authorizing the commission to adopt rules; creating s. 367.0812, F.S.; requiring the commission to consider the quality of water service when fixing rates; providing criteria that the commission must consider in making its determination; requiring the utility to meet with its customers to discuss the costs and benefits of plausible solutions if the commission finds that the utility has failed to meet certain quality of water standards; prohibiting a customer from petitioning the commission to revoke the certificate of authorization of a utility under certain circumstances; authorizing the commission to prescribe penalties for certain failures of the utility; requiring the commission to adopt rules; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Agriculture; and Senators Clemens and Sobel—

CS for CS for SB 450—A bill to be entitled An act relating to telephone solicitation; reordering and amending s. 501.059, F.S.; redefining the term “telephonic sales call”; prohibiting a telephone solicitor from transmitting certain text messages to a consumer if the consumer is on the “no sales solicitation calls” list maintained by the Department of Agriculture and Consumer Services or if the consumer has previously communicated such a request to the telephone solicitor; making an appropriation; providing an effective date.

By the Committee on Regulated Industries; and Senator Flores—

CS for SB 512—A bill to be entitled An act relating to cemeteries; amending s. 497.260, F.S.; revising the exemptions to ch. 497, F.S., relating to cemeteries, to include certain religious-institution-owned cemeteries; amending s. 497.452, F.S.; deleting obsolete provisions; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Regulated Industries; and Senators Bean and Sobel—

CS for SB 702—A bill to be entitled An act relating to pharmacy audits; creating s. 465.1885, F.S.; enumerating the rights of pharmacies relating to audits of pharmaceutical services which are conducted by certain entities; requiring the Office of Insurance Regulation to investigate complaints alleging a violation of pharmacy rights; providing that a willful violation of such rights is an unfair claim settlement practice; exempting audits in which fraudulent activity is suspected or which are related to Medicaid claims; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Bean—

CS for CS for SB 708—A bill to be entitled An act relating to insurance claims; amending s. 626.601, F.S.; adding mediators and neutral evaluators to the list of individuals or entities that the Department of Financial Services or the Office of Insurance Regulation may investigate for alleged improper conduct; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.409, F.S.; providing that a claim for residential property insurance cannot be denied based on certain credit information; amending s. 627.4133, F.S.; providing that a policy or contract be cancelled based on certain credit information; amending s. 627.7015, F.S.; revising the rule requirements relating to the property insurance mediation program administered by the department; creating s. 627.70151, F.S.; providing grounds for challenging an umpire’s impartiality in estimating the amount of a property loss; amending s. 627.706, F.S.; redefining the term “neutral evaluator”; amending s. 627.7074, F.S.; specifying grounds for denying, suspending, or revoking approval of a neutral evaluator; creating s. 627.7142, F.S.; establishing a Claims Bill of Rights for residential property insurance policyholders; providing that such bill of rights does not provide a cause of action; creating s. 627.715, F.S.; defining terms; providing requirements for emergency mitigation repair agreements; requiring an emergency mitigation contractor to be appropriately certified or to possess a contracting license; amending s. 627.745, F.S.; revising qualifications for mediators of personal injury claims; providing grounds for denying, suspending, or revoking the application or approval of a mediator; providing an effective date.

By the Committee on Regulated Industries; and Senator Galvano—

CS for SB 810—A bill to be entitled An act relating to pugilistic exhibitions; amending s. 548.002, F.S.; revising definitions; amending s. 548.004, F.S.; revising the duties and responsibilities of the executive director of the Florida State Boxing Commission; deleting a provision requiring the electronic recording of commission proceedings; amending s. 548.006, F.S.; clarifying the commission’s exclusive jurisdiction over approval of amateur and professional boxing, kickboxing, and mixed martial arts matches; amending s. 548.007, F.S.; revising applicability of ch. 548, F.S.; repealing s. 548.013, F.S.; relating to foreign copromoter license requirement; amending s. 548.014, F.S.; deleting references to foreign copromoters; repealing s. 548.015, F.S., relating to the authority of the commission to require a concessionaire to file a form of security with the commission; amending s. 548.017, F.S.; deleting a requirement for the licensure of concessionaires; amending s. 548.046, F.S.; providing for immediate license suspension and other disciplinary action if a participant fails or refuses to provide a urine sample or tests positive for specified prohibited substances; amending s. 548.052, F.S.; deleting a reference to foreign copromoters; amending s. 548.054, F.S.; revising procedures and requirements for requesting a hearing following the withholding of a purse; amending s. 548.06, F.S.; specifying a circumstance under which a report is not required to be filed with the commission; revising the calculation of gross receipts that are required to be filed in a report to the commission; requiring promoters to retain specified documents and records; authorizing the commission and the Department of Business and Professional Regulation to audit specified records retained by a promoter; requiring the commission to adopt rules; amending s. 548.07, F.S.; revising the procedure for suspension of licensure; amending s. 548.073, F.S.; requiring that commission hearings be held in accordance with ch. 120, F.S.; providing an appropriation; providing an effective date.

By the Committee on Agriculture; and Senator Simpson—

CS for SB 1092—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; amending s. 316.545, F.S.; revising membership of the board; providing for appointment of additional members by the Governor and the Commissioner of Agriculture; providing for terms of the additional members; providing qualifications for such members; providing for removal of members by the Governor under certain circumstances; providing for action by a quorum of the board; requiring that the additional appointments be made by a specified date; providing effective dates.

By the Committee on Agriculture; and Senator Dean—

CS for SB 1342—A bill to be entitled An act relating to nonresidential farm buildings; amending s. 604.50, F.S.; exempting nonresidential farm buildings, farm fences, and farm signs that are located on lands used for bona fide agricultural purposes from any county or municipal assessment; providing an effective date.

By the Committee on Ethics and Elections; and Senator Abruzzo—

CS for SB 1474—A bill to be entitled An act relating to public officers and employees; amending s. 112.326, F.S.; authorizing the electors of a political subdivision to impose additional or more stringent standards of conduct and disclosure requirements upon the political subdivision's officers and employees; requiring a local ethics agency or commission to establish certain procedures; providing an effective date.

By the Committee on Ethics and Elections; and Senator Stargel—

CS for SB 1632—A bill to be entitled An act relating to special districts; designating parts I-VIII of ch. 189, F.S., relating to special districts, and renaming the chapter; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 112.312, F.S.; redefining the term “agency” as it applies to the code of ethics for public officers and employees to include special districts; creating s. 112.511, F.S.; specifying applicability of procedures regarding suspension and removal of a member of the governing body of a special district; transferring, renumbering, and amending s. 189.401, F.S.; revising a short title; transferring, renumbering, and amending s. 189.402, F.S.; revising a statement of legislative purpose and intent; making technical changes; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.403, F.S.; redefining the term “special district”; transferring, renumbering, and amending ss. 189.4031, 189.4035, 189.404, 189.40401, 189.4041, and 189.4042, F.S.; deleting provisions relating to the application of a special district to amend its charter; conforming provisions and cross-references; transferring, renumbering, and amending s. 189.4044, F.S.; revising the circumstances under which the Department of Economic Opportunity may declare a special district inactive; requiring the department to provide notice of a declaration of inactive status to the chair of the county legislative delegation and the Legislative Auditing Committee rather than the Legislature; prohibiting special districts that are declared inactive from collecting taxes, fees, or assessments; providing exceptions; providing for enforcement of the prohibition; transferring and renumbering ss. 189.4045 and 189.4047, F.S.; transferring, renumbering, and amending s. 189.405, F.S.; revising requirements related to education programs for new members of special district governing bodies; amending s. 189.4051, F.S.; revising definitions; conforming provisions; transferring and renumbering ss. 189.4065, 189.408, and 189.4085, F.S.; transferring, renumbering, and amending ss. 189.412 and 189.413, F.S.; renaming the Special District Information Program the Special District Accountability Program; revising duties of the Special District Accountability Program; transferring and renumbering ss. 189.415, 189.4155, and 189.4156, F.S.; transferring, renumbering, and amending ss. 189.416, 189.417, and 189.418, F.S.; conforming provisions and cross-references; transferring, renumbering, and amending s. 189.419, F.S.; revising provisions related to the failure of a special district to file certain reports or information; conforming cross-references; transferring and renumbering s. 189.420, F.S.; transferring, renumbering, and amending s. 189.421, F.S.; deleting provisions related to available remedies for the failure of a special dis-

trict to disclose required financial reports; transferring and renumbering ss. 189.4221, 189.423, and 189.425, F.S.; transferring, renumbering, and amending s. 189.427, F.S.; providing for the deposit of administration fees into the Operating Trust Fund rather than the Grants and Donations Trust Fund; transferring, renumbering, and amending s. 189.428, F.S.; revising the oversight review process for special districts; transferring and renumbering s. 189.429, F.S.; repealing ss. 189.430, 189.431, 189.432, 189.433, 189.434, 189.435, 189.436, 189.437, 189.438, 189.439, 189.440, 189.441, 189.442, 189.443, and 189.444, F.S., relating to the Community Improvement Authority Act; creating ss. 189.034 and 189.035, F.S.; requiring the Legislative Auditing Committee to provide notice of the failure of special districts to file certain required reports to the chair of the county legislative delegation or the chair or equivalent of the local general-purpose government, as applicable; requiring the chair of the county legislative delegation or the chair or equivalent of the local general-purpose government, as applicable, to convene a public hearing on the issue of noncompliance; authorizing the county legislative delegation or the local general-purpose government, as applicable, to request certain information from a special district before the public hearing; creating s. 189.055, F.S.; requiring special districts to be treated as municipalities for certain purposes; creating s. 189.069, F.S.; requiring special districts to annually update and maintain certain information on the district's website; requiring special districts to submit the web address of their respective websites to the department; requiring that the department's online list of special districts include a link to the website of certain special districts; creating s. 189.0691, F.S.; providing for the suspension of special district governing body members by the Governor under certain conditions; requiring the Governor and appointing authority to ensure that the governing body maintains a sufficient number of members to constitute a quorum; amending ss. 11.45, 100.011, 101.657, 112.061, 112.63, 112.665, 121.021, 121.051, 125.901, 153.94, 163.08, 165.031, 165.0615, 171.202, 175.032, 190.011, 190.046, 190.049, 191.003, 191.005, 191.013, 191.014, 191.015, 200.001, 218.31, 218.32, 218.37, 255.20, 298.225, 343.922, 348.0004, 373.711, 403.0891, 582.32, and 1013.355, F.S.; conforming cross-references and provisions to changes made by the act; providing effective dates.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Transportation; and Senator Grimsley—

CS for CS for SB 218—A bill to be entitled An act relating to transportation; amending s. 316.2397, F.S.; expanding the types of vehicles that may show or display an amber light; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern and authorizing the Department of Transportation to pay for such costs under certain circumstances; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for capital expenditures; amending s. 339.2818, F.S.; subject to the appropriation of specified additional funding, authorizing a municipality within a rural area of critical economic concern or a rural area of critical economic concern community to compete for certain funding; providing criteria; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgement signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign

owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

—was referred to the Committee on Transportation.

By the Committee on Regulated Industries; and Senators Bean and Sobel—

CS for SB 702—A bill to be entitled An act relating to pharmacy audits; creating s. 465.1885, F.S.; enumerating the rights of pharmacies relating to audits of pharmaceutical services which are conducted by certain entities; requiring the Office of Insurance Regulation to investigate complaints alleging a violation of pharmacy rights; providing that a willful violation of such rights is an unfair claim settlement practice; exempting audits in which fraudulent activity is suspected or which are related to Medicaid claims; providing an effective date.

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

By the Committee on Regulated Industries; and Senator Galvano—

CS for SB 810—A bill to be entitled An act relating to pugilistic exhibitions; amending s. 548.002, F.S.; revising definitions; amending s. 548.004, F.S.; revising the duties and responsibilities of the executive director of the Florida State Boxing Commission; deleting a provision requiring the electronic recording of commission proceedings; amending s. 548.006, F.S.; clarifying the commission's exclusive jurisdiction over approval of amateur and professional boxing, kickboxing, and mixed martial arts matches; amending s. 548.007, F.S.; revising applicability of ch. 548, F.S.; repealing s. 548.013, F.S.; relating to foreign copromoter license requirement; amending s. 548.014, F.S.; deleting references to foreign copromoters; repealing s. 548.015, F.S., relating to the authority of the commission to require a concessionaire to file a form of security with the commission; amending s. 548.017, F.S.; deleting a requirement for the licensure of concessionaires; amending s. 548.046, F.S.; providing for immediate license suspension and other disciplinary action if a participant fails or refuses to provide a urine sample or tests positive for specified prohibited substances; amending s. 548.052, F.S.; deleting a reference to foreign copromoters; amending s. 548.054, F.S.; revising procedures and requirements for requesting a hearing following the withholding of a purse; amending s. 548.06, F.S.; specifying a circumstance under which a report is not required to be filed with the commission; revising the calculation of gross receipts that are required to be filed in a report to the commission; requiring promoters to retain specified documents and records; authorizing the commission and the Department of Business and Professional Regulation to audit specified records retained by a promoter; requiring the commission to adopt rules; amending s. 548.07, F.S.; revising the procedure for suspension of licensure; amending s. 548.073, F.S.; requiring that commission hearings be held in accordance with ch. 120, F.S.; providing an appropriation; providing an effective date.

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

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

CS for SB 990—A bill to be entitled An act relating to public officers and employees; amending s. 112.313, F.S.; removing an exception from prohibited employment or a prohibited contractual relationship for an officer or employee of certain special tax districts or an agency organized pursuant to ch. 298, F.S.; providing an effective date.

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

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The following Executive Orders were filed with the Secretary:

EXECUTIVE ORDER NUMBER 14-91 (Executive Order of Suspension)

WHEREAS, Huberta Rejouis, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about January 31, 2014, Huberta Rejouis was convicted in the Circuit Court of the Tenth Judicial Circuit, in and for Polk County, in case number 2013CF008245, of one count of Burglary of an Unoccupied Conveyance, a third-degree felony in violation of section 810.02(4)(b), Florida Statutes, and one count of Grand Theft (more than \$20,000, less than \$100,000), a second-degree felony in violation of section 812.014(2)(b), Florida Statutes, and one count of Uttering a Forged Instrument, a third-degree felony in violation of section 831.02, Florida Statutes, and one count of Fraudulent Use or Possession with Intent to Fraudulently Use Personal Identification Information of a Deceased Individual, a third-degree felony in violation of section 817.568(8)(a), Florida Statutes, and one count of False or Fraudulent Acknowledgment as a Notary Public, a third-degree felony, in violation of section 117.1054(2)(b), Florida Statutes; and

WHEREAS, Huberta Rejouis, failed to notify the Department of State of the above-stated changes to her criminal history record following her felony convictions while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Huberta Rejouis be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Huberta Rejouis is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Huberta Rejouis is commissioned as a Florida notary public from March 27, 2013, through March 26, 2017.

C. Huberta Rejouis was convicted of five separate felonies in Polk County in 2013, while commissioned as a Florida notary public.

D. Huberta Rejouis failed to notify the Department of State of the changes to her criminal history record following the felony convictions in Polk County in 2013, as required by section 117.01(2), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Huberta Rejouis is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Huberta Rejouis is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR



ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-92
(Executive Order of Suspension)

WHEREAS, Lori J. Gulden, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Lori J. Gulden for notary misconduct from the State of Florida Commission on Ethics, and thereafter initiated an investigation of the reported violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation conducted by the State of Florida Commission on Ethics, Lori J. Gulden admitted that she notarized the signature of an individual without the signatory in her presence, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, based upon the above-stated violation of the presence requirement, Lori J. Gulden made a false or fraudulent acknowledgment by stating the absent party appeared before her at the time of the notarization of the document, in violation of section 117.105, Florida Statutes; and

WHEREAS, on January 15, 2014, this Office notified Lori J. Gulden by certified mail of the investigation of notary misconduct, and required that she provide a sworn written response to the above-stated reported violations; and

WHEREAS, to date, Lori J. Gulden has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Lori J. Gulden be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Lori J. Gulden is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Lori J. Gulden is commissioned as a Florida notary public from March 4, 2013, through March 3, 2017.

C. Lori J. Gulden notarized a document when the signer was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. Lori J. Gulden made a false or fraudulent acknowledgment of the instrument being notarized, in violation of section 117.105, Florida Statutes.

E. Lori J. Gulden refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Lori J. Gulden is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Lori J. Gulden is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin, today, until further Executive Order is issued, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR



ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-93
(Executive Order of Suspension)

WHEREAS, Tamala J. Grecni, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 11, 2013, Tamala J. Grecni was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Osceola County, in case number 2012CF002292, of one count of Driving Under Influence (Two Prior DUI Convictions), a third-degree felony in violation of section 316.193(2)(b), Florida Statutes; and

WHEREAS, Tamala J. Grecni failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, this Office notified Tamala J. Grecni by certified mail, and required that she respond to the investigation by this Office of her felony conviction while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Tamala J. Grecni; and

WHEREAS, during the investigation by this Office, it was discovered that Tamala J. Grecni had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tamala J. Grecni be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tamala J. Grecni is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tamala J. Grecni is commissioned as a Florida notary public from November 21, 2010, through November 20, 2014.

C. Tamala J. Grecni was convicted of a felony in Osceola County in 2013, while commissioned as a Florida notary public.

D. Tamala J. Grecni failed to notify the Department of State of the change to her criminal history record following her felony conviction in Osceola County in 2013, as required by section 117.01(2), Florida Statutes.

E. Tamala J. Grecni failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Tamala J. Grecni refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tamala J. Grecni is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tamala J. Grecni is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privi-

leges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:

Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-94
(Executive Order of Suspension)

WHEREAS, Jennifer M. Thompson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about March 6, 2013, Jennifer M. Thompson was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2013CF100479, of one count of Dealing in Stolen Property, a second-degree felony in violation of section 812.019(1), Florida Statutes, and one count of Burglary of an Unoccupied Structure, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes; and

WHEREAS, on or about March 6, 2013, Jennifer M. Thompson was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2013CF100483, of one count of Dealing in Stolen Property, a third-degree felony in violation of section 812.019(1), Florida Statutes, and one count of Preventing or Obstructing Extinguishment of Fire, a third-degree felony in violation of section 806.10(1), Florida Statutes; and

WHEREAS, Jennifer M. Thompson failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 15, 2014, and January 29, 2014, this Office notified Jennifer M. Thompson by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Jennifer M. Thompson had moved from the address on file and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Jennifer M. Thompson; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jennifer M. Thompson be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jennifer M. Thompson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jennifer M. Thompson is commissioned as a Florida notary public from November 15, 2010, through November 14, 2014.

C. Jennifer M. Thompson was convicted of four felonies in Volusia County in 2013, while commissioned as a Florida notary public.

D. Jennifer M. Thompson failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Volusia County in 2013, as required by section 117.01(2), Florida Statutes.

E. Jennifer M. Thompson failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Jennifer M. Thompson refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jennifer M. Thompson is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jennifer M. Thompson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:

Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-95
(Executive Order of Suspension)

WHEREAS, Sonya Loturco, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about July 12, 2012, Sonya Loturco was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2012CF033430, of one count of Burglary of an Unoccupied Structure, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes; and

WHEREAS, Sonya Loturco failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and February 6, 2014, this Office notified Sonya Loturco by certified mail, and required that she respond to the investigation by this Office of her felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Sonya Loturco; and

WHEREAS, during the investigation by this Office, it was discovered that Sonya Loturco had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Sonya Loturco be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Sonya Loturco is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Sonya Loturco is commissioned as a Florida notary public from August 24, 2010, through August 23, 2014.

C. Sonya Loturco was convicted of a felony in Volusia County in 2012, while commissioned as a Florida notary public.

D. Sonya Loturco failed to notify the Department of State of the change to her criminal history record following her felony conviction in Volusia County in 2012, as required by section 117.01(2), Florida Statutes.

E. Sonya Loturco failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Sonya Loturco refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Sonya Loturco is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Sonya Loturco is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-96
(Executive Order of Suspension)

WHEREAS, Danielle Taylor, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 2, 2011, Danielle Taylor was convicted in the Circuit Court of the Fourth Judicial Circuit, in and for Clay County, in case number 2010CF001232, of one count of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes, and one count of Possession of Drug Paraphernalia, a first-degree misdemeanor in violation of section 893.147(1), Florida Statutes; and

WHEREAS, on or about September 15, 2011, Danielle Taylor was convicted in the Circuit Court of the Fourth Judicial Circuit, in and for Duval County, in case number 2011CF009547, of two counts of Obtaining Controlled Substance by Withholding Information, a third-degree felony in violation of section 893.13(7)(a)8., Florida Statutes; and

WHEREAS, on or about July 2, 2012, Danielle Taylor was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2012CF000868, of one count of Possession of Cocaine, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes, and one count of Driving While License Cancelled, Suspended,

or Revoked, a second-degree misdemeanor in violation of section 322.34(2)(a), Florida Statutes; and

WHEREAS, Danielle Taylor failed to notify the Department of State of the above-stated changes to her criminal history record following her convictions for the above-stated felonies and misdemeanors during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and February 6, 2014, this Office notified Danielle Taylor by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Danielle Taylor had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her contact information within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Danielle Taylor; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Danielle Taylor be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Danielle Taylor is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Danielle Taylor is commissioned as a Florida notary public from July 12, 2010, through July 11, 2014.

C. Danielle Taylor was convicted of felonies in Clay, Duval, and St. Johns Counties in 2011 and 2012, while commissioned as a Florida notary public.

D. Danielle Taylor failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Clay, Duval, and St. Johns Counties in 2011 and 2012, as required by section 117.01(2), Florida Statutes.

E. Danielle Taylor failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Danielle Taylor refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Danielle Taylor is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Danielle Taylor is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-97
(Executive Order of Suspension)

WHEREAS, Amy L. Thompson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about June 12, 2012, Amy L. Thompson was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF001536, of one count of Grand Theft (value more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)(1), Florida Statutes, and one count of Providing False Information to a Property Dealer (value more than \$300), a second-degree felony in violation of section 538.04(4)(b), Florida Statutes; and

WHEREAS, Amy L. Thompson failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, January 22, 2014, and January 30, 2014, this Office notified Amy L. Thompson by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Amy L. Thompson had moved from the address on file and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Amy L. Thompson; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Amy L. Thompson be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Amy L. Thompson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Amy L. Thompson is commissioned as a Florida notary public from October 6, 2010, through October 5, 2014.

C. Amy L. Thompson was convicted of two felonies in Orange County in 2012, while commissioned as a Florida notary public.

D. Amy L. Thompson failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Amy L. Thompson failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Amy L. Thompson refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Amy L. Thompson is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Amy L. Thompson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall

begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-98
(Executive Order of Suspension)

WHEREAS, Arian Charlton, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 25, 2013, Arian Charlton was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2013CF055603, of one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)(1), Florida Statutes; and

WHEREAS, Arian Charlton failed to notify the Department of State of the above-stated change to her criminal history record, as required by section 117.01(2), Florida Statutes, following her felony conviction while commissioned as a Florida notary public; and

WHEREAS, on January 9, 2014, and February 6, 2014, this Office notified Arian Charlton by certified mail, and required that she respond to the investigation by this Office of her felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Arian Charlton; and

WHEREAS, during the investigation by this Office, it was discovered that Arian Charlton had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Arian Charlton be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Arian Charlton is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Arian Charlton is commissioned as a Florida notary public from April 24, 2010, through April 23, 2014.

C. Arian Charlton was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Arian Charlton failed to notify the Department of State of the change to her criminal history record following her felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Arian Charlton failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Arian Charlton refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Arian Charlton is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Arian Charlton is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-99
(Executive Order of Suspension)

WHEREAS, Kelly LaMotte, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about June 17, 2011, Kelly LaMotte was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2011CF030184, of one count of Uttering a Forgery, a third-degree felony in violation of section 831.02, Florida Statutes, and one count of Grand Theft (more than \$300, less than \$20,000), a third-degree felony in violation of section 810.014(2)(c), Florida Statutes; and

WHEREAS, Kelly LaMotte failed to notify the Department of State of the above-stated changes to her criminal history record, as required by section 117.01(2), Florida Statutes, following her felony convictions while commissioned as a Florida notary public; and

WHEREAS, on January 10, 2014, this Office notified Kelley LaMotte by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Kelly LaMotte; and

WHEREAS, during the investigation by this Office, it was discovered that Kelly LaMotte had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Kelly LaMotte be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Kelly LaMotte is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Kelly LaMotte is commissioned as a Florida notary public from April 4, 2010, through April 3, 2014.

C. Kelly LaMotte was convicted of two felonies in Volusia County in 2011, while commissioned as a Florida notary public.

D. Kelly LaMotte failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Volusia County in 2011, as required by section 117.01(2), Florida Statutes.

E. Kelly LaMotte failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Kelly LaMotte refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Kelly LaMotte is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Kelly LaMotte is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-100
(Executive Order of Suspension)

WHEREAS, Shelley L. Bushey, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about December 6, 2011, Shelley L. Bushey was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2011CF035560, of one count of Trafficking in Stolen Property, a second-degree felony in violation of section 812.019(1), Florida Statutes, and one count of Fraudulent Use of a Credit Card (more than two times within a six month period), a third-degree felony in violation of section 817.61, Florida Statutes, and one count of False Verification of Ownership to a Pawnbroker (less than \$300), a third-degree felony in violation of section 539.001(8)(b)8.a., Florida Statutes, and one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)(1), Florida Statutes; and

WHEREAS, on or about December 6, 2011, Shelley L. Bushey was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2011CF035561, of one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)(1), Florida Statutes; and

WHEREAS, Shelley L. Bushey failed to notify the Department of State of the above-stated changes to her criminal history record during her

commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 29, 2014, this Office notified Shelley L. Bushey by certified mail, and required that she respond to the investigation by this Office of her felony convictions while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Shelley L. Bushey; and

WHEREAS, during the investigation by this Office, it was discovered that Shelley L. Bushey had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Shelley L. Bushey be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Shelley L. Bushey is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Shelley L. Bushey is commissioned as a Florida notary public from May 31, 2010, through May 30, 2014.

C. Shelley L. Bushey was convicted of five separate felonies in Brevard County in 2011, while commissioned as a Florida notary public.

D. Shelley L. Bushey failed to notify the Department of State of the changes to her criminal history record following the felony convictions in Brevard County in 2011, as required by section 117.01(2), Florida Statutes.

E. Shelley L. Bushey failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Shelley L. Bushey refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Shelley L. Bushey is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Shelley L. Bushey is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-101
(Executive Order of Suspension)

WHEREAS, Michelle R. Davis-Hypes, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about March 18, 2013, Michelle R. Davis-Hypes was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Lake County, in case number 2012CF002061, of one count of Driving Under the Influence, a misdemeanor in violation of section 316.193(1), Florida Statutes; and

WHEREAS, Michelle R. Davis-Hypes failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 17, 2014, this Office notified Michelle R. Davis-Hypes by certified mail, and required that she respond to the investigation conducted by this Office regarding her conviction while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Michelle R. Davis-Hypes, in violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Michelle R. Davis-Hypes be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Michelle R. Davis-Hypes is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Michelle R. Davis-Hypes is commissioned as a Florida notary public from May 25, 2010, through May 24, 2014.

C. Michelle R. Davis-Hypes was convicted of Driving Under the Influence in Lake County in 2013, while commissioned as a Florida notary public.

D. Michelle R. Davis-Hypes failed to notify the Department of State of the change to her criminal history record following her conviction in Lake County in 2012, as required by section 117.01(2), Florida Statutes.

E. Michelle R. Davis-Hypes refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Michelle R. Davis-Hypes is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Michelle R. Davis-Hypes is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Athletic Training Appointee: Christie, Kevin M., II, Ft. Lauderdale	10/31/2017
Florida Commission on Community Service Appointees: Miller, Patricia Penny, Ocala Schultz, Kerry Anne, Gulf Breeze Towler, Susan, Jacksonville	09/14/2016 09/14/2015 09/14/2016
Board of Trustees of College of Central Florida Appointee: Balfour, Sandra, Lecanto	05/31/2017
Board of Trustees of Daytona State College Appointee: Lubi, Garry R., Palm Coast	05/31/2014
Board of Trustees of Edison State College Appointees: Donalds, Byron, Naples Loche, Eric C., Port Charlotte Rhone, Braxton C., Fort Myers Vernon, Christopher T., Naples	05/31/2017 05/31/2014 05/31/2017 05/31/2017
Board of Trustees of Florida Keys Community College Appointee: Spottswood, Elena G., Key West	05/31/2014
Board of Trustees of Gulf Coast State College Appointee: Warriner, David P., Port Saint Joe	05/31/2017
Board of Trustees of North Florida Community College Appointee: Lyons, Ricky, Mayo	05/31/2017
Board of Trustees of Pensacola State College Appointees: Simmons, Chip W., Confidential pursuant to s. 119.071(4), F.S. Woll, Herbert, Gulf Breeze	05/31/2014 05/31/2017
Board of Trustees of Polk State College Appointee: Garcia, Ricardo, Lakeland	05/31/2017
Board of Trustees of St. Johns River State College Appointee: Lagasse, Glenda Marlene, Palatka	05/31/2015
Board of Trustees of Valencia College Appointees: Crossman, John M., Orlando Grulich, Maria, Celebration Maguire, Raymer F., III, Orlando	05/31/2017 05/31/2017 05/31/2017
Board of Dentistry Appointee: Sissine, Angela M., Jacksonville	10/31/2017
Board of Hearing Aid Specialists Appointee: Moore, Douglas R., Delray Beach	10/31/2016
Board of Trustees of South Lake County Hospital District Appointee: Nussbaumer, James L., Groveland	07/05/2017
Board of Massage Therapy Appointees: Davis, Guery L., Tallahassee Havard, Robyn Dohn, Gulf Breeze	10/31/2014 10/31/2016
Board of Pharmacy Appointee: Meshad, Gavin W., Sarasota	10/31/2017

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Pilot Commissioners Appointees: Kurtz, Carolyn J., Tampa Nielsen, Stephen, Davie	10/31/2017 10/31/2017
Florida Real Estate Appraisal Board Appointee: Roy, Michael C., Jacksonville	10/31/2014
Apalachee Regional Planning Council, Region 2 Appointees: Cutshaw, Steven, Confidential pursuant to s. 119.071(4), F.S. Grant, Henry G., Quincy Stephens, Donald R., Blountstown	10/01/2015 10/01/2015 10/01/2015
Treasure Coast Regional Planning Council, Region 10 Appointees: Houston, C. Michael, Jensen Beach Overdorf, Tobin R., Palm City	10/01/2015 10/01/2014
South Florida Regional Planning Council, Region 11 Appointee: Hernandez, Nelson L., Miami Lakes	10/01/2016
Board of Veterinary Medicine Appointee: Hase, Robert R., Jr., New Port Richey	10/31/2016

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc. Appointees: Adamiak, Robert A., Ocala Bush, Shawn D., Orlando Garey, Alan L., Parkland Holder, Carlyle I., Clermont Lukis, Vicki L., Tallahassee Muhammad, Tadar, Orlando Nicklaus, Harry Gregg, St. Pete Beach	09/30/2016 09/30/2016 09/30/2015 09/30/2017 09/30/2014 09/30/2016 09/30/2014

Referred to the Committees on Criminal Justice; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, New College of Florida Appointee: Saputo, John W., Longboat Key	01/06/2018
Board of Trustees, Florida Polytechnic University Appointee: Hallion, Richard P., Jr., Shalimar	07/15/2014

Referred to the Committees on Education; and Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 11 and March 17 were corrected and approved.

CO-INTRODUCERS

Senators Altman—SB 1576; Galvano—SB 958; Latvala—CS for SB 1594; Soto—SB 436

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 11:38 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 20 or upon call of the President.



Journal of the Senate

Number 6—Regular Session

Thursday, March 20, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 1:30 p.m. A quorum present—38:

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gibson	Sachs
Benacquisto	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

PRAYER

The following prayer was offered by Pastor Neil Spencer, Coastline Calvary Chapel, Destin:

Heavenly Father, you truly are the Almighty God, our Creator, our Redeemer, our Sustainer, and our Friend. Father, it is my great honor and privilege to stand before you and these honorable men and women whom you have chosen to serve and to lead the citizens of this great State of Florida. Father, we are here today to ask that your hand of blessing and your hand of discernment be upon our Senate leaders in this session as they gather here.

I pray that you would grant them your wisdom, knowledge, and understanding as they seek you in the decisions they make. I pray that you would help them to faithfully represent well the citizens of this great State of Florida who have elected them to serve in this place of leadership.

I pray that you aid them as our representatives, but Lord, truly they are your chosen vessels. I pray that you would grant those here today the knowledge and ability to administer the business of this great State of Florida, both justly and fairly.

Use these men and women, Lord, for your ultimate glory and our ultimate good. We ask this in your name, Amen.

PLEDGE

Senate Pages, James DiMarco of Tallahassee; Jeffrey Mitchell of Zephyrhills; Matthew Hoch of Wellington; Hannah Farmer of Parkland; and Nina Kumar of Chuluota, 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 E. Winchester of Gainesville, sponsored by Senator Bradley, as the doctor of the day. Dr. Winchester specializes in cardiology.

SPECIAL GUESTS

Senator Legg introduced his son, Jack Legg, who was present in the chamber.

ADOPTION OF RESOLUTIONS

On motion by Senator Legg—

By Senator Legg—

SR 1680—A resolution recognizing the exceptional achievements of the film industry in India and celebrating the Tampa Bay area’s hosting of the 15th annual International Indian Film Academy Awards celebration on April 23-26, 2014.

WHEREAS, the International Indian Film Academy (IIFA) is dedicated to the promotion of Indian cinema worldwide, placing it on an international stage by fostering exchange and interaction to enhance business opportunities, and

WHEREAS, over the course of the last 15 years, the annual IIFA awards celebration, initiated by Wizcraft International Entertainment and its founders Wizzes Andre Timmins, Sabbas Joseph, and Viraf Sarkari, has grown into a highly anticipated international event, attracting filmmakers and acclaimed actors in celebration of Indian cinema, and

WHEREAS, on April 23-26, 2014, the Tampa Bay area will host the 15th annual Videocon D2H IIFA Weekend celebration, which will culminate with the glitz and glamour of the Tata Motors IIFA Awards, and

WHEREAS, the Tata Motors IIFA Awards will be hosted by Farhan Akhtar and Shahid Kapoor and will include performances by Priyanka Chopra, Hrithik Roshan, Ranveer Singh, and Madhuri Dixit and participation by Anil Kapoor, Vidya Balan, Preity Zinta, and Deepika Padukone, and

WHEREAS, IIFA Magic of the Movies will be hosted by Saif Ali Khan and Vir Das and will include performances by Kareena Kapoor, Sonakshi Sinha, Bipasha Basu, Pritam, Rahat Fateh Ali Khan, Aditi Rao Hydari, and Shruti Haasan, and

WHEREAS, the 15th annual IIFA Weekend celebration will showcase the Tampa Bay area’s many attractions and cultural venues, NOW, THEREFORE,

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

That the exceptional achievements of the film industry in India and the Tampa Bay area’s hosting of the 15th annual International Indian Film Academy Weekend and Awards celebration on April 23-26, 2014, are recognized and celebrated.

—was introduced out of order and read by title. On motion by Senator Legg, **SR 1680** was read the second time by title and adopted.

INTRODUCTION OF FORMER SENATORS

Senator Thompson introduced former Senators Anthony C. “Tony” Hill, Sr. and James T. “Jim” Hargrett, Jr. who were present in the chamber.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Don Gaetz
President, The Florida Senate

March 20, 2014

Dear President Gaetz:

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>For Term Ending</i>		<i>For Term Ending</i>
<i>Office and Appointment</i>			
Board of Trustees of Florida Gateway College		Appointees: Brannan, Robert C., III Lander, Lindsey	05/31/2015 05/31/2014
Board of Trustees of State College of Florida, Manatee-Sarasota		Appointees: Bailey, Edward Hager, Marlen J., Jr.	05/31/2017 05/31/2017
Board of Trustees of North Florida Community College		Appointees: Benoit, Ann Sharon Gunter, Dawn Elizabeth Washington, William D. Wright, Lloyd Gary	05/31/2015 05/31/2015 05/31/2014 05/31/2015
Board of Trustees of St. Johns River State College		Appointees: Davis, Wendell D. Webb, Mary Ellen	05/31/2017 05/31/2017
Board of Trustees of Valencia College		Appointees: Boyce, Lucas Daniel Carlson, Bruce A. Lopez-Cid, Daisy	05/31/2015 05/31/2015 05/31/2016
Construction Industry Licensing Board		Appointee: Lawson, Keith O., II	10/31/2016
Board of Cosmetology		Appointees: Fincel, Ginny Adair Ritenbaugh, Laurel K.	10/31/2014 10/31/2016
Education Practices Commission		Appointees: Diaz, Marisol Farmer, Diane A.	09/30/2017 09/30/2017
Electrical Contractors’ Licensing Board		Appointee: Bramlett, Robert M.	10/31/2015
Commission on Ethics		Appointees: Ford, Ivan Martin Maurer, Susan Horovitz Robison, Linda M. Weston, Stanley M.	06/30/2015 06/30/2015 06/30/2015 06/30/2015
Board of Funeral, Cemetery, and Consumer Services		Appointees: Brandenburg, Joseph A. Davis, James E. Knopke, Keenan Lacy Oliver, Vanessa Grant	09/30/2017 09/30/2017 09/30/2017 09/30/2017
Board of Trustees of South Lake County Hospital District		Appointees: Binney, Curtis A. Jones, JoAnn	07/05/2017 07/05/2016
Florida Housing Finance Corporation		Appointees: Dubuque, Ray E. Hawthorne, John D., Jr. Katz, Brian J. Tylka, Leonard “Len” A., Jr.	11/13/2016 11/13/2016 11/13/2016 11/13/2016
Florida Commission on Human Relations		Appointee: Daniel, Clyde Derick	09/30/2017
Board of Massage Therapy		Appointee: Walker, Jonathan E.	10/31/2015
Board of Medicine		Appointees: Di Pietro, Nina Fernandez, Bernardo B. Ginzburg, Enrique Rosenberg, Steven TerKonda, Sarvam P. Tootle, Joy A.	10/31/2016 10/31/2016 10/31/2016 10/31/2015 10/31/2016 10/31/2016
Board of Nursing		Appointees: Trybulski, JoAnn	10/31/2016
Board of Trustees of Daytona State College		Appointees: Davis, Robert C. Giles, Bradley S. Haas, Mary Ann	05/31/2017 05/31/2017 05/31/2017
Board of Trustees of Florida State College at Jacksonville		Appointees: Fullwood, Latasha Majdanics, Thomas J. Mayo, Jimmie L. White, Patricia F.	05/31/2017 05/31/2017 05/31/2015 05/31/2017
Board of Trustees of Florida Keys Community College		Appointee: Koenig, Timothy J.	05/31/2017
Board of Trustees of Hillsborough Community College		Appointees: Diehl, Arthur F., III Reid, Randall H.	05/31/2017 05/31/2017

<i>Office and Appointment</i>	<i>For Term Ending</i>
Whitson, Kathryn L.	10/31/2015
Board of Nursing Home Administrators	
Appointees: Gerrity, Henry, III	10/31/2016
Hankerson, Christine	10/31/2014
Lipman, Scott	10/31/2014
Board of Orthotists and Prosthetists	
Appointees: Chmielewski, Thomas J.	10/31/2016
Gooljar, Ruphlal R.	10/31/2014
Griner, Addam C.	10/31/2015
Meyer, George H., Jr.	10/31/2016
Saunders, Brett R.	10/31/2014
Florida Real Estate Commission	
Appointees: Chotas, Elias Nicholas	10/31/2016
Fryer, Richard T.	10/31/2017
East Central Florida Regional Planning Council, Region 6	
Appointee: Rivas, Jose A., Jr.	10/01/2015
Southwest Florida Regional Planning Council, Region 9	
Appointee: Mulhere, Robert J.	10/01/2014
South Florida Regional Planning Council, Region 11	
Appointee: Walters, Sandra	10/01/2015
Board of Professional Surveyors and Mappers	
Appointees: Conkling, Frank James	10/31/2017
Talbot, Patrick	10/31/2017

The following executive appointment was referred to the Senate Committee on Criminal Justice and the Senate Appropriations Subcommittee on Criminal and Civil Justice and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Corrections	
Appointee: Crews, Michael D.	Pleasure of Governor

The following executive appointments were referred to the Senate Committee on Education and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida International University	
Appointee: Arrizurieta, Jorge L.	01/06/2018
Board of Trustees, University of South Florida	
Appointees: Hopes, Scott L.	01/06/2018
Watkins, Nancy Hemmingway	01/06/2016

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 a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;

(2) Senate action on said appointments be taken prior to the adjournment of the 2014 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Jack Latvala, Chair

On motion by Senator Latvala, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—37

Mr. President	Galvano	Negron
Abruzzo	Garcia	Richter
Altman	Gardiner	Ring
Bean	Gibson	Sachs
Benacquisto	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Thompson

SPECIAL GUESTS

Senator Evers introduced his father, John Robert Evers; his mother, Jequita Evers; and his sister, Kay Dawson, who were present in the gallery.

ADOPTION OF RESOLUTIONS

On motion by Senator Smith—

By Senator Smith—

SR 1684—A resolution recognizing the invaluable contributions of Florida Park Service volunteers to this state.

WHEREAS, the mission of the Florida Park Service is to provide resource-based recreation while preserving, interpreting, and restoring natural and cultural resources, and

WHEREAS, public service is the central theme of every Florida Park Service endeavor, with high standards of management and service earning the park service bragging rights as the first three-time National Gold Medal winner for excellence in the management of state park systems, and

WHEREAS, initiated in 1977, the official volunteer program of the Florida Park Service allows volunteers to provide a much-needed supplemental work force to enhance overall park service operations, and

WHEREAS, opportunities for volunteer service are as diverse as the parks themselves and include service in the areas of resource management and environmental education and interpretation, and

WHEREAS, volunteers with the Florida Park Service expand the ability of the service to provide quality service, professionalism, support, and stewardship without increasing the cost to visitors and taxpayers, and

WHEREAS, Florida Park Service volunteers play a critical role in helping this state to preserve our natural and cultural heritage for future generations, NOW, THEREFORE,

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

That the invaluable contributions of Florida Park Service volunteers to this state are recognized.

—was introduced out of order and read by title. On motion by Senator Smith, **SR 1684** was read the second time in full and adopted.

At the request of Senator Simmons—

By Senators Simmons, Bradley, Altman, Evers, and Montford—

SR 1028—A resolution recognizing the critical mission of the American Red Cross in Florida and its Prepare Florida campaign.

WHEREAS, the American Red Cross is a humanitarian organization founded in 1881 and originally chartered by Congress as a federal instrumentality in 1900, but receives no federal funding, and

WHEREAS, 2014 marks the 133rd anniversary of the American Red Cross and the centennial of the organization’s first chartered chapter in Florida, and

WHEREAS, the American Red Cross prevents and alleviates human suffering in the face of emergencies by mobilizing the power of volunteers and the generosity of donors, and

WHEREAS, American Red Cross disaster assistance is free, and 91 cents of every dollar donated goes directly to mission service delivery, and

WHEREAS, the American Red Cross has answered the call to assist and prepare Floridians before, during, and after disasters since 1901, and

WHEREAS, the American Red Cross in Florida, composed of five regions, has developed a 3-year, multi-million dollar statewide preparedness campaign, and

WHEREAS, the Prepare Florida campaign has specific preparedness goals to increase feeding capacity from 250,000 to 500,000 meals per day; to increase outreach from 177,500 to 350,000 people; to increase volunteers from 4,500 to 10,000 trained community leaders; to train 500,000 people with life-saving first aid/CPR/AED skills; and to procure 15 new emergency response vehicles over a 3-year period, and

WHEREAS, March is recognized as “American Red Cross Month” across this nation, and

WHEREAS, the preparedness goals outlined in the American Red Cross Prepare Florida campaign, and the organization’s call for every resident of this state to assemble a disaster preparedness kit, make a plan, and be informed before a natural or man-made disaster strikes will save lives, NOW, THEREFORE,

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

That we recognize the critical mission of the American Red Cross in Florida and its Prepare Florida campaign.

—**SR 1028** was introduced, read and adopted by publication.

At the request of Senator Joyner—

By Senator Joyner—

SR 1644—A resolution recognizing March 20, 2014, as “The Links, Incorporated, Day at the Capitol” and applauding the organization’s efforts to create a better quality of life for the residents of this state.

WHEREAS, The Links, Incorporated, established in 1946 with its mission and purpose of friendship through community service, is com-

posed of more than 12,000 members, located in 41 states, the District of Columbia, and the Commonwealth of the Bahamas, and

WHEREAS, members of The Links, Incorporated, are women of African ancestry who are well-educated, highly skilled and trained, and capable of assisting others in overcoming adverse conditions and fostering remedies that are critical to the well-being of society, such as science, technology, education, and mathematics (STEM) education and its effect on African-American youths, and

WHEREAS, working through its five functional facets, International Trends and Services, National Trends and Services, The Arts, Services to Youth, and Health and Human Services, The Links, Incorporated, relies heavily on the expertise of its professional members, including computer analysts, engineers, scientists, statisticians, and educators, who work in collaboration with other specialists to have a greater impact on society through relevant and creative initiatives, and

WHEREAS, The Links, Incorporated, is promoting the eradication of racial disparities in the public’s right to safety, enhanced student achievement in STEM educational programs, and increased funding for mentoring programs that serve at-risk youth populations, and encouraging continued funding for financial assistance and educational opportunities for minority students, and

WHEREAS, a host of “Links” representing the 19 Florida chapters of the Southern Area of The Links, Incorporated, have converged on the Capitol to show their solidarity and support for the eradication of racial disparities with regard to the public’s right to safety, STEM education, increased funding for mentoring programs for at-risk youths, and sufficient financial assistance and educational opportunities for minority students, NOW, THEREFORE,

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

That the Senate welcomes members of The Links, Incorporated, from the Southern Area, applauds their passion for STEM education career readiness initiatives, mentoring our youth and eradicating childhood obesity, and recognizes March 20, 2014, as “The Links, Incorporated, Day at the Capitol.”

BE IT FURTHER RESOLVED that a copy of this resolution with the Seal of the Senate affixed, be presented to Eneid A. Francis, Southern Area Director of The Links, Incorporated, as a tangible token of the sentiments expressed in this resolution.

—**SR 1644** was introduced, read and adopted by publication.

At the request of Senator Latvala—

By Senator Latvala—

SR 1652—A resolution recognizing Saturday, September 27, 2014, and the last Saturday of September each year thereafter, as the Green Apple Day of Service in Florida.

WHEREAS, the Green Apple Day of Service, conceived by the Center for Green Schools at the U.S. Green Building Council (USGBC), has provided a focal point for communities to transform school environments to make them healthier, more sustainable places to learn, and

WHEREAS, in its 2012 inaugural year, more than 1,250 communities, spanning all 50 states and 49 countries, hosted Green Apple Day of Service projects to improve our schools through environmental education and community events, and

WHEREAS, the Center for Green Schools has collaborated with partners from the public, private, and nonprofit sectors to share community project ideas and step-by-step instructions for organizing school service projects, and

WHEREAS, on September 27, 2014, the USGBC will organize the third Green Apple Day of Service, when green school advocates from across the country and around the world, including USGBC chapters, international green building councils, elected officials, teachers, parents, and students, will come together in support of green schools by taking action in their communities, NOW, THEREFORE,

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

That Saturday, September 27, 2014, and the last Saturday of September each year thereafter, is recognized as the Green Apple Day of Service in Florida, and the efforts of the Center for Green Schools to make schools a healthier environment for student growth and education are commended.

—**SR 1652** was introduced, read and adopted by publication.

At the request of Senator Legg—

By Senator Legg—

SR 1682—A resolution commending the Florida Association for Behavior Analysis on its 34th Anniversary and recognizing the week of September 15-19, 2014, as “Florida Behavior Analysis Week” in this state.

WHEREAS, the Florida Association for Behavior Analysis is the nation’s largest statewide organization committed to the promotion and support of behavior analysis, and

WHEREAS, for the past 34 years the Florida Association for Behavior Analysis has promoted the ethical, humane, and effective application of behavior principles in all aspects of society, including education, business, rehabilitation facilities, and government, and

WHEREAS, behavior analysis is a science-based, cost-effective approach for training teachers, parents, and caregivers to prevent and solve serious behavior problems, and

WHEREAS, behavior analysis has demonstrated its effectiveness for many applications, including the treatment of autistic individuals, teaching basic self-help skills and language to persons with developmental disabilities, and helping foster parents lovingly raise emotionally difficult children, and

WHEREAS, the behavior analysts who are members of the Florida Association for Behavior Analysis have diverse backgrounds, including consulting firms, state government programs, private therapy practices, and school administrations, and

WHEREAS, the Florida Association for Behavior Analysis holds an annual conference each fall as a forum for exchanging ideas and data-based research relating to behavior analysis, behavior therapy, performance management, and behavior management programming, NOW, THEREFORE,

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

That the Florida Association for Behavior Analysis is recognized for its 34 years of contributions to the field of behavior analysis and that the week of September 15-19, 2014, is recognized as “Florida Behavior Analysis Week” in this state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida Association for Behavior Analysis as a tangible token of the sentiments of the Florida Senate.

—**SR 1682** was introduced, read and adopted by publication.

At the request of Senator Joyner—

By Senators Joyner and Gibson—

SR 1688—A resolution acknowledging the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizing March 23-25, 2014, as the 20th Annual “Delta Days at the Florida Capitol.”

WHEREAS, Delta Sigma Theta Sorority, Inc., is a public service organization founded on January 13, 1913, by 22 illustrious collegiate

African-American women at Howard University in Washington, D.C., and

WHEREAS, nearly 6 weeks after its founding, the first public act of Delta Sigma Theta Sorority, Inc., was its participation in the Women’s Suffrage Movement, demanding rights for women, particularly the right to vote, an act for which they could not fathom the historic footprint they were leaving for generations to follow, and

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

WHEREAS, Delta Sigma Theta Sorority, Inc., in 2013 celebrated 100 years of commendable service and support to local communities, leading dialogue on public policy issues, supporting quality education, producing new projects to stimulate current and future economic growth, and improving the holistic well-being of minority populations internationally, and

WHEREAS, with more than 250,000 college-educated women initiated and more than 950 chapters worldwide, 52 of which are located in Florida and the Bahamas, members of Delta Sigma Theta Sorority, Inc., are clearly focused and visible as corporate and civic leaders, productive public officials, acclaimed academicians, and activists in their own right, and

WHEREAS, for the past 19 years, the Florida chapters of Delta Sigma Theta Sorority, Inc., have conducted “Delta Days at the Florida Capitol,” where members advocate for social justice and broaden their knowledge of the state’s legislative process and provide information to state legislators and members of the executive branch which is vital to developing public policy; and monitor the progress of pending legislation relevant to significant public policy issues, and

WHEREAS, on March 23-25, 2014, under the leadership of Southern Regional Director Cheryl W. Turner and Southern Regional Representative Manica Pierrette, members of the 52 chapters of Delta Sigma Theta Sorority, Inc., now serving Florida and the Bahamas will converge in Tallahassee to participate in the 20th annual “Delta Days at the Florida Capitol,” celebrating the theme set forth by National President Paulette Walker, “Uncompromising Commitment to Communities: Service, Leadership, Empowerment,” and

WHEREAS, Senators Audrey Gibson and Arthenia L. Joyner and Representative Gwyndolen Clarke-Reed are esteemed members of Delta Sigma Theta Sorority, Inc., NOW, THEREFORE,

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

That the Florida Senate commends the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizes March 23-25, 2014, as the 20th Annual “Delta Days at the Florida Capitol.”

—**SR 1688** was introduced, read and adopted by publication.

SPECIAL GUESTS

The President introduced Senator Smith’s wife, Desorae Giles-Smith, who was present in the gallery.

MOTIONS

On motion by Senator Thrasher, consideration of the remaining Reports of Committees was deferred until the completion of the Special Order Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 528, with 1 amendment, and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

CS for CS for SB 528—A bill to be entitled An act relating to sex offenses; amending s. 68.07, F.S.; requiring the Department of Law Enforcement to inform the clerk of the court if a person petitioning for a name change has registered as a sexual predator or sexual offender; requiring that each name change petition show whether the petitioner has ever been required to register as a sexual predator or sexual offender; requiring certain agencies to be notified of an order granting a name change to a person required to register as a sexual predator or sexual offender; requiring the Department of Law Enforcement and certain law enforcement agencies to be notified when a person required to register as a sexual predator or sexual offender and granted a legal name change fails to meet requirements to obtain a replacement driver license or identification card; amending s. 775.21, F.S.; revising definitions; providing that voluntary disclosure of specified information waives a disclosure exemption for such information; adding additional offenses to the list of sexual predator qualifying offenses; requiring disclosure of additional information during the sexual predator registration process; requiring that a sexual predator who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified time after such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; requiring reporting of transient residence information within specified time periods; requiring sheriffs to establish procedures for reporting transient residence information; authorizing sheriffs to enter into agreements for reporting transient residence information; providing a criminal penalty for failure to report transient residence information; revising reporting requirements if a sexual predator plans to leave the United States for more than a specified time; authorizing sheriffs to verify the address of registrants under the care, custody, control, or supervision of the Department of Corrections; providing criminal penalties for knowingly providing false registration information by act or omission; authorizing additional venues for prosecution of registration violations; conforming provisions to changes made by the act; amending s. 775.25, F.S.; authorizing additional venues for prosecution of registration violations; amending s. 943.043, F.S.; prohibiting display or dissemination of certain vehicle information on the Internet public registry of sexual predators and offenders; amending s. 943.0435, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional sexual offender registration information; requiring reporting of transient residence information within specified time periods; requiring sheriffs to establish procedures for reporting transient residence information; authorizing sheriffs to enter into agreements for reporting transient residence information; providing a criminal penalty for failure to report transient residence information; requiring that a sexual offender who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified period of time of such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; authorizing sheriffs to verify the address of registrants under the care, custody, and control, or supervision of the Department of Corrections; providing additional requirements for sexual offenders intending to reside outside of the United States; authorizing additional venues for prosecution of registration violations; revising criteria applicable to provisions that allow removal of the requirement to register as a sexual offender; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending s. 943.04354, F.S.; revising the criteria applicable to provisions that allow removal of the requirement to register as a sexual offender or sexual predator; amending s. 943.0437, F.S.; conforming terminology; amend-

ing ss. 944.606 and 944.607, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional registration information; providing criminal penalties for knowingly providing false registration information by act or omission; conforming provisions to changes made by the act; amending ss. 985.481 and 985.4815, F.S.; requiring disclosure of additional registration information by certain sexual offenders adjudicated delinquent and certain juvenile sexual offenders; providing criminal penalties for knowingly providing false registration information by act or omission; amending s. 921.0022, F.S.; updating provisions of the offense severity ranking chart of the Criminal Punishment Code to reflect prior changes in the law; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

House Amendment 1 (634967) (with title amendment)—Remove lines 130-1755 and insert: *register as a sexual predator under s. 775.21 or as a sexual offender under s. 943.0435.*

(j)(4) Whether any money judgment has ever been entered against the petitioner and if so, the name of the judgment creditor, the amount and date thereof, the court by which entered, and whether the judgment has been satisfied.

(k)(4) That the petition is filed for no ulterior or illegal purpose and granting it will not in any manner invade the property rights of others, whether partnership, patent, good will, privacy, trademark, or otherwise.

(l)(4) That the petitioner's civil rights have never been suspended or, if the petitioner's civil rights have been suspended, that full restoration of civil rights has occurred.

(6) The clerk of the court must, *within 5 business days after upon* the filing of the final judgment, send a report of the judgment to the Department of Law Enforcement on a form to be furnished by that department. *If the petitioner is required to register as a sexual predator or a sexual offender pursuant to s. 775.21 or s. 943.0435, the clerk of court shall electronically notify the Department of Law Enforcement of the name change, in a manner prescribed by that department, within 2 business days after the filing of the final judgment.* The Department of Law Enforcement must send a copy of the report to the Department of Highway Safety and Motor Vehicles, which may be delivered by electronic transmission. The report must contain sufficient information to identify the petitioner, including the results of the criminal history records check if applicable, the new name of the petitioner, and the file number of the judgment. *The Department of Highway Safety and Motor Vehicles shall monitor the records of any sexual predator or sexual offender whose name has been provided to it by the Department of Law Enforcement. If the sexual predator or sexual offender does not obtain a replacement driver license or identification card within the required time as specified in s. 775.21 or s. 943.0435, the Department of Highway Safety and Motor Vehicles shall notify the Department of Law Enforcement. The Department of Law Enforcement shall notify applicable law enforcement agencies of the predator's or offender's failure to comply with registration requirements.* Any information retained by the Department of Law Enforcement and the Department of Highway Safety and Motor Vehicles may be revised or supplemented by said departments to reflect changes made by the final judgment. With respect to a person convicted of a felony in another state or of a federal offense, the Department of Law Enforcement must send the report to the respective state's office of law enforcement records or to the office of the Federal Bureau of Investigation. The Department of Law Enforcement may forward the report to any other law enforcement agency it believes may retain information related to the petitioner.

Section 2. Paragraphs (i) and (m) of subsection (2), paragraph (a) of subsection (4), subsections (6) and (8), and paragraphs (a) and (d) of subsection (10) of section 775.21, Florida Statutes, are amended, and paragraph (n) is added to subsection (2) of that section, to read:

775.21 The Florida Sexual Predators Act.—

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

(i) "*Internet identifier* ~~Instant message name~~" means *all electronic mail, chat, instant messenger, social networking, application software, or similar names used for Internet communication, but does not include a*

date of birth, social security number, or personal identification number (PIN). Voluntary disclosure by a sexual predator of his or her date of birth, social security number, or PIN as an Internet identifier waives the disclosure exemption in this paragraph for such personal information ~~an identifier that allows a person to communicate in real time with another person using the Internet.~~

(m) "Transient residence" means a ~~place or~~ county where a person lives, remains, or is located for a period of 5 or more days in the aggregate during a calendar year and which is not the person's permanent or temporary address. The term includes, but is not limited to, a place where the person sleeps or seeks shelter and a location that has no specific street address.

(n) "Vehicles owned" means any motor vehicle as defined in s. 320.01, which is registered, co-registered, leased, titled, or rented by a sexual predator or sexual offender; a rented vehicle that a sexual predator or sexual offender is authorized to drive; or a vehicle for which a sexual predator or sexual offender is insured as a driver. The term also includes any motor vehicle as defined in s. 320.01, which is registered, co-registered, leased, titled, or rented by a person or persons residing at a sexual predator's or sexual offender's permanent residence for 5 or more consecutive days.

(4) SEXUAL PREDATOR CRITERIA.—

(a) For a current offense committed on or after October 1, 1993, upon conviction, an offender shall be designated as a "sexual predator" under subsection (5), and subject to registration under subsection (6) and community and public notification under subsection (7) if:

1. The felony is:

a. A capital, life, or first-degree felony violation, or any attempt thereof, of s. 787.01 or s. 787.02, where the victim is a minor and the defendant is not the victim's parent or guardian, or s. 794.011, s. 800.04, or s. 847.0145, or a violation of a similar law of another jurisdiction; or

b. Any felony violation, or any attempt thereof, of s. 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor and the defendant is not the victim's parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145(8)(b); s. 825.1025 ~~825.1025(2)(b)~~; s. 827.071; s. 847.0135, excluding s. 847.0135(6) ~~847.0135(5)~~; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or a violation of a similar law of another jurisdiction, and the offender has previously been convicted of or found to have committed, or has pled nolo contendere or guilty to, regardless of adjudication, any violation of s. 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor and the defendant is not the victim's parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0145; s. 916.1075(2); or s. 985.701(1); or a violation of a similar law of another jurisdiction;

2. The offender has not received a pardon for any felony or similar law of another jurisdiction that is necessary for the operation of this paragraph; and

3. A conviction of a felony or similar law of another jurisdiction necessary to the operation of this paragraph has not been set aside in any postconviction proceeding.

(6) REGISTRATION.—

(a) A sexual predator shall ~~must~~ register with the department through the sheriff's office by providing the following information to the department:

1. Name; social security number; age; race; sex; date of birth; height; weight; *tattoos or other identifying marks*; hair and eye color; photograph; address of legal residence and address of any current temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any tran-

sient residence within the state; address, location or description, and dates of any current or known future temporary residence within the state or out of state; ~~all any~~ electronic mail addresses ~~address~~ and ~~all Internet identifiers any instant message name~~ required to be provided pursuant to subparagraph (g)5. ~~(g)4~~; ~~all~~ home telephone numbers ~~number~~ and ~~any~~ cellular telephone numbers ~~number~~; date and place of any employment; ~~the make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned~~; date and place of each conviction; fingerprints; *palm prints*; and a brief description of the crime or crimes committed by the offender. A post office box ~~may shall~~ not be provided in lieu of a physical residential address. ~~The sexual predator shall produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The sexual predator shall also provide information about any professional licenses he or she has.~~

a. If the sexual predator's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the sexual predator shall also provide to the department written notice of the vehicle identification number; the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If a sexual predator's place of residence is a vessel, live-aboard vessel, or houseboat, as defined in chapter 327, the sexual predator shall also provide to the department written notice of the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live-aboard vessel, or houseboat.

b. If the sexual predator is enrolled, employed, *volunteering*, or carrying on a vocation at an institution of higher education in this state, the sexual predator shall also provide to the department the name, address, and county of each institution, including each campus attended, and the sexual predator's enrollment, *volunteer*, or employment status. Each change in enrollment, *volunteer*, or employment status ~~must shall~~ be reported in person at the sheriff's office, or the Department of Corrections if the sexual predator is in the custody or control of or under the supervision of the Department of Corrections, within 48 hours after any change in status. The sheriff or the Department of Corrections shall promptly notify each institution of the sexual predator's presence and any change in the sexual predator's enrollment, *volunteer*, or employment status.

c. A sexual predator shall report in person to the sheriff's office within 48 hours after any change in vehicles owned to report those vehicle information changes.

2. Any other information determined necessary by the department, including criminal and corrections records; nonprivileged personnel and treatment records; and evidentiary genetic markers when available.

(b) If the sexual predator is in the custody or control of, or under the supervision of, the Department of Corrections, or is in the custody of a private correctional facility, the sexual predator shall ~~must~~ register with the Department of Corrections. A sexual predator who is under the supervision of the Department of Corrections but who is not incarcerated shall ~~must~~ register with the Department of Corrections within 3 business days after the court finds the offender to be a sexual predator. The Department of Corrections shall provide to the department registration information and the location of, and local telephone number for, any Department of Corrections office that is responsible for supervising the sexual predator. In addition, the Department of Corrections shall notify the department if the sexual predator escapes or absconds from custody or supervision or if the sexual predator dies.

(c) If the sexual predator is in the custody of a local jail, the custodian of the local jail shall register the sexual predator within 3 business days after intake of the sexual predator for any reason and upon release, and shall forward the registration information to the department. The custodian of the local jail shall also take a digitized photograph of the sexual predator while the sexual predator remains in custody and shall provide the digitized photograph to the department. The custodian shall notify the department if the sexual predator escapes from custody or dies.

(d) If the sexual predator is under federal supervision, the federal agency responsible for supervising the sexual predator may forward to the department any information regarding the sexual predator which is consistent with the information provided by the Department of Corrections under this section, and may indicate whether use of the information is restricted to law enforcement purposes only or may be used by the department for purposes of public notification.

(e)1. If the sexual predator is not in the custody or control of, or under the supervision of, the Department of Corrections or is not in the custody of a private correctional facility, the sexual predator shall register in person:

a. At the sheriff's office in the county where he or she establishes or maintains a residence within 48 hours after establishing or maintaining a residence in this state; and

b. At the sheriff's office in the county where he or she was designated a sexual predator by the court within 48 hours after such finding is made.

2. Any change in the sexual predator's permanent or temporary residence, name, *vehicles owned*, ~~or any electronic mail addresses, or Internet identifiers address and any instant message name~~ required to be provided pursuant to subparagraph (g)5. ~~(g)4.~~, after the sexual predator registers in person at the sheriff's office as provided in subparagraph 1., ~~must shall~~ be accomplished in the manner provided in paragraphs (g), (i), and (j). When a sexual predator registers with the sheriff's office, the sheriff shall take a photograph, ~~and~~ a set of fingerprints, ~~and palm prints~~ of the predator and forward the photographs, *palm prints*, and fingerprints to the department, along with the information that the predator is required to provide pursuant to this section.

(f) Within 48 hours after the registration required under paragraph (a) or paragraph (e), a sexual predator who is not incarcerated and who resides in the community, including a sexual predator under the supervision of the Department of Corrections, shall register in person at a *driver driver's* license office of the Department of Highway Safety and Motor Vehicles and shall present proof of registration. At the *driver driver's* license office the sexual predator shall:

1. If otherwise qualified, secure a Florida *driver driver's* license, renew a Florida *driver driver's* license, or secure an identification card. The sexual predator shall identify himself or herself as a sexual predator who is required to comply with this section, provide his or her place of permanent, temporary, or transient residence, including a rural route address and a post office box, and submit to the taking of a photograph for use in issuing a *driver driver's* license, renewed license, or identification card, and for use by the department in maintaining current records of sexual predators. A post office box ~~may shall~~ not be provided in lieu of a physical residential address. If the sexual predator's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the sexual predator shall also provide to the Department of Highway Safety and Motor Vehicles the vehicle identification number; the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If a sexual predator's place of residence is a vessel, live-aboard vessel, or houseboat, as defined in chapter 327, the sexual predator shall also provide to the Department of Highway Safety and Motor Vehicles the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live-aboard vessel, or houseboat.

2. Pay the costs assessed by the Department of Highway Safety and Motor Vehicles for issuing or renewing a *driver driver's* license or identification card as required by this section. The *driver driver's* license or identification card issued to the sexual predator must ~~comply be in compliance~~ with s. 322.141(3).

3. Provide, upon request, any additional information necessary to confirm the identity of the sexual predator, including a set of fingerprints.

(g)1. Each time a sexual predator's *driver driver's* license or identification card is subject to renewal, and, without regard to the status of the predator's *driver driver's* license or identification card, within 48 hours after any change of the predator's residence or change in the predator's name by reason of marriage or other legal process, the predator shall report in person to a *driver driver's* license office and ~~is shall~~ ~~be~~ subject to the requirements specified in paragraph (f). The Department of Highway Safety and Motor Vehicles shall forward to the department and to the Department of Corrections all photographs and information provided by sexual predators. Notwithstanding the restrictions set forth in s. 322.142, the Department of Highway Safety and Motor Vehicles ~~may is authorized to~~ release a reproduction of a color-photograph or digital-image license to the Department of Law Enforcement for purposes of public notification of sexual predators as provided in this section. *A sexual predator who is unable to secure or update a driver license or identification card with the Department of Highway Safety and Motor Vehicles as provided in paragraph (f) and this paragraph shall also report any change of the predator's residence or change in the predator's name by reason of marriage or other legal process within 48 hours after the change to the sheriff's office in the county where the predator resides or is located and provide confirmation that he or she reported such information to the Department of Highway Safety and Motor Vehicles.*

2.a. A sexual predator who vacates a permanent, temporary, or transient residence and fails to establish or maintain another permanent, temporary, or transient residence shall, within 48 hours after vacating the permanent, temporary, or transient residence, report in person to the sheriff's office of the county in which he or she is located. The sexual predator shall specify the date upon which he or she intends to or did vacate such residence. The sexual predator ~~shall must~~ provide or update all of the registration information required under paragraph (a). The sexual predator ~~shall must~~ provide an address for the residence or other place that he or she is or will be located during the time in which he or she fails to establish or maintain a permanent or temporary residence.

b. *A sexual predator shall report in person at the sheriff's office in the county in which he or she is located within 48 hours after establishing a transient residence and thereafter must report in person every 30 days to the sheriff's office in the county in which he or she is located while maintaining a transient residence. The sexual predator must provide the addresses and locations where he or she maintains a transient residence. Each sheriff's office shall establish procedures for reporting transient residence information and provide notice to transient registrants to report transient residence information as required in this sub-subparagraph. Reporting to the sheriff's office as required by this sub-subparagraph does not exempt registrants from any reregistration requirement. The sheriff may coordinate and enter into agreements with police departments and other governmental entities to facilitate additional reporting sites for transient residence registration required in this sub-subparagraph. The sheriff's office shall, within 2 business days, electronically submit and update all information provided by the sexual predator to the department.*

3. A sexual predator who remains at a permanent, temporary, or transient residence after reporting his or her intent to vacate such residence shall, within 48 hours after the date upon which the predator indicated he or she would or did vacate such residence, report in person to the sheriff's office to which he or she reported pursuant to subparagraph 2. for the purpose of reporting his or her address at such residence. When the sheriff receives the report, the sheriff shall promptly convey the information to the department. An offender who makes a report as required under subparagraph 2. but fails to make a report as required under this subparagraph commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

4. *The failure of a sexual predator who maintains a transient residence to report in person to the sheriff's office every 30 days as required by sub-subparagraph (g)2.b. is punishable as provided in subsection (10).*

5.4. A sexual predator shall ~~must~~ register all ~~any~~ electronic mail addresses and Internet identifiers ~~address or instant message name~~ with the department ~~before prior to~~ using such electronic mail addresses and

Internet identifiers address or instant message name on or after October 1, 2007. The department shall establish an online system through which sexual predators may securely access and update all electronic mail address and *Internet identifier instant message name* information.

(h) The department ~~shall~~ ~~must~~ notify the sheriff and the state attorney of the county and, if applicable, the police chief of the municipality, where the sexual predator maintains a residence.

(i) A sexual predator who intends to establish a permanent, temporary, or transient residence in another state or jurisdiction other than the State of Florida shall report in person to the sheriff of the county of current residence within 48 hours before the date he or she intends to leave this state to establish residence in another state or jurisdiction *or within 21 days before his or her planned departure date if the intended residence of 5 days or more is outside of the United States.* The sexual predator ~~shall~~ ~~must~~ provide to the sheriff the address, municipality, county, ~~and~~ state, ~~and~~ country of intended residence. The sheriff shall promptly provide to the department the information received from the sexual predator. The department shall notify the statewide law enforcement agency, or a comparable agency, in the intended state, ~~or~~ jurisdiction, *or* country of residence of the sexual predator's intended residence. The failure of a sexual predator to provide his or her intended place of residence is punishable as provided in subsection (10).

(j) A sexual predator who indicates his or her intent to establish a permanent, temporary, or transient residence in another state, ~~a~~ ~~or~~ jurisdiction other than the State of Florida, *or another country* and later decides to remain in this state shall, within 48 hours after the date upon which the sexual predator indicated he or she would leave this state, report in person to the sheriff to which the sexual predator reported the intended change of residence, and report his or her intent to remain in this state. If the sheriff is notified by the sexual predator that he or she intends to remain in this state, the sheriff shall promptly report this information to the department. A sexual predator who reports his or her intent to establish a permanent, temporary, or transient residence in another state, ~~a~~ ~~or~~ jurisdiction *other than the State of Florida, or another country*, but who remains in this state without reporting to the sheriff in the manner required by this paragraph, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(k)1. The department is responsible for the online maintenance of current information regarding each registered sexual predator. The department ~~shall~~ ~~must~~ maintain hotline access for state, local, and federal law enforcement agencies to obtain instantaneous locator file and offender characteristics information on all released registered sexual predators for purposes of monitoring, tracking, and prosecution. The photograph, *palm prints*, and fingerprints do not have to be stored in a computerized format.

2. The department's sexual predator registration list, containing the information described in subparagraph (a)1., is a public record. The department ~~may~~ ~~is authorized to~~ disseminate this public information by any means deemed appropriate, including operating a toll-free telephone number for this purpose. When the department provides information regarding a registered sexual predator to the public, department personnel ~~shall~~ ~~must~~ advise the person making the inquiry that positive identification of a person believed to be a sexual predator cannot be established unless a fingerprint comparison is made, and that it is illegal to use public information regarding a registered sexual predator to facilitate the commission of a crime.

3. The department shall adopt guidelines as necessary regarding the registration of sexual predators and the dissemination of information regarding sexual predators as required by this section.

(l) A sexual predator ~~shall~~ ~~must~~ maintain registration with the department for the duration of his or her life, unless the sexual predator has received a full pardon or has had a conviction set aside in a post-conviction proceeding for any offense that met the criteria for the sexual predator designation.

(8) VERIFICATION.—The department and the Department of Corrections shall implement a system for verifying the addresses of sexual

predators. The system must be consistent with the provisions of the federal Adam Walsh Child Protection and Safety Act of 2006 and any other federal standards applicable to such verification or required to be met as a condition for the receipt of federal funds by the state. The Department of Corrections shall verify the addresses of sexual predators who are not incarcerated but who reside in the community under the supervision of the Department of Corrections and shall report to the department any failure by a sexual predator to comply with registration requirements. County and local law enforcement agencies, in conjunction with the department, shall verify the addresses of sexual predators who are not under the care, custody, control, or supervision of the Department of Corrections, *and may verify the addresses of sexual predators who are under the care, custody, control, or supervision of the Department of Corrections.* Local law enforcement agencies shall report to the department any failure by a sexual predator to comply with registration requirements.

(a) A sexual predator ~~shall~~ ~~must~~ report in person each year during the month of the sexual predator's birthday and during every third month thereafter to the sheriff's office in the county in which he or she resides or is otherwise located to reregister. The sheriff's office may determine the appropriate times and days for reporting by the sexual predator, which ~~must~~ ~~shall~~ be consistent with the reporting requirements of this paragraph. Reregistration ~~must~~ ~~shall~~ include any changes to the following information:

1. Name; social security number; age; race; sex; date of birth; height; weight; *tattoos or other identifying marks*; hair and eye color; address of any permanent residence and address of any current temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any transient residence within the state; address, location or description, and dates of any current or known future temporary residence within the state or out of state; ~~all any~~ electronic mail addresses or *Internet identifiers address and any instant message name* required to be provided pursuant to subparagraph (6)(g)5. ~~(6)(g)4.~~ ~~all~~ home telephone numbers and ~~number and any~~ cellular telephone numbers ~~number~~; date and place of any employment; ~~the~~ vehicle make, model, color, *vehicle identification number (VIN)*, and license tag number *of all vehicles owned*; fingerprints; *palm prints*; and photograph. A post office box ~~may~~ ~~shall~~ not be provided in lieu of a physical residential address. *The sexual predator shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The sexual predator shall also provide information about any professional licenses he or she has.*

2. If the sexual predator is enrolled, employed, *volunteering*, or carrying on a vocation at an institution of higher education in this state, the sexual predator shall also provide to the department the name, address, and county of each institution, including each campus attended, and the sexual predator's enrollment, *volunteer*, or employment status.

3. If the sexual predator's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the sexual predator shall also provide the vehicle identification number; the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If the sexual predator's place of residence is a vessel, live-aboard vessel, or houseboat, as defined in chapter 327, the sexual predator shall also provide the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live-aboard vessel, or houseboat.

(b) The sheriff's office shall, within 2 working days, electronically submit and update all information provided by the sexual predator to the department in a manner prescribed by the department.

(10) PENALTIES.—

(a) Except as otherwise specifically provided, a sexual predator who fails to register; who fails, after registration, to maintain, acquire, or renew a ~~driver~~ ~~driver's~~ license or identification card; who fails to provide required location information, electronic mail address information *before*

use, Internet identifier ~~instant message name~~ information before use, all home telephone numbers ~~number~~ and any cellular telephone numbers ~~number~~, or change-of-name information; who fails to make a required report in connection with vacating a permanent residence; who fails to reregister as required; who fails to respond to any address verification correspondence from the department within 3 weeks of the date of the correspondence; who knowingly provides false registration information by act or omission; or who otherwise fails, by act or omission, to comply with the requirements of this section; commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(d) A sexual predator who commits any act or omission in violation of this section may be prosecuted for the act or omission in the county in which the act or omission was committed, the county of the last registered address of the sexual predator, ~~or~~ the county in which the conviction occurred for the offense or offenses that meet the criteria for designating a person as a sexual predator, *in the county where the sexual predator was released from incarceration, or in the county of the intended address of the sexual predator as reported by the predator prior to his or her release from incarceration.* In addition, a sexual predator may be prosecuted for any such act or omission in the county in which he or she was designated a sexual predator.

Section 3. Section 775.25, Florida Statutes, is amended to read:

775.25 Prosecutions for acts or omissions.—A sexual predator or sexual offender who commits any act or omission in violation of s. 775.21, s. 943.0435, s. 944.605, s. 944.606, s. 944.607, or former s. 947.177 may be prosecuted for the act or omission in the county in which the act or omission was committed, the county of the last registered address of the sexual predator or sexual offender, ~~or~~ the county in which the conviction occurred for the offense or offenses that meet the criteria for designating a person as a sexual predator or sexual offender, *in the county where the sexual predator or sexual offender was released from incarceration, or in the county of the intended address of the sexual predator or sexual offender as reported by the predator or offender prior to his or her release from incarceration.* In addition, a sexual predator may be prosecuted for any such act or omission in the county in which he or she was designated a sexual predator.

Section 4. Subsection (1) of section 943.043, Florida Statutes, is amended to read:

943.043 Toll-free telephone number; Internet notification; sexual predator and sexual offender information.—

(1) The department may notify the public through the Internet of any information regarding sexual predators and sexual offenders which is not confidential and exempt from public disclosure under s. 119.07(1) and s. 24(a), Art. I of the State Constitution. *The department shall determine what information shall be made available to the public through the Internet. However, the department may not display on or disseminate through the Internet public registry maintained by the department any information regarding a vehicle that is owned by a person who is not required to register as a sexual predator or sexual offender.*

Section 5. Paragraphs (a) and (g) of subsection (1), subsections (2), (4), (6), (7), and (8), paragraph (b) of subsection (9), subsection (11), and paragraphs (b) and (c) of subsection (14) of section 943.0435, Florida Statutes, are amended, and paragraph (h) is added to subsection (1) of that section, to read:

943.0435 Sexual offenders required to register with the department; penalty.—

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

(a)1. “Sexual offender” means a person who meets the criteria in sub-subparagraph a., sub-subparagraph b., sub-subparagraph c., or sub-subparagraph d., as follows:

a.(I) Has been convicted of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes in this state or similar offenses in another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c),

where the victim is a minor and the defendant is not the victim’s parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this sub-sub-subparagraph; and

(II) Has been released on or after October 1, 1997, from the sanction imposed for any conviction of an offense described in sub-sub-subparagraph (I). For purposes of sub-sub-subparagraph (I), a sanction imposed in this state or in any other jurisdiction includes, but is not limited to, a fine, probation, community control, parole, conditional release, control release, or incarceration in a state prison, federal prison, private correctional facility, or local detention facility;

b. Establishes or maintains a residence in this state and who has not been designated as a sexual predator by a court of this state but who has been designated as a sexual predator, as a sexually violent predator, or by another sexual offender designation in another state or jurisdiction and was, as a result of such designation, subjected to registration or community or public notification, or both, or would be if the person were a resident of that state or jurisdiction, without regard to whether the person otherwise meets the criteria for registration as a sexual offender;

c. Establishes or maintains a residence in this state who is in the custody or control of, or under the supervision of, any other state or jurisdiction as a result of a conviction for committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes or similar offense in another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor and the defendant is not the victim’s parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this sub-sub-subparagraph; or

d. On or after July 1, 2007, has been adjudicated delinquent for committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes in this state or similar offenses in another jurisdiction when the juvenile was 14 years of age or older at the time of the offense:

(I) Section 794.011, excluding s. 794.011(10);

(II) Section 800.04(4)(b) where the victim is under 12 years of age or where the court finds sexual activity by the use of force or coercion;

(III) Section 800.04(5)(c)1. where the court finds molestation involving unclothed genitals; or

(IV) Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals.

2. For all qualifying offenses listed in sub-subparagraph (1)(a)1.d., the court shall make a written finding of the age of the offender at the time of the offense.

For each violation of a qualifying offense listed in this subsection, *except for a violation of s. 794.011*, the court shall make a written finding of the age of the victim at the time of the offense. For a violation of s. 800.04(4), the court shall *also additionally* make a written finding indicating *whether that the offense involved did or did not involve* sexual activity and indicating *whether that the offense involved did or did not involve* force or coercion. For a violation of s. 800.04(5), the court shall *also additionally* make a written finding that the offense did or did not involve unclothed genitals or genital area and that the offense did or did not involve the use of force or coercion.

(g) ~~“Internet identifier Instant message name” has the same meaning as provided in s. 775.21 means an identifier that allows a person to communicate in real time with another person using the Internet.~~

(h) “Vehicles owned” has the same meaning as provided in s. 775.21.

(2) A sexual offender shall:

(a) Report in person at the sheriff’s office:

1. In the county in which the offender establishes or maintains a permanent, temporary, or transient residence within 48 hours after:

a. Establishing permanent, temporary, or transient residence in this state; or

b. Being released from the custody, control, or supervision of the Department of Corrections or from the custody of a private correctional facility; or

2. In the county where he or she was convicted within 48 hours after being convicted for a qualifying offense for registration under this section if the offender is not in the custody or control of, or under the supervision of, the Department of Corrections, or is not in the custody of a private correctional facility.

Any change in the information required to be provided pursuant to paragraph (b), including, but not limited to, any change in the sexual offender’s permanent, temporary, or transient residence, name, ~~any~~ electronic mail addresses, or Internet identifiers ~~address and any instant message name~~ required to be provided pursuant to paragraph (4)(e) ~~(4)(d)~~, after the sexual offender reports in person at the sheriff’s office, ~~must shall~~ be accomplished in the manner provided in subsections (4), (7), and (8).

(b) Provide his or her name; date of birth; social security number; race; sex; height; weight; hair and eye color; tattoos or other identifying marks; fingerprints; *palm prints*; photograph; occupation and place of employment; address of permanent or legal residence or address of any current temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any transient residence within the state, address, location or description, and dates of any current or known future temporary residence within the state or out of state; ~~the make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned; all home telephone numbers number and any cellular telephone numbers number; all any~~ electronic mail addresses ~~address~~ and all Internet identifiers ~~any instant message name~~ required to be provided pursuant to paragraph (4)(e) ~~(4)(d)~~; date and place of each conviction; and a brief description of the crime or crimes committed by the offender. A post office box ~~may shall~~ not be provided in lieu of a physical residential address. *The sexual offender shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The sexual offender shall also provide information about any professional licenses he or she has.*

1. If the sexual offender’s place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the sexual offender shall also provide to the department through the sheriff’s office written notice of the vehicle identification number; the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If the sexual offender’s place of residence is a vessel, live-aboard vessel, or houseboat, as defined in chapter 327, the sexual offender shall also provide to the department written notice of the hull identification number; the manufacturer’s serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live-aboard vessel, or houseboat.

2. If the sexual offender is enrolled, employed, *volunteering*, or carrying on a vocation at an institution of higher education in this state, the sexual offender shall also provide to the department through the sheriff’s office the name, address, and county of each institution, including each campus attended, and the sexual offender’s enrollment, *volunteer*, or

employment status. Each change in enrollment, *volunteer*, or employment status ~~must shall~~ be reported in person at the sheriff’s office, within 48 hours after any change in status. The sheriff shall promptly notify each institution of the sexual offender’s presence and any change in the sexual offender’s enrollment, *volunteer*, or employment status.

3. *A sexual offender shall report in person to the sheriff’s office within 48 hours after any change in vehicles owned to report those vehicle information changes.*

(c) *Provide any other information determined necessary by the department, including criminal and corrections records; nonprivileged personnel and treatment records; and evidentiary genetic markers, when available.*

When a sexual offender reports at the sheriff’s office, the sheriff shall take a photograph, ~~and~~ a set of fingerprints, *and palm prints* of the offender and forward the photographs, *palm prints*, and fingerprints to the department, along with the information provided by the sexual offender. The sheriff shall promptly provide to the department the information received from the sexual offender.

(4)(a) Each time a sexual offender’s ~~driver driver’s~~ license or identification card is subject to renewal, and, without regard to the status of the offender’s ~~driver driver’s~~ license or identification card, within 48 hours after any change in the offender’s permanent, temporary, or transient residence or change in the offender’s name by reason of marriage or other legal process, the offender shall report in person to a ~~driver driver’s~~ license office, and ~~is shall~~ be subject to the requirements specified in subsection (3). The Department of Highway Safety and Motor Vehicles shall forward to the department all photographs and information provided by sexual offenders. Notwithstanding the restrictions set forth in s. 322.142, the Department of Highway Safety and Motor Vehicles ~~may is authorized to~~ release a reproduction of a color-photograph or digital-image license to the Department of Law Enforcement for purposes of public notification of sexual offenders as provided in this section and ss. 943.043 and 944.606. *A sexual offender who is unable to secure or update a driver license or identification card with the Department of Highway Safety and Motor Vehicles as provided in subsection (3) and this subsection shall also report any change in the sexual offender’s permanent, temporary, or transient residence or change in the offender’s name by reason of marriage or other legal process within 48 hours after the change to the sheriff’s office in the county where the offender resides or is located and provide confirmation that he or she reported such information to the Department of Highway Safety and Motor Vehicles.*

(b)1. A sexual offender who vacates a permanent, temporary, or transient residence and fails to establish or maintain another permanent, temporary, or transient residence shall, within 48 hours after vacating the permanent, temporary, or transient residence, report in person to the sheriff’s office of the county in which he or she is located. The sexual offender shall specify the date upon which he or she intends to or did vacate such residence. The sexual offender must provide or update all of the registration information required under paragraph (2)(b). The sexual offender must provide an address for the residence or other place that he or she is or will be located during the time in which he or she fails to establish or maintain a permanent or temporary residence.

2. *A sexual offender shall report in person at the sheriff’s office in the county in which he or she is located within 48 hours after establishing a transient residence and thereafter must report in person every 30 days to the sheriff’s office in the county in which he or she is located while maintaining a transient residence. The sexual offender must provide the addresses and locations where he or she maintains a transient residence. Each sheriff’s office shall establish procedures for reporting transient residence information and provide notice to transient registrants to report transient residence information as required in this subparagraph. Reporting to the sheriff’s office as required by this subparagraph does not exempt registrants from any reregistration requirement. The sheriff may coordinate and enter into agreements with police departments and other governmental entities to facilitate additional reporting sites for transient residence registration required in this subparagraph. The sheriff’s office shall, within 2 business days, electronically submit and update all information provided by the sexual offender to the department.*

(c) A sexual offender who remains at a permanent, temporary, or transient residence after reporting his or her intent to vacate such residence shall, within 48 hours after the date upon which the offender indicated he or she would or did vacate such residence, report in person to the agency to which he or she reported pursuant to paragraph (b) for the purpose of reporting his or her address at such residence. When the sheriff receives the report, the sheriff shall promptly convey the information to the department. An offender who makes a report as required under paragraph (b) but fails to make a report as required under this paragraph commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(d) *The failure of a sexual offender who maintains a transient residence to report in person to the sheriff's office every 30 days as required in subparagraph (b)2. is punishable as provided in subsection (9).*

(e)(d) A sexual offender shall ~~must~~ register all ~~any~~ electronic mail addresses and Internet identifiers ~~address or instant message name~~ with the department before using such electronic mail ~~addresses and Internet identifiers address or instant message name~~. The department shall establish an online system through which sexual offenders may securely access and update all electronic mail address and ~~Internet identifier instant message name~~ information.

(6) County and local law enforcement agencies, in conjunction with the department, shall verify the addresses of sexual offenders who are not under the care, custody, control, or supervision of the Department of Corrections, *and may verify the addresses of sexual offenders who are under the care, custody, control, or supervision of the Department of Corrections*, in a manner that is consistent with the provisions of the federal Adam Walsh Child Protection and Safety Act of 2006 and any other federal standards applicable to such verification or required to be met as a condition for the receipt of federal funds by the state. Local law enforcement agencies shall report to the department any failure by a sexual offender to comply with registration requirements.

(7) A sexual offender who intends to establish a permanent, temporary, or transient residence in another state or jurisdiction other than the State of Florida shall report in person to the sheriff of the county of current residence within 48 hours before the date he or she intends to leave this state to establish residence in another state or jurisdiction *or within 21 days before his or her planned departure date if the intended residence of 5 days or more is outside of the United States*. The notification must include the address, municipality, county, ~~and~~ state, *and country* of intended residence. The sheriff shall promptly provide to the department the information received from the sexual offender. The department shall notify the statewide law enforcement agency, or a comparable agency, in the intended state, ~~or~~ jurisdiction, *or country* of residence of the sexual offender's intended residence. The failure of a sexual offender to provide his or her intended place of residence is punishable as provided in subsection (9).

(8) A sexual offender who indicates his or her intent to establish a permanent, temporary, or transient residence in another state, ~~a or~~ jurisdiction other than the State of Florida, *or another country* and later decides to remain in this state shall, within 48 hours after the date upon which the sexual offender indicated he or she would leave this state, report in person to the sheriff to which the sexual offender reported the intended change of permanent, temporary, or transient residence, and report his or her intent to remain in this state. The sheriff shall promptly report this information to the department. A sexual offender who reports his or her intent to establish a permanent, temporary, or transient residence in another state, ~~a or~~ jurisdiction *other than the State of Florida, or another country* but who remains in this state without reporting to the sheriff in the manner required by this subsection commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(9)(a) A sexual offender who does not comply with the requirements of this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A sexual offender who commits any act or omission in violation of this section may be prosecuted for the act or omission in the county in

which the act or omission was committed, the county of the last registered address of the sexual offender, ~~or~~ the county in which the conviction occurred for the offense or offenses that meet the criteria for designating a person as a sexual offender, *in the county where the sexual offender was released from incarceration, or in the county of the intended address of the sexual offender as reported by the offender prior to his or her release from incarceration*.

(c) An arrest on charges of failure to register when the offender has been provided and advised of his or her statutory obligations to register under subsection (2), the service of an information or a complaint for a violation of this section, or an arraignment on charges for a violation of this section constitutes actual notice of the duty to register. A sexual offender's failure to immediately register as required by this section following such arrest, service, or arraignment constitutes grounds for a subsequent charge of failure to register. A sexual offender charged with the crime of failure to register who asserts, or intends to assert, a lack of notice of the duty to register as a defense to a charge of failure to register shall immediately register as required by this section. A sexual offender who is charged with a subsequent failure to register may not assert the defense of a lack of notice of the duty to register.

(11) Except as provided in s. 943.04354, a sexual offender ~~shall must~~ maintain registration with the department for the duration of his or her life; unless the sexual offender has received a full pardon or has had a conviction set aside in a postconviction proceeding for any offense that meets the criteria for classifying the person as a sexual offender for purposes of registration. However, a sexual offender:

(a)1. Who has been lawfully released from confinement, supervision, or sanction, whichever is later, for at least 25 years and has not been arrested for any felony or misdemeanor offense since release, provided that the sexual offender's requirement to register was not based upon an adult conviction:

- a. For a violation of s. 787.01 or s. 787.02;
- b. For a violation of s. 794.011, excluding s. 794.011(10);
- c. For a violation of s. 800.04(4)(b) where the court finds the offense involved a victim under 12 years of age or sexual activity by the use of force or coercion;
- d. For a violation of s. 800.04(5)(b);
- e. For a violation of s. 800.04(5)(c)2. ~~s. 800.04(5)e.2.~~ where the court finds the offense involved *the use of force or coercion and unclothed genitals or genital area*;
- f. For any attempt or conspiracy to commit any such offense; ~~or~~
- g. For a violation of similar law of another jurisdiction; *or*
- h. *For a violation of a similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this subparagraph,*

may petition the criminal division of the circuit court of the circuit *where the conviction or adjudication occurred* ~~in which the sexual offender resides~~ for the purpose of removing the requirement for registration as a sexual offender.

2. The court may grant or deny relief if the offender demonstrates to the court that he or she has not been arrested for any crime since release; the requested relief complies with the provisions of the federal Adam Walsh Child Protection and Safety Act of 2006 and any other federal standards applicable to the removal of registration requirements for a sexual offender or required to be met as a condition for the receipt of federal funds by the state; and the court is otherwise satisfied that the offender is not a current or potential threat to public safety. The state attorney in the circuit in which the petition is filed must be given notice of the petition at least 3 weeks before the hearing on the matter. The state attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. If the court denies the petition, the court may set a future date at

which the sexual offender may again petition the court for relief, subject to the standards for relief provided in this subsection.

3. The department shall remove an offender from classification as a sexual offender for purposes of registration if the offender provides to the department a certified copy of the court's written findings or order that indicates that the offender is no longer required to comply with the requirements for registration as a sexual offender.

4. For purposes of this paragraph:

a. The registration period of a sexual offender sentenced to a term of incarceration or committed to a residential program begins upon the offender's release from incarceration or commitment for the most recent conviction that required the offender to register.

b. A sexual offender's registration period is tolled during any period in which the offender is incarcerated, civilly committed, detained pursuant to chapter 985, or committed to a residential program.

c. Except as provided in sub-subparagraph e., if the sexual offender is only sentenced to a term of supervision for the most recent conviction that required the offender to register as a sexual offender or is only subject to a period of supervision for that conviction, the registration period begins when the term or period of supervision for that conviction begins.

d. Except as provided in sub-subparagraph e., if the sexual offender is sentenced to a term of supervision that follows a term of incarceration for the most recent conviction that required the offender to register as a sexual offender or is subject to a period of supervision that follows commitment to a residential program for that conviction, the registration period begins when the term or period of supervision for that conviction begins.

e. If a sexual offender is sentenced to a term of more than 25 years' supervision for the most recent conviction that required the offender to register as a sexual offender, the sexual offender may not petition for removal of the requirement for registration as a sexual offender until the term of supervision for that conviction is completed.

(b) As defined in sub-subparagraph (1)(a)1.b. must maintain registration with the department for the duration of his or her life until the person provides the department with an order issued by the court that designated the person as a sexual predator, as a sexually violent predator, or by another sexual offender designation in the state or jurisdiction in which the order was issued which states that such designation has been removed or demonstrates to the department that such designation, if not imposed by a court, has been removed by operation of law or court order in the state or jurisdiction in which the designation was made, and provided such person no longer meets the criteria for registration as a sexual offender under the laws of this state.

(14)

(b) However, a sexual offender who is required to register as a result of a conviction for:

1. Section 787.01 or s. 787.02 where the victim is a minor and the offender is not the victim's parent or guardian;
2. Section 794.011, excluding s. 794.011(10);
3. Section 800.04(4)(b) where the court finds the offense involved a victim under 12 years of age or sexual activity by the use of force or coercion;
4. Section 800.04(5)(b);
5. Section 800.04(5)(c)1. where the court finds molestation involving unclothed genitals or genital area;
6. Section 800.04(5)(c)2. ~~800.04(5)e.2.~~ where the court finds molestation involving the use of force or coercion and unclothed genitals or genital area;
7. Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals or genital area;
8. Any attempt or conspiracy to commit such offense; ~~or~~

9. A violation of a similar law of another jurisdiction; or

10. A violation of a similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this paragraph,

must reregister each year during the month of the sexual offender's birthday and every third month thereafter.

(c) The sheriff's office may determine the appropriate times and days for reporting by the sexual offender, which ~~must shall~~ be consistent with the reporting requirements of this subsection. Reregistration ~~must shall~~ include any changes to the following information:

1. Name; social security number; age; race; sex; date of birth; height; weight; ~~tattoos or other identifying marks~~; hair and eye color; address of any permanent residence and address of any current temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any transient residence within the state; address, location or description, and dates of any current or known future temporary residence within the state or out of state; ~~all any~~ electronic mail addresses or Internet identifiers ~~address and any instant message name~~ required to be provided pursuant to paragraph (4)(e) ~~(4)(d)~~; ~~all home telephone numbers and number and any cellular telephone numbers number~~; date and place of any employment; ~~the vehicle~~ make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned; fingerprints; palm prints; and photograph. A post office box may ~~shall~~ not be provided in lieu of a physical residential address. *The sexual offender shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The sexual offender shall also provide information about any professional licenses he or she has.*

2. If the sexual offender is enrolled, *volunteering*, employed, or carrying on a vocation at an institution of higher education in this state, the sexual offender shall also provide to the department the name, address, and county of each institution, including each campus attended, and the sexual offender's enrollment, *volunteer*, or employment status.

3. If the sexual offender's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the sexual offender shall also provide the vehicle identification number; the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If the sexual offender's place of residence is a vessel, live-aboard vessel, or houseboat, as defined in chapter 327, the sexual offender shall also provide the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live-aboard vessel or houseboat.

4. Any sexual offender who fails to report in person as required at the sheriff's office, ~~or~~ who fails to respond to any address verification correspondence from the department within 3 weeks of the date of the correspondence, ~~or~~ who fails to report all electronic mail addresses and all Internet identifiers prior to use ~~or instant message names~~, or who knowingly provides false registration information by act or omission commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 6. Section 943.04354, Florida Statutes, is amended to read:

943.04354 Removal of the requirement to register as a sexual offender or sexual predator in special circumstances.—

(1) For purposes of this section, a person shall be considered for removal of the requirement to register as a sexual offender or sexual predator only if the person:

(a) Was ~~or will be~~ convicted, regardless of adjudication, or adjudicated delinquent of a violation of s. 794.011, s. 800.04, s. 827.071, or s. 847.0135(5) or of a similar offense in another jurisdiction ~~or the person committed a violation of s. 794.011, s. 800.04, s. 827.071, or s. 847.0135(5) for which adjudication of guilt was or will be withheld, and if the person does not have any other conviction, regardless of adjudication, or adjudication of delinquency, or withhold of adjudication of guilt~~

for a violation of s. 794.011, s. 800.04, s. 827.071, or s. 847.0135(5) or for a similar offense in another jurisdiction;

(b)1. Was convicted, regardless of adjudication, or adjudicated delinquent of an offense listed in paragraph (a) and is required to register as a sexual offender or sexual predator solely on the basis of this conviction or adjudication; or ~~violation; and~~

2. Was convicted, regardless of adjudication, or adjudicated delinquent of an offense in another jurisdiction which is similar to an offense listed in paragraph (a) and no longer meets the criteria for registration as a sexual offender or sexual predator under the laws of the jurisdiction in which the similar offense occurred; and

(c) Is not more than 4 years older than the victim of this violation who was 13 ~~14~~ years of age or older but younger ~~not more~~ than 18 ~~17~~ years of age at the time the person committed this violation.

(2) If a person meets the criteria in subsection (1) ~~and the violation of s. 794.011, s. 800.04, s. 827.071, or s. 847.0135(5) was committed on or after July 1, 2007,~~ the person may move the criminal division of the circuit court of the circuit where the conviction or adjudication for the qualifying offense occurred ~~court that will sentence or dispose of this violation~~ to remove the requirement that the person register as a sexual offender or sexual predator. The person must allege in the motion that he or she meets the criteria in subsection (1) and that removal of the registration requirement will not conflict with federal law. A person convicted or adjudicated delinquent of an offense in another jurisdiction which is similar to an offense listed in paragraph (1)(a) must provide the court written confirmation that he or she is not required to register in the jurisdiction in which the conviction or adjudication occurred. The state attorney and the department must be given notice of the motion at least 21 days before the date of sentencing, ~~or disposition of the this violation,~~ or hearing on the motion and may present evidence in opposition to the requested relief or may otherwise demonstrate why the motion should be denied. At sentencing, ~~or disposition of the this violation, or hearing on the motion,~~ the court shall rule on the ~~this~~ motion, and, if the court determines the person meets the criteria in subsection (1) and the removal of the registration requirement will not conflict with federal law, it may grant the motion and order the removal of the registration requirement. *The court shall instruct the person to provide the department a certified copy of the order granting relief.* If the court denies the motion, the person is not authorized under this section to file another motion ~~petition~~ for removal of the registration requirement.

~~(3)(a) This subsection applies to a person who:~~

~~1. Is not a person described in subsection (2) because the violation of s. 794.011, s. 800.04, or s. 827.071 was not committed on or after July 1, 2007;~~

~~2. Is subject to registration as a sexual offender or sexual predator for a violation of s. 794.011, s. 800.04, or s. 827.071; and~~

~~3. Meets the criteria in subsection (1).~~

~~(b) A person may petition the court in which the sentence or disposition for the violation of s. 794.011, s. 800.04, or s. 827.071 occurred for removal of the requirement to register as a sexual offender or sexual predator. The person must allege in the petition that he or she meets the criteria in subsection (1) and removal of the registration requirement will not conflict with federal law. The state attorney must be given notice of the petition at least 21 days before the hearing on the petition and may present evidence in opposition to the requested relief or may otherwise demonstrate why the petition should be denied. The court shall rule on the petition and, if the court determines the person meets the criteria in subsection (1) and removal of the registration requirement will not conflict with federal law, it may grant the petition and order the removal of the registration requirement. If the court denies the petition, the person is not authorized under this section to file any further petition for removal of the registration requirement.~~

(3)(4) If a person provides to the Department of Law Enforcement a certified copy of the court's order removing the requirement that the person register as a sexual offender or sexual predator for the violation of s. 794.011, s. 800.04, s. 827.071, or s. 847.0135(5), or a similar offense in another jurisdiction, the registration requirement will not apply to the person and the department shall remove all information about the per-

son from the public registry of sexual offenders and sexual predators maintained by the department. However, the removal of this information from the public registry does not mean that the public is denied access to information about the person's criminal history or record that is otherwise available as a public record.

Section 7. Subsections (2) and (3) of section 943.0437, Florida Statutes, are amended to read:

943.0437 Commercial social networking websites.—

(2) The department may provide information relating to electronic mail addresses and Internet identifiers, as defined in s. 775.21, ~~instant message names~~ maintained as part of the sexual offender registry to commercial social networking websites or third parties designated by commercial social networking websites. The commercial social networking website may use this information for the purpose of comparing registered users and screening potential users of the commercial social networking website against the list of electronic mail addresses and Internet identifiers ~~instant message names~~ provided by the department.

(3) This section ~~does not shall not be construed to~~ impose any civil liability on a commercial social networking website for:

(a) Any action voluntarily taken in good faith to remove or disable any profile of a registered user associated with an electronic mail address or Internet identifier ~~instant message name~~ contained in the sexual offender registry.

(b) Any action taken to restrict access by such registered user to the commercial social networking website.

Section 8. Paragraphs (b) and (d) of subsection (1) and paragraph (a) of subsection (3) of section 944.606, Florida Statutes, are amended to read:

944.606 Sexual offenders; notification upon release.—

(1) As used in this section:

(b) "Sexual offender" means a person who has been convicted of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes in this state or similar offenses in another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor and the defendant is not the victim's parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this subsection, when the department has received verified information regarding such conviction; an offender's computerized criminal history record is not, in and of itself, verified information.

(d) "Internet identifier" has the same meaning as provided in s. 775.21 "Instant message name" means an identifier that allows a person to communicate in real time with another person using the Internet.

(3)(a) The department ~~shall must~~ provide information regarding any sexual offender who is being released after serving a period of incarceration for any offense, as follows:

1. The department ~~shall must~~ provide: the sexual offender's name, any change in the offender's name by reason of marriage or other legal process, and any alias, if known; the correctional facility from which the sexual offender is released; the sexual offender's social security number, race, sex, date of birth, height, weight, and hair and eye color; tattoos or other identifying marks; address of any planned permanent residence or temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any transient residence within the state; address, location or description, and dates of any known future temporary residence within the state or out of state; date and county of sentence and each crime for which the offender was sentenced; a copy of the offender's fingerprints, palm prints, and a digitized photograph taken within 60 days before release; the date of release of the sexual offender; ~~all any~~ electronic mail addresses ~~address~~ and ~~all Internet identifiers any instant message name~~ required to be provided pursuant to s. 943.0435(4)(e) ~~943.0435(4)(d); all~~

~~and home telephone numbers number and any cellular telephone numbers; information about any professional licenses the offender has, if known; and passport information, if he or she has a passport, and, if he or she is an alien, information about documents establishing his or her immigration status number.~~ The department shall notify the Department of Law Enforcement if the sexual offender escapes, absconds, or dies. If the sexual offender is in the custody of a private correctional facility, the facility shall take the digitized photograph of the sexual offender within 60 days before the sexual offender's release and provide this photograph to the Department of Corrections and also place it in the sexual offender's file. If the sexual offender is in the custody of a local jail, the custodian of the local jail shall register the offender within 3 business days after intake of the offender for any reason and upon release, and shall notify the Department of Law Enforcement of the sexual offender's release and provide to the Department of Law Enforcement the information specified in this paragraph and any information specified in subparagraph 2. that the Department of Law Enforcement requests.

2. The department may provide any other information deemed necessary, including criminal and corrections records, nonprivileged personnel and treatment records, when available.

Section 9. Present paragraphs (a) and (f) of subsection (1), subsection (4), and paragraphs (b) and (c) of subsection (13) of section 944.607, Florida Statutes, are amended, paragraphs (b) through (e) of subsection (1) are redesignated as paragraphs (c) through (f), respectively, and a new paragraph (b) is added to that subsection, to read:

944.607 Notification to Department of Law Enforcement of information on sexual offenders.—

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

(a) "Sexual offender" means a person who is in the custody or control of, or under the supervision of, the department or is in the custody of a private correctional facility:

1. On or after October 1, 1997, as a result of a conviction for committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes in this state or similar offenses in another jurisdiction: s. 393.135(2); s. 394.4593(2); s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor and the defendant is not the victim's parent or guardian; s. 787.06(3)(b), (d), (f), (g), or (h); s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s. 810.145(8); s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s. 916.1075(2); or s. 985.701(1); or any similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this paragraph; or

2. Who establishes or maintains a residence in this state and who has not been designated as a sexual predator by a court of this state but who has been designated as a sexual predator, as a sexually violent predator, or by another sexual offender designation in another state or jurisdiction and was, as a result of such designation, subjected to registration or community or public notification, or both, or would be if the person were a resident of that state or jurisdiction, without regard as to whether the person otherwise meets the criteria for registration as a sexual offender.

(b) "Vehicles owned" has the same meaning as provided in s. 775.21.

(g)(~~f~~) "Internet identifier" has the same meaning as provided in s. 775.21. ~~"Instant message name" means an identifier that allows a person to communicate in real time with another person using the Internet.~~

(4) A sexual offender, as described in this section, who is under the supervision of the Department of Corrections but is not incarcerated ~~shall~~ must register with the Department of Corrections within 3 business days after sentencing for a registrable offense and otherwise provide information as required by this subsection.

(a) The sexual offender shall provide his or her name; date of birth; social security number; race; sex; height; weight; hair and eye color; tattoos or other identifying marks; ~~all any~~ electronic mail addresses ~~address~~ and Internet identifiers ~~any instant message name~~ required to be provided pursuant to s. 943.0435(4)(e) ~~943.0435(4)(d)~~; all home telephone

numbers and cellular telephone numbers; the make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned; permanent or legal residence and address of temporary residence within the state or out of state while the sexual offender is under supervision in this state, including any rural route address or post office box; if no permanent or temporary address, any transient residence within the state; and address, location or description, and dates of any current or known future temporary residence within the state or out of state. *The sexual offender shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The sexual offender shall also provide information about any professional licenses he or she has.* The Department of Corrections shall verify the address of each sexual offender in the manner described in ss. 775.21 and 943.0435. The department shall report to the Department of Law Enforcement any failure by a sexual predator or sexual offender to comply with registration requirements.

(b) If the sexual offender is enrolled, employed, *volunteering*, or carrying on a vocation at an institution of higher education in this state, the sexual offender shall provide the name, address, and county of each institution, including each campus attended, and the sexual offender's enrollment, *volunteer*, or employment status. Each change in enrollment, *volunteer*, or employment status ~~shall~~ be reported to the department within 48 hours after the change in status. The Department of Corrections shall promptly notify each institution of the sexual offender's presence and any change in the sexual offender's enrollment, *volunteer*, or employment status.

(c) *A sexual offender shall report in person to the sheriff's office within 48 hours after any change in vehicles owned to report those vehicle information changes.*

(13)

(b) However, a sexual offender who is required to register as a result of a conviction for:

1. Section 787.01 or s. 787.02 where the victim is a minor and the offender is not the victim's parent or guardian;

2. Section 794.011, excluding s. 794.011(10);

3. Section 800.04(4)(b) where the victim is under 12 years of age or where the court finds sexual activity by the use of force or coercion;

4. Section 800.04(5)(b);

5. Section 800.04(5)(c)1. where the court finds molestation involving unclothed genitals or genital area;

6. Section 800.04(5)(c)2. ~~800.04(5)c.2.~~ where the court finds molestation involving *use of force or coercion and* unclothed genitals or genital area;

7. Section 800.04(5)(d) where the court finds the use of force or coercion and unclothed genitals or genital area;

8. Any attempt or conspiracy to commit such offense; ~~or~~

9. A violation of a similar law of another jurisdiction; ~~or~~

10. A violation of a similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this paragraph,

must reregister each year during the month of the sexual offender's birthday and every third month thereafter.

(c) The sheriff's office may determine the appropriate times and days for reporting by the sexual offender, which ~~shall~~ must be consistent with the reporting requirements of this subsection. Reregistration ~~must~~ shall include any changes to the following information:

1. Name; social security number; age; race; sex; date of birth; height; weight; *tattoos or other identifying marks*; hair and eye color; address of any permanent residence and address of any current temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any tran-

sient residence; address, location or description, and dates of any current or known future temporary residence within the state or out of state; ~~all any~~ electronic mail addresses and Internet identifiers address and ~~any instant message name~~ required to be provided pursuant to s. 943.0435(4)(e) ~~943.0435(4)(d)~~; all home telephone numbers and cellular telephone numbers; date and place of any employment; ~~the vehicle~~ make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned; fingerprints; palm prints; and photograph. A post office box ~~may shall~~ not be provided in lieu of a physical residential address. *The sexual offender shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The sexual offender shall also provide information about any professional licenses he or she has.*

2. If the sexual offender is enrolled, employed, *volunteering*, or carrying on a vocation at an institution of higher education in this state, the sexual offender shall also provide to the department the name, address, and county of each institution, including each campus attended, and the sexual offender's enrollment, *volunteer*, or employment status.

3. If the sexual offender's place of residence is a motor vehicle, trailer, mobile home, or manufactured home, as defined in chapter 320, the sexual offender shall also provide the vehicle identification number; the license tag number; the registration number; and a description, including color scheme, of the motor vehicle, trailer, mobile home, or manufactured home. If the sexual offender's place of residence is a vessel, live-aboard vessel, or houseboat, as defined in chapter 327, the sexual offender shall also provide the hull identification number; the manufacturer's serial number; the name of the vessel, live-aboard vessel, or houseboat; the registration number; and a description, including color scheme, of the vessel, live-aboard vessel or houseboat.

4. Any sexual offender who fails to report in person as required at the sheriff's office, ~~or~~ who fails to respond to any address verification correspondence from the department within 3 weeks of the date of the correspondence, ~~or~~ who fails to report all electronic mail addresses or Internet identifiers prior to use ~~or instant message names~~, or who knowingly provides false registration information by act or omission commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 10. Paragraph (b) of subsection (1) of section 985.481, Florida Statutes, is redesignated as paragraph (c), new paragraphs (b) and (d) are added to that subsection, and paragraph (a) of subsection (3) of that section is amended, to read:

985.481 Sexual offenders adjudicated delinquent; notification upon release.—

(1) As used in this section:

(a) "Convicted" has the same meaning as provided in s. 943.0435.

(b) "Internet identifier" has the same meaning as provided in s. 775.21.

(c)(~~b~~) "Sexual offender" means a person who has been adjudicated delinquent as provided in s. 943.0435(1)(a)1.d.

(d) "Vehicles owned" has the same meaning as provided in s. 775.21.

(3)(a) The department ~~shall must~~ provide information regarding any sexual offender who is being released after serving a period of residential commitment under the department for any offense, as follows:

1. The department ~~shall must~~ provide the sexual offender's name, any change in the offender's name by reason of marriage or other legal process, and any alias, if known; the correctional facility from which the sexual offender is released; the sexual offender's social security number, race, sex, date of birth, height, weight, and hair and eye color; *tattoos or other identifying marks; the make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned*; address of any planned permanent residence or temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any transient residence within the state; address, location or description, and dates of any known future temporary residence within the state or out of state; date and county of disposition and each crime for which there was a disposition; a copy of

the offender's fingerprints, *palm prints*, and a digitized photograph taken within 60 days before release; the date of release of the sexual offender; ~~all and~~ home telephone numbers ~~number~~ and ~~any~~ cellular telephone numbers; ~~all Internet identifiers~~; ~~information about any professional licenses the offender has, if known; and passport information, if he or she has a passport, and, if he or she is an alien, information about documents establishing his or her immigration status number~~. The department shall notify the Department of Law Enforcement if the sexual offender escapes, absconds, or dies. If the sexual offender is in the custody of a private correctional facility, the facility shall take the digitized photograph of the sexual offender within 60 days before the sexual offender's release and also place it in the sexual offender's file. If the sexual offender is in the custody of a local jail, the custodian of the local jail shall register the offender within 3 business days after intake of the offender for any reason and upon release, and shall notify the Department of Law Enforcement of the sexual offender's release and provide to the Department of Law Enforcement the information specified in this subparagraph and any information specified in subparagraph 2. which the Department of Law Enforcement requests.

2. The department may provide any other information considered necessary, including criminal and delinquency records, when available.

Section 11. Paragraph (d) of subsection (1) of section 985.4815, Florida Statutes, is redesignated as paragraph (e), new paragraphs (d) and (f) are added to that subsection, and subsection (4) and paragraph (b) of subsection (13) of that section are amended, to read:

985.4815 Notification to Department of Law Enforcement of information on juvenile sexual offenders.—

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

(a) "Change in enrollment or employment status" means the commencement or termination of enrollment or employment or a change in location of enrollment or employment.

(b) "Conviction" has the same meaning as provided in s. 943.0435.

(c) "Institution of higher education" means a career center, community college, college, state university, or independent postsecondary institution.

(d) "Internet identifier" has the same meaning as provided in s. 775.21.

(e)(~~d~~) "Sexual offender" means a person who is in the care or custody or under the jurisdiction or supervision of the department or is in the custody of a private correctional facility and who:

1. Has been adjudicated delinquent as provided in s. 943.0435(1)(a)1.d.; or

2. Establishes or maintains a residence in this state and has not been designated as a sexual predator by a court of this state but has been designated as a sexual predator, as a sexually violent predator, or by another sexual offender designation in another state or jurisdiction and was, as a result of such designation, subjected to registration or community or public notification, or both, or would be if the person were a resident of that state or jurisdiction, without regard to whether the person otherwise meets the criteria for registration as a sexual offender.

(f) "Vehicles owned" has the same meaning as provided in s. 775.21.

(4) A sexual offender, as described in this section, who is under the supervision of the department but who is not committed ~~shall must~~ register with the department within 3 business days after adjudication and disposition for a registrable offense and otherwise provide information as required by this subsection.

(a) The sexual offender shall provide his or her name; date of birth; social security number; race; sex; height; weight; hair and eye color; tattoos or other identifying marks; *the make, model, color, vehicle identification number (VIN), and license tag number of all vehicles owned*; permanent or legal residence and address of temporary residence within the state or out of state while the sexual offender is in the care or custody or under the jurisdiction or supervision of the department in this state, including any rural route address or post office box; if no permanent or temporary address, any transient residence; address, location or de-

scription, and dates of any current or known future temporary residence within the state or out of state; *all home telephone and cellular telephone numbers; all Internet identifiers*; and the name and address of each school attended. *The sexual offender shall also produce his or her passport, if he or she has a passport, and, if he or she is an alien, shall produce or provide information about documents establishing his or her immigration status. The offender shall also provide information about any professional licenses he or she has.* The department shall verify the address of each sexual offender and shall report to the Department of Law Enforcement any failure by a sexual offender to comply with registration requirements.

(b) If the sexual offender is enrolled, employed, *volunteering*, or carrying on a vocation at an institution of higher education in this state, the sexual offender shall provide the name, address, and county of each institution, including each campus attended, and the sexual offender's enrollment, *volunteer*, or employment status. Each change in enrollment, *volunteer*, or employment status *must shall* be reported to the department within 48 hours after the change in status. The department shall promptly notify each institution of the sexual offender's presence and any change in the sexual offender's enrollment, *volunteer*, or employment status.

(c) *A sexual offender shall report in person to the sheriff's office within 48 hours after any change in vehicles owned to report those vehicle information changes.*

(13)

(b) The sheriff's office may determine the appropriate times and days for reporting by the sexual offender, which *must shall* be consistent with the reporting requirements of this subsection. Reregistration *must shall* include any changes to the following information:

1. Name; social security number; age; race; sex; date of birth; height; weight; hair and eye color; *tattoos or other identifying marks; finger-prints; palm prints*; address of any permanent residence and address of any current temporary residence, within the state or out of state, including a rural route address and a post office box; if no permanent or temporary address, any transient residence; address, location or description, and dates of any current or known future temporary residence within the state or out of state; *passport information, if he or she has a passport, and, if he or she is an alien, information about documents establishing his or her immigration status; all home telephone numbers and cellular*

And the title is amended as follows:

Remove lines 40-72 and insert: specified time; authorizing county and local law enforcement agencies to verify the addresses of registrants under the care, custody, control, or supervision of the Department of Corrections; providing criminal penalties for knowingly providing false registration information by act or omission; authorizing additional venues for prosecution of registration violations; conforming provisions to changes made by the act; amending s. 775.25, F.S.; authorizing additional venues for prosecution of registration violations; amending s. 943.043, F.S.; prohibiting display or dissemination of certain vehicle information on the Internet public registry of sexual predators and offenders; amending s. 943.0435, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; revising definitions; requiring disclosure of additional sexual offender registration information; requiring reporting of transient residence information within specified time periods; requiring sheriffs to establish procedures for reporting transient residence information; authorizing sheriffs to enter into agreements for reporting transient residence information; providing a criminal penalty for failure to report transient residence information; requiring that a sexual offender who is unable to secure or update a driver license or identification card within a specified period report a change in certain information to the local sheriff's office within a specified period of time of such change and confirm that he or she also reported such information to the Department of Highway Safety and Motor Vehicles; authorizing county and local law enforcement agencies to verify the addresses of registrants under the care, custody, control, or

On motion by Senator Evers, the Senate concurred in **House Amendment 1 (634967)**.

CS for CS for SB 528 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Brandes—

CS for CS for CS for SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing certain rate filings; amending s. 627.0628, F.S.; requiring the commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance on residential property in this state; requiring the insurer to also offer coverage equivalent to that provided by the National Flood Insurance Program (NFIP); defining the term "flood"; establishing the minimum coverage requirements for a flood insurance policy; providing coverage limitations that an insurer may include in such policies; requiring that certain limitations and notices be noted on the policy declarations or face page; requiring the insurer to obtain a signed acknowledgement from the applicant which provides certain specified information; providing the insurer with rate options; authorizing the office to conduct an examination with respect to any rate change; authorizing an insurer to export a contract or endorsement to a surplus lines insurer without meeting certain requirements; requiring prior notice for cancellation or nonrenewal of a policy; providing additional requirements with respect to notifying the Office of Insurance Regulation before writing flood insurance, filing a plan of operation with the office, using forms that have been approved by the office, and filing reinsurance contracts before a certain date; prohibiting Citizens Property Insurance Corporation from writing flood insurance; prohibiting the Florida Hurricane Catastrophe Fund from reimbursing losses caused by flooding; providing certain exemptions; preempting any conflicts with other provisions of the Florida Insurance Code; providing that the Commissioner of the Office of Insurance Regulation may provide certification that a condition qualifies for flood insurance or disaster assistance; providing that such certification is not subject to ch. 120, F.S.; providing an effective date.

—was read the second time by title.

Senator Ring moved the following amendment which was adopted:

Amendment 1 (138770)—Delete lines 217-223 and insert: *the covered property up to replacement cost;*

(e) *As to the peril of flood, does not cover:*

1. *Additional living expenses;*
2. *Personal property or contents; or*
3. *Law and ordinance coverage. However, an insurer must offer law and ordinance coverage that is comparable to the law and ordinance coverage offered in the standard NFIP policy;*

(f) Provides coverage to an insured that is in addition to the minimum coverage required by this section; or

(g) Provides coverage designed to supplement an insured's coverage with the NFIP or coverage under a policy from an insurer that meets the requirements of this part.

Pursuant to Rule 4.19, **CS for CS for CS for SB 542** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 846** and **CS for SB 928** was deferred.

On motion by Senator Ring—

SB 1648—A bill to be entitled An act relating to public records and meetings; amending s. 119.01, F.S.; revising the general state policy on public records; requiring certain information to be open for inspection and copying if public funds are used in payment of dues or membership contributions; providing an exception; amending s. 119.011, F.S.; defining the terms “confidential and exempt” and “exempt”; amending s. 119.07, F.S.; providing that public records requests need not be in writing unless otherwise required by law; requiring the custodian of public records to provide a statutory citation to the requester if a written request is required; restricting the special service charge assessed by an agency in producing records; amending s. 119.0701, F.S.; revising contract requirements between a public agency and a contractor; creating s. 119.0702, F.S.; requiring each agency to provide training on the requirements of ch. 119, F.S.; amending s. 119.12, F.S.; specifying a reasonable cost of enforcement; providing that a party filing an action against certain agencies is not required to serve a copy of a pleading claiming attorney fees on the Department of Financial Services; requiring an agency to provide notice of such pleading to the department; authorizing the department to join the agency in defense of such suit; amending s. 286.011, F.S.; providing that a party filing an enforcement action against a board or commission of a state agency is not required to serve a copy of a pleading claiming attorney fees on the Department of Financial Services; requiring the board or commission to provide notice of such pleading to the department; authorizing the department to join the board or commission in defense of such suit; amending ss. 257.35, 383.402, 497.140, 627.311, 627.351, 943.031, and 943.0313; conforming cross-references to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1648** was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

CS for CS for SB 102—A bill to be entitled An act relating to drivers leaving the scene of a crash; creating the “Aaron Cohen Life Protection Act”; amending s. 316.027, F.S.; redefining the term “serious bodily injury” and defining the term “vulnerable road user”; requiring the driver of a vehicle involved in a crash that results in serious bodily injury to a person to immediately stop the vehicle and remain at the scene of the crash; providing that a person commits a felony of the second degree if he or she fails to stop the vehicle and remain at the scene of the crash until specified requirements are fulfilled; requiring the court to impose a mandatory minimum term of imprisonment under certain circumstances; requiring the revocation of the driver's driver license; requiring the driver to participate in specified programs; providing for ranking of an offense committed if the victim of the offense was a vulnerable road user; authorizing the defendant to move to depart from the mandatory minimum term of imprisonment under certain circumstances; providing requirements and procedures for such departure; amending s. 322.0261, F.S.; requiring the Department of Highway Safety and Motor Vehicles to include in the curriculum of a certain driver improvement course instruction addressing the rights of vulnerable road users; amending s. 322.28, F.S.; requiring the court to revoke for at least 3 years the driver license of a person convicted of leaving the scene of a crash involving

injury, serious bodily injury, or death; reenacting and amending s. 322.34(6), F.S., relating to driving while a driver license is suspended, revoked, canceled, or disqualified, to incorporate the amendment to s. 322.28, F.S., in a reference thereto; amending s. 921.0022, F.S.; revising the offense severity ranking chart; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 102** was placed on the calendar of Bills on Third Reading.

Consideration of **SM 118** was deferred.

On motion by Senator Bullard—

SB 160—A bill to be entitled An act relating to canned or perishable food distributed free of charge; amending s. 768.136, F.S.; revising the definition of the term “donor”; limiting the liability of public schools with respect to canned or perishable food donated to charitable or nonprofit organizations; making grammatical changes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 160** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

CS for CS for SB 188—A bill to be entitled An act relating to education data privacy; amending s. 1002.22, F.S.; providing for annual notice to K-12 students and parents of rights relating to education records; revising provisions relating to remedy in circuit court with respect to education records and reports of students and parents; creating s. 1002.222, F.S.; providing limitations on the collection of information and the disclosure of confidential and exempt student records; defining the term “biometric information”; providing an exception; authorizing fees; amending s. 1008.386, F.S.; revising provisions relating to the submission of student social security numbers and the assignment of student identification numbers; requiring the Department of Education to establish a process for assigning student identification numbers; amending s. 1011.622, F.S.; conforming provisions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 188** was placed on the calendar of Bills on Third Reading.

Consideration of **SM 196** was deferred.

On motion by Senator Thompson—

CS for SB 220—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting discrimination with regard to employment benefits; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of

1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 220** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 230—A bill to be entitled An act relating to the Orlando-Orange County Expressway Authority; amending ss. 348.751 and 348.752, F.S.; renaming the Orlando-Orange County Expressway System as the “Central Florida Expressway System”; revising definitions; making technical changes; amending s. 348.753, F.S.; creating the Central Florida Expressway Authority; providing for the transfer of governance and control, legal rights and powers, responsibilities, terms, and obligations to the authority; providing conditions for the transfer; revising the composition of the governing body of the authority; providing for appointment of officers of the authority and for the expiration of terms of standing board members; revising quorum and voting requirements; conforming terminology and making technical changes; prohibiting a member or the executive director of the authority from personally representing certain persons or entities for a specified time period; prohibiting a retired or terminated member or executive director of the authority from contracting with a business entity under certain circumstances; providing penalties; requiring authority board members, employees, and consultants to make certain annual disclosures; requiring an ethics officer to review such disclosures; requiring the authority code of ethics to include a conflict of interest process; prohibiting authority employees and consultants from serving on the board during their employment or contract period; requiring the code of ethics to be reviewed and updated at least every 2 years; requiring employees to participate in ongoing ethics education; amending s. 348.754, F.S.; providing that the area served by the authority is within the geopolitical boundaries of Orange, Seminole, Lake, and Osceola Counties; requiring the authority to have prior consent from the Secretary of the Department of Transportation to construct an extension, addition, or improvement to the expressway system in Lake County; extending, to 99 years from 40 years, the term of a lease-purchase agreement; limiting the authority’s authority to enter into a lease-purchase agreement; limiting the use of certain toll-revenues; providing exceptions; removing the requirement that the route of a project must be approved by a municipality before the right-of-way can be acquired; requiring that the authority encourage the inclusion of local-, small-, minority-, and women-owned businesses in its procurement and contracting opportunities; removing the authority and criteria for an authority to waive payment and performance bonds for certain public works projects that are awarded pursuant to an economic development program; conforming terminology and making technical changes; amending ss. 348.7543, 348.7544, 348.7545, 348.7546, 348.7547, 348.755, and 348.756, F.S.; conforming terminology and making technical changes; amending s. 348.757, F.S.; providing that upon termination of the lease-purchase agreement of the former Orlando-Orange County Expressway System, title in fee simple to the former system shall be transferred to the state; conforming terminology and making technical changes; amending ss. 348.758, 348.759, 348.760, 348.761, and 348.765, F.S.; conforming terminology and making technical changes; amending s. 348.9953, F.S.; limiting the purpose and powers of the Osceola County Expressway Authority; providing for the termination of the Osceola County Expressway Authority by a specified time period; prohibiting the authority from extending the Poinciana Parkway beyond a specified limit; amending s. 369.317, F.S.; conforming terminology and making technical changes; amending s. 369.324, F.S.; revising the membership of the Wekiva River Basin Commission; conforming terminology; providing criteria for the transfer of the Osceola County Expressway System to the Central Florida Expressway Authority; providing for the repeal of part V of ch. 348, F.S., when the Osceola County Expressway System is transferred to the Central Florida Expressway Authority; requiring the Central Florida Expressway Authority to reimburse other governmental entities for obligations related to the Osceola County Expressway System; providing for reimbursement after payment of other obligations;

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

—was read the second time by title.

Senator Simmons moved the following amendment:

Amendment 1 (438032)—Delete lines 301-363 and insert:

- (6) *A member or the executive director of the authority may not:*
- (a) *Personally represent another person or entity for compensation before the authority for a period of 2 years following vacation of his or her position.*
- (b) *After retirement or termination, have an employment or contractual relationship with a business entity other than an agency as defined in s. 112.312, in connection with a contract in which the member or executive director personally and substantially participated in through decision, approval, disapproval, recommendation, rendering of advice, or investigation while he or she was a member or employee of the authority.*
- (7) *A violation of subsection (6) is punishable in accordance with s. 112.317.*
- (8) *The authority’s general counsel shall serve as the authority’s ethics officer.*
- (9) *Authority board members, employees, and consultants who hold positions that may influence authority decisions shall refrain from engaging in any relationship that may adversely affect their judgment in carrying out authority business. To prevent such conflicts of interest and preserve the integrity and transparency of the authority to the public, the following disclosures must be made annually on a disclosure form:*
- (a) *Any relationship a board member, employee, or consultant has which affords a current or future financial benefit to such board member, employee, or consultant, or to a relative or business associate of such board member, employee, or consultant, and which a reasonable person would conclude has the potential to create a prohibited conflict of interest. As used in this subsection, the term “relative” has the same meaning as in s. 112.312.*
- (b) *Whether a relative of a board member, employee, or consultant is a registered lobbyist, and if so, the names of the lobbyist’s clients. Such names shall be provided in writing to the ethics officer.*
- (c) *Any and all interests in real property that a board member, employee, or consultant has, or that a relative, principal, client, or business associate of such board member, employee, or consultant has, if such real property is located within, or within a one-half mile radius of, any actual or prospective authority roadway project. The executive director shall provide a corridor map and a property ownership list reflecting the ownership of all real property within the disclosure area, or an alignment map with a list of associated owners, to all board members, employees, and consultants.*
- (10) *The disclosure forms required under subsection (9) must be reviewed by the ethics officer or, if a form is filed by the general counsel, by the executive director.*
- (11) *The conflict of interest process shall be outlined in the authority’s code of ethics.*
- (12) *Authority employees and consultants are prohibited from serving on the governing body of the authority while employed by or under contract with the authority.*
- (13) *The code of ethics policy shall be reviewed and updated by the ethics officer and presented for board approval at a minimum of once every 2 years.*
- (14) *Employees shall be adequately informed and trained on the code of ethics and shall continually participate in ongoing ethics education.*

(15) *The requirements in subsections (6) through (14) are in addition to the requirements that the members and the executive director of the authority are required to follow under chapter 112.*

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following substitute amendment which was adopted:

Amendment 2 (200702) (with title amendment)—Delete lines 301-363 and insert:

- (6) *A member or the executive director of the authority may not:*
- (a) *Personally represent another person or entity for compensation before the authority for a period of 2 years following vacation of his or her position.*
- (b) *After retirement or termination, have an employment or contractual relationship with a business entity other than an agency as defined in s. 112.312, in connection with a contract in which the member or executive director personally and substantially participated in through decision, approval, disapproval, recommendation, rendering of advice, or investigation while he or she was a member or employee of the authority.*
- (7) *The authority's general counsel shall serve as the authority's ethics officer.*
- (8) *Authority board members, employees, and consultants who hold positions that may influence authority decisions shall refrain from engaging in any relationship that may adversely affect their judgment in carrying out authority business. To prevent such conflicts of interest and preserve the integrity and transparency of the authority to the public, the following disclosures must be made annually on a disclosure form:*
- (a) *Any relationship a board member, employee, or consultant has which affords a current or future financial benefit to such board member, employee, or consultant, or to a relative or business associate of such board member, employee, or consultant, and which a reasonable person would conclude has the potential to create a prohibited conflict of interest. As used in this subsection, the term "relative" has the same meaning as in s. 112.312.*
- (b) *Whether a relative of a board member, employee, or consultant is a registered lobbyist, and if so, the names of the lobbyist's clients. Such names shall be provided in writing to the ethics officer.*
- (c) *Any and all interests in real property that a board member, employee, or consultant has, or that a relative, principal, client, or business associate of such board member, employee, or consultant has, if such real property is located within, or within a one-half mile radius of, any actual or prospective authority roadway project. The executive director shall provide a corridor map and a property ownership list reflecting the ownership of all real property within the disclosure area, or an alignment map with a list of associated owners, to all board members, employees, and consultants.*
- (9) *The disclosure forms required under subsection (9) must be reviewed by the ethics officer or, if a form is filed by the general counsel, by the executive director.*
- (10) *The conflict of interest process shall be outlined in the authority's code of ethics.*
- (11) *Authority employees and consultants are prohibited from serving on the governing body of the authority while employed by or under contract with the authority.*
- (12) *The code of ethics policy shall be reviewed and updated by the ethics officer and presented for board approval at a minimum of once every 2 years.*
- (13) *Employees shall be adequately informed and trained on the code of ethics and shall continually participate in ongoing ethics education.*
- (14) *The requirements in subsections (6) through (14) are in addition to the requirements that the members and the executive director of the authority are required to follow under chapter 112.*

(15) *Violations of subsections (6), (8), and (11) are punishable in accordance with s. 112.317.*

And the title is amended as follows:

Delete lines 23-33 and insert: under certain circumstances; requiring authority board members, employees, and consultants to make certain annual disclosures; requiring an ethics officer to review such disclosures; requiring the authority code of ethics to include a conflict of interest process; prohibiting authority employees and consultants from serving on the board during their employment or contract period; requiring the code of ethics to be reviewed and updated at least every 2 years; requiring employees to participate in ongoing ethics education; providing penalties; amending s.

Senator Simmons moved the following amendment which was adopted:

Amendment 3 (413882) (with title amendment)—Delete lines 1144-1330 and insert:

Plan. The authority's expressway system shall be limited to the Poinciana Parkway, as it is described in the Osceola County Expressway Authority May 8, 2012, Master Plan, together with such changes, modifications, or revisions of the project that are deemed desirable and proper. The authority, however, may not extend the Poinciana Parkway beyond the project limits described in the Osceola County Expressway Authority May 8, 2012, Master Plan. In implementing this act, the authority shall institute procedures to encourage the awarding of contracts for professional services and construction to certified minority business enterprises as defined in s. 288.703. The authority shall develop and implement activities to encourage the participation of certified minority business enterprises in the contracting process.

Section 19. Subsections (6) and (7) of section 369.317, Florida Statutes, are amended to read:

369.317 *Wekiva Parkway.*—

(6) ~~The Central Florida Orlando-Orange County~~ Expressway Authority is hereby granted the authority to act as a third-party acquisition agent, pursuant to s. 259.041 on behalf of the Board of Trustees or chapter 373 on behalf of the governing board of the St. Johns River Water Management District, for the acquisition of all necessary lands, property and all interests in property identified herein, including fee simple or less-than-fee simple interests. The lands subject to this authority are identified in paragraph 10.a., State of Florida, Office of the Governor, Executive Order 03-112 of July 1, 2003, and in Recommendation 16 of the Wekiva Basin Area Task Force created by Executive Order 2002-259, such lands otherwise known as Neighborhood Lakes, a 1,587+/-acre parcel located in Orange and Lake Counties within Sections 27, 28, 33, and 34 of Township 19 South, Range 28 East, and Sections 3, 4, 5, and 9 of Township 20 South, Range 28 East; Seminole Woods/Swamp, a 5,353+/-acre parcel located in Lake County within Section 37, Township 19 South, Range 28 East; New Garden Coal; a 1,605+/-acre parcel in Lake County within Sections 23, 25, 26, 35, and 36, Township 19 South, Range 28 East; Pine Plantation, a 617+/-acre tract consisting of eight individual parcels within the Apopka City limits. The Department of Transportation, the Department of Environmental Protection, the St. Johns River Water Management District, and other land acquisition entities shall participate and cooperate in providing information and support to the third-party acquisition agent. The land acquisition process authorized by this paragraph shall begin no later than December 31, 2004. Acquisition of the properties identified as Neighborhood Lakes, Pine Plantation, and New Garden Coal, or approval as a mitigation bank shall be concluded no later than December 31, 2010. Department of Transportation and ~~Central Florida Orlando-Orange County~~ Expressway Authority funds expended to purchase an interest in those lands identified in this subsection shall be eligible as environmental mitigation for road construction related impacts in the Wekiva Study Area. If any of the lands identified in this subsection are used as environmental mitigation for road-construction-related impacts incurred by the Department of Transportation or ~~Central Florida Orlando-Orange County~~ Expressway Authority, or for other impacts incurred by other entities, within the Wekiva Study Area or within the Wekiva parkway alignment corridor, and if the mitigation offsets these impacts, the St. Johns River Water Management District and the Department of Environmental Protection shall consider the activity regu-

lated under part IV of chapter 373 to meet the cumulative impact requirements of s. 373.414(8)(a).

(a) Acquisition of the land described in this section is required to provide right-of-way for the Wekiva Parkway, a limited access roadway linking State Road 429 to Interstate 4, an essential component in meeting regional transportation needs to provide regional connectivity, improve safety, accommodate projected population and economic growth, and satisfy critical transportation requirements caused by increased traffic volume growth and travel demands.

(b) Acquisition of the lands described in this section is also required to protect the surface water and groundwater resources of Lake, Orange, and Seminole counties, otherwise known as the Wekiva Study Area, including recharge within the springshed that provides for the Wekiva River system. Protection of this area is crucial to the long term viability of the Wekiva River and springs and the central Florida region's water supply. Acquisition of the lands described in this section is also necessary to alleviate pressure from growth and development affecting the surface and groundwater resources within the recharge area.

(c) Lands acquired pursuant to this section that are needed for transportation facilities for the Wekiva Parkway shall be determined not necessary for conservation purposes pursuant to ss. 253.034(6) and 373.089(5) and shall be transferred to or retained by the *Central Florida Orlando-Orange County* Expressway Authority or the Department of Transportation upon reimbursement of the full purchase price and acquisition costs.

(7) The Department of Transportation, the Department of Environmental Protection, the St. Johns River Water Management District, *Central Florida Orlando-Orange County* Expressway Authority, and other land acquisition entities shall cooperate and establish funding responsibilities and partnerships by agreement to the extent funds are available to the various entities. Properties acquired with Florida Forever funds shall be in accordance with s. 259.041 or chapter 373. The *Central Florida Orlando-Orange County* Expressway Authority shall acquire land in accordance with this section of law to the extent funds are available from the various funding partners, but shall not be required nor assumed to fund the land acquisition beyond the agreement and funding provided by the various land acquisition entities.

Section 20. Subsection (1) of section 369.324, Florida Statutes, is amended to read:

369.324 Wekiva River Basin Commission.—

(1) The Wekiva River Basin Commission is created to monitor and ensure the implementation of the recommendations of the Wekiva River Basin Coordinating Committee for the Wekiva Study Area. The East Central Florida Regional Planning Council shall provide staff support to the commission with funding assistance from the Department of Economic Opportunity. The commission shall be comprised of a total of 18 ~~19~~ members appointed by the Governor, 9 of whom shall be voting members and 9 ~~10~~ shall be ad hoc nonvoting members. The voting members shall include:

(a) One member of each of the Boards of County Commissioners for Lake, Orange, and Seminole Counties.

(b) One municipal elected official to serve as a representative of the municipalities located within the Wekiva Study Area of Lake County.

(c) One municipal elected official to serve as a representative of the municipalities located within the Wekiva Study Area of Orange County.

(d) One municipal elected official to serve as a representative of the municipalities located within the Wekiva Study Area of Seminole County.

(e) One citizen representing an environmental or conservation organization, one citizen representing a local property owner, a land developer, or an agricultural entity, and one at-large citizen who shall serve as chair of the council.

(f) The ad hoc nonvoting members shall include one representative from each of the following entities:

1. St. Johns River Management District.

2. Department of Economic Opportunity.
3. Department of Environmental Protection.
4. Department of Health.
5. Department of Agriculture and Consumer Services.
6. Fish and Wildlife Conservation Commission.
7. Department of Transportation.
8. MetroPlan Orlando.
9. *Central Florida Orlando-Orange County* Expressway Authority.
10. ~~Seminole County Expressway Authority.~~

Section 21. (1) *While the governing body of the authority, upon the effective date of this act, has one or more members from Osceola County as provided in s. 348.753(3), Florida Statutes, and the authority has the purposes and powers described in s. 348.754, Florida Statutes, regarding Osceola County, the Osceola County Expressway Authority shall continue for the duration permitted in this section solely for the purpose of planning and construction of the Poinciana Parkway, which facility is owned by Osceola County and leased to the Osceola County Expressway Authority, as provided and permitted in this subsection. Upon the earlier of December 31, 2016, or the completion of construction of the Poinciana Parkway, a limited access facility of approximately 9 miles in length in Osceola County with its northwestern terminus at the intersection of County Road 54 and US 17/US 92 and its southeastern terminus at the current intersection of Rhododendron and Cypress Parkway, described in the Osceola County Expressway Authority May 8, 2012, Master Plan, all powers, governance, and control of the Osceola County Expressway System, created pursuant to part V, chapter 348, Florida Statutes, are transferred to the Central Florida Expressway Authority, and the assets; liabilities; facilities; tangible and intangible property, and any rights in such property; any rights in or benefits of contract; and any other legal rights and obligations of the Osceola County Expressway Authority are transferred to the Central Florida Expressway Authority. Part V of chapter 348, Florida Statutes, consisting of ss. 348.9950-348.9961, is repealed on the same date that the Osceola County Expressway System is transferred to the Central Florida Expressway Authority.*

(2) *The Central Florida Expressway Authority shall comply with any and all obligations of any other governmental entities incurred on behalf of the Osceola County Expressway System, excluding any obligations of Osceola County with respect to acquisition, development, construction, operations, and maintenance of the Poinciana Parkway, and excluding any payment or other obligations of Osceola County under any bonds issued or other debt originally incurred by Osceola County or the Osceola County Expressway Authority for the purpose of financing the planning or construction of the Poinciana Parkway, which shall remain the obligations of Osceola County. Payment obligations transferred to the Central Florida Expressway Authority shall be made from revenues available for such purpose after payment of all amounts required:*

And the title is amended as follows:

Delete line 83 and insert: System; excluding certain obligations and payments of Osceola County regarding the Poinciana Parkway; providing for reimbursement after payment of

Pursuant to Rule 4.19, **CS for CS for SB 230** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

CS for CS for CS for SB 242—A bill to be entitled An act relating to the security of a protected consumer's information; providing a short title; creating s. 501.0051, F.S.; providing definitions; authorizing the representative of a protected consumer to place a security freeze on a protected consumer's consumer report or record; specifying the procedure to request a security freeze; requiring a consumer reporting agency to establish a record if the protected consumer does not have an existing consumer report; prohibiting the use of a consumer record for certain purposes; requiring a consumer reporting agency to place, and to provide written confirmation of, a security freeze within a specified period;

prohibiting a consumer reporting agency from stating or implying that a security freeze reflects a negative credit history or rating; requiring a consumer reporting agency to remove a security freeze under specified conditions; specifying the procedure to remove a security freeze; providing applicability; authorizing a consumer reporting agency to charge a fee for placing or removing a security freeze and for reissuing a unique personal identifier; prohibiting a fee under certain circumstances; requiring written notification upon the change of specified information in a protected consumer's consumer report or record; providing exceptions; requiring a consumer reporting agency to notify a representative and provide specified information if the consumer reporting agency violates a security freeze; requiring the Department of Agriculture and Consumer Services to investigate complaints regarding the violation of a security freeze; providing penalties and civil remedies for the violation of a security freeze; providing written disclosure requirements for consumer reporting agencies relating to a protected consumer's security freeze; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 242** was placed on the calendar of Bills on Third Reading.

On motion by Senator Thrasher—

SB 356—A bill to be entitled An act relating to the regulation of public lodging establishments and public food service establishments; amending s. 509.032, F.S.; deleting the restriction preventing local laws, ordinances, or regulations from regulating the use of vacation rentals based solely on their classification, use, or occupancy; providing an effective date.

—was read the second time by title.

Senator Galvano moved the following amendment which was adopted:

Amendment 1 (393974) (with title amendment)—Delete line 26 and insert:
633.206. *A local law, ordinance, or regulation may not limit the frequency of rentals or set a minimum stay requirement for a vacation rental of greater than 7 days. This subsection does not apply to any local law, ordinance, or regulation adopted on or before June 1, 2011.*

And the title is amended as follows:

Delete line 4 and insert: amending s. 509.032, F.S.; prohibiting a local law, ordinance, or regulation from limiting the frequency of rentals or setting a minimum stay requirement for a vacation rental of greater than 7 days; providing an exception for certain laws, ordinances, or regulations; removing the preemption

Pursuant to Rule 4.19, **SB 356** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for SB 360—A bill to be entitled An act relating to sentencing for controlled substance violations; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of hydrocodone or a mixture containing hydrocodone or who is knowingly in actual or constructive possession of specified quantities of hydrocodone or a mixture containing hydrocodone commits the offense of trafficking in hydrocodone; providing criminal penalties; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of oxycodone or a mixture containing oxycodone or who is knowingly in actual or constructive possession of specified quantities of oxycodone or a mixture containing oxycodone commits the offense of trafficking in oxycodone; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offenses of trafficking in hydrocodone and trafficking in oxycodone for purposes of the criminal punishment code; reenacting s. 775.087(2)(a) and (3)(a), F.S., relating to mandatory minimum sentences for the possession or use of a weapon during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; reenacting s. 782.04(1)(a), (3), and (4), F.S., relating to the classification of a murder committed during the

commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (450820) (with title amendment)—Delete lines 69-91 and insert:

hydrocodone, or any salt, derivative, isomer, or salt of an isomer thereof, or 14 grams or more of any mixture containing any such substance, commits a felony of the first degree, which felony shall be known as "trafficking in hydrocodone," punishable as provided in s. 775.082, s. 775.083, or s. 775.084. If the quantity involved:

a. Is 14 grams or more, but less than 28 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 3 years and shall be ordered to pay a fine of \$50,000.

b. Is 28 grams or more, but less than 50 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 7 years and shall be ordered to pay a fine of \$100,000.

c. Is 50 grams or more, but less than 200 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 15 years and shall be ordered to pay a fine of \$500,000.

d. Is 200 grams or more, but less than 30 kilograms, such person shall be sentenced to a mandatory minimum term of imprisonment of 25 years and shall be ordered to pay a fine of \$750,000.

3. A person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, 7 grams or more of oxycodone, or any salt, derivative, isomer, or salt of an isomer thereof, or 7 grams or more of any mixture containing any such

And the title is amended as follows:

Delete lines 5-17 and insert: delivers, or brings into this state, or who is knowingly in actual or constructive possession of, specified quantities of hydrocodone, or any salt, derivative, isomer, or salt of an isomer thereof, or any mixture containing any such substance, commits the offense of trafficking in hydrocodone; providing criminal penalties; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, specified quantities of oxycodone, or any salt, derivative, isomer, or salt of an isomer thereof, or any mixture containing any such substance, commits

Pursuant to Rule 4.19, **CS for SB 360** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

CS for CS for SB 448—A bill to be entitled An act relating to the threatened use of force; providing legislative findings and intent; amending s. 775.087, F.S.; creating an exception to the minimum mandatory sentence for aggravated assault under specified conditions; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; amending s. 776.013, F.S.; applying presumption relating to the use of deadly force to the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; creating s. 776.09, F.S.; providing that a person is eligible to apply for a certificate of eligibility for expunction, notwithstanding the eligibility requirements, if the charging document in the case is not filed or is dismissed because it is found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; requiring a prosecutor, statewide prosecutor, or court to document and retain such

findings; amending s. 943.0585, F.S.; requiring the Department of Law Enforcement to provide a certificate of eligibility for expunction, notwithstanding the eligibility requirements, to a person who has a written, certified statement from a prosecutor or statewide prosecutor indicating that the charging document in the case was not filed or was dismissed because it was found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; providing a penalty for knowingly providing false information on a sworn statement; providing applicability; requiring the department to adopt rules; providing an effective date.

—was read the second time by title.

Senator Evers moved the following amendment which was adopted:

Amendment 1 (480342) (with title amendment)—Delete lines 74-355 and insert:

Section 2. Subsection (6) is added to section 775.087, Florida Statutes, to read:

775.087 Possession or use of weapon; aggravated battery; felony reclassification; minimum sentence.—

(6) *Notwithstanding s. 27.366, the sentencing court shall not impose the mandatory minimum sentence required by subsections (2) or (3) for a conviction for aggravated assault if the court makes written findings that:*

(a) *The defendant had a good faith belief that the aggravated assault was justifiable pursuant to ch. 776;*

(b) *The aggravated assault was not committed in the course of committing another criminal offense;*

(c) *The defendant does not pose a threat to public safety; and*

(d) *The totality of the circumstances involved in the offense do not justify the imposition of such sentence.*

Section 3. Section 776.012, Florida Statutes, is amended to read:

776.012 Use or threatened use of force in defense of person.—

(1) A person is justified in using or threatening to use force, except deadly force, against another when and to the extent that the person reasonably believes that such conduct is necessary to defend himself or herself or another against the other's imminent use of unlawful force. A person who uses or threatens to use force in accordance with this subsection does not have a duty to retreat before using or threatening to use such force. ~~However,~~

(2) A person is justified in using or threatening to use ~~the use of~~ deadly force ~~and does not have a duty to retreat if:~~

(~~1~~) he or she reasonably believes that using or threatening to use such force is necessary to prevent imminent death or great bodily harm to himself or herself or another or to prevent the imminent commission of a forcible felony; ~~or~~

(~~2~~) ~~Under those circumstances permitted pursuant to s. 776.013, A person who uses or threatens to use deadly force in accordance with this subsection does not have a duty to retreat and has the right to stand his or her ground if the person using or threatening to use the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be.~~

Section 4. Subsections (1), (2), and (3) of section 776.013, Florida Statutes, are amended to read:

776.013 Home protection; use or threatened use of deadly force; presumption of fear of death or great bodily harm.—

(1) A person is presumed to have held a reasonable fear of imminent peril of death or great bodily harm to himself or herself or another when using or threatening to use defensive force that is intended or likely to cause death or great bodily harm to another if:

(a) The person against whom the defensive force was used or threatened was in the process of unlawfully and forcefully entering, or had

unlawfully and forcibly entered, a dwelling, residence, or occupied vehicle, or if that person had removed or was attempting to remove another against that person's will from the dwelling, residence, or occupied vehicle; and

(b) The person who uses or threatens to use defensive force knew or had reason to believe that an unlawful and forcible entry or unlawful and forcible act was occurring or had occurred.

(2) The presumption set forth in subsection (1) does not apply if:

(a) The person against whom the defensive force is used or threatened has the right to be in or is a lawful resident of the dwelling, residence, or vehicle, such as an owner, lessee, or titleholder, and there is not an injunction for protection from domestic violence or a written pretrial supervision order of no contact against that person; or

(b) The person or persons sought to be removed is a child or grandchild, or is otherwise in the lawful custody or under the lawful guardianship of, the person against whom the defensive force is used or threatened; or

(c) The person who uses or threatens to use defensive force is engaged in a criminal ~~an unlawful~~ activity or is using the dwelling, residence, or occupied vehicle to further a criminal ~~an unlawful~~ activity; or

(d) The person against whom the defensive force is used or threatened is a law enforcement officer, as defined in s. 943.10(14), who enters or attempts to enter a dwelling, residence, or vehicle in the performance of his or her official duties and the officer identified himself or herself in accordance with any applicable law or the person using or threatening to use force knew or reasonably should have known that the person entering or attempting to enter was a law enforcement officer.

(3) A person ~~who is not engaged in an unlawful activity and who is attacked in his or her dwelling, residence, or vehicle in any other place where he or she has a right to be~~ has no duty to retreat and has the right to stand his or her ground and use or threaten to use force ~~meet force with force~~, including deadly force, if he or she uses or threatens to use force in accordance with s. 776.012(1) or (2) or s. 776.031(1) or (2) ~~reasonably believes it is necessary to do so to prevent death or great bodily harm to himself or herself or another or to prevent the commission of a forcible felony.~~

Section 5. Section 776.031, Florida Statutes, is amended to read:

776.031 Use or threatened use of force in defense of property ~~others~~.—

(1) A person is justified in using or threatening to use ~~the use of~~ force, except deadly force, against another when and to the extent that the person reasonably believes that such conduct is necessary to prevent or terminate the other's trespass on, or other tortious or criminal interference with, either real property other than a dwelling or personal property, lawfully in his or her possession or in the possession of another who is a member of his or her immediate family or household or of a person whose property he or she has a legal duty to protect. A person who uses or threatens to use force in accordance with this subsection does not have a duty to retreat before using or threatening to use such force. ~~However, the~~

(2) A person is justified in using or threatening to use ~~the use of~~ deadly force only if he or she reasonably believes that such ~~conduct~~ force is necessary to prevent the imminent commission of a forcible felony. ~~A person does not have a duty to retreat if the person is in a place where he or she has a right to be. A person who uses or threatens to use deadly force in accordance with this subsection does not have a duty to retreat and has the right to stand his or her ground if the person using or threatening to use the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be.~~

Section 6. Subsections (1) and (2) of section 776.032, Florida Statutes, are amended to read:

776.032 Immunity from criminal prosecution and civil action for justifiable use or threatened use of force.—

(1) A person who uses or threatens to use force as permitted in s. 776.012, s. 776.013, or s. 776.031 is justified in ~~using~~ such ~~conduct~~ force and is immune from criminal prosecution and civil action for the use or

threatened use of such force by the person, personal representative, or heirs of the person against whom the force was used or threatened, unless the person against whom force was used or threatened is a law enforcement officer, as defined in s. 943.10(14), who was acting in the performance of his or her official duties and the officer identified himself or herself in accordance with any applicable law or the person using or threatening to use force knew or reasonably should have known that the person was a law enforcement officer. As used in this subsection, the term “criminal prosecution” includes arresting, detaining in custody, and charging or prosecuting the defendant.

(2) A law enforcement agency may use standard procedures for investigating the use or threatened use of force as described in subsection (1), but the agency may not arrest the person for using or threatening to use force unless it determines that there is probable cause that the force that was used or threatened was unlawful.

Section 7. Subsection (2) of section 776.041, Florida Statutes, is amended to read:

776.041 Use or threatened use of force by aggressor.—The justification described in the preceding sections of this chapter is not available to a person who:

(2) Initially provokes the use or threatened use of force against himself or herself, unless:

(a) Such force or threat of force is so great that the person reasonably believes that he or she is in imminent danger of death or great bodily harm and that he or she has exhausted every reasonable means to escape such danger other than the use or threatened use of force which is likely to cause death or great bodily harm to the assailant; or

(b) In good faith, the person withdraws from physical contact with the assailant and indicates clearly to the assailant that he or she desires to withdraw and terminate the use or threatened use of force, but the assailant continues or resumes the use or threatened use of force.

Section 8. Subsection (1) of section 776.051, Florida Statutes, is amended to read:

776.051 Use or threatened use of force in resisting arrest or making an arrest or in the execution of a legal duty; prohibition.—

(1) A person is not justified in the use or threatened use of force to resist an arrest by a law enforcement officer, or to resist a law enforcement officer who is engaged in the execution of a legal duty, if the law enforcement officer was acting in good faith and he or she is known, or reasonably appears, to be a law enforcement officer.

Section 9. Subsection (1) of section 776.06, Florida Statutes, is amended to read:

776.06 Deadly force by a law enforcement or correctional officer.—

(1) As applied to a law enforcement officer or correctional officer acting in the performance of his or her official duties, the term “deadly force” means force that is likely to cause death or great bodily harm and includes, but is not limited to:

(a) The firing of a firearm in the direction of the person to be arrested, even though no intent exists to kill or inflict great bodily harm; and

(b) The firing of a firearm at a vehicle in which the person to be arrested is riding.

And the title is amended as follows:

Delete lines 4-24 and insert: 775.087, F.S.; prohibiting the court from imposing certain mandatory minimum sentences if the court makes specified written findings; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; providing that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be; amending s. 776.013, F.S.; applying presumption relating to

the use of deadly force to the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; removing provisions relating to one’s duty to retreat prior to using force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; providing that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; limiting immunity provisions to civil actions by the person, personal representative, or heirs of the person against whom force was used; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; amending s. 776.06, F.S., clarifying that the statute relates to use of force by a law enforcement or correctional officer; creating s. 776.09, F.S.;

Pursuant to Rule 4.19, **CS for CS for SB 448** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

SB 496—A bill to be entitled An act relating to warranty associations; amending ss. 634.121 and 634.312, F.S.; authorizing electronic transmission of service agreements and home warranties; providing requirements for electronic transmission; providing notice requirements; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; amending s. 634.414, F.S.; providing requirements for the delivery of service warranty contracts; providing notice requirements; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 496** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

SB 506—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 631.582, F.S., which provides an exemption from public records for certain records held by the Florida Insurance Guaranty Association; abrogating the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 506** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SB 642—A bill to be entitled An act relating to the Florida Transportation Corporation Act; repealing s. 11.45(3)(m), F.S., relating to the authority of the Auditor General to conduct audits of transportation corporations authorized under the Florida Transportation Corporation Act; repealing the Florida Transportation Corporation Act; repealing s. 339.401, F.S., relating to the short title; repealing s. 339.402, F.S., relating to definitions; repealing s. 339.403, F.S., relating to legislative findings and purpose; repealing s. 339.404, F.S., relating to authorization of transportation corporations; repealing s. 339.405, F.S., relating to the type, structure, and income of an authorized transportation corporation; repealing s. 339.406, F.S., relating to the contract between the Department of Transportation and an authorized transportation corporation; repealing s. 339.407, F.S., relating to the articles of incorporation of an authorized transportation corporation; repealing s. 339.408, F.S., relating to the board of directors and advisory directors of an authorized transportation corporation; repealing s. 339.409, F.S., relating to the bylaws of an authorized transportation corporation; re-

pealing s. 339.410, F.S., relating to notice of meetings and open records of an authorized transportation corporation; repealing s. 339.411, F.S., relating to the amendment of the articles of incorporation of an authorized transportation corporation; repealing s. 339.412, F.S., relating to the powers of an authorized transportation corporation; repealing s. 339.414, F.S., relating to the use of state property by an authorized transportation corporation; repealing s. 339.415, F.S., relating to tax exemptions for an authorized transportation corporation; repealing s. 339.416, F.S., relating to the authority of the department to alter or dissolve an authorized transportation corporation; repealing s. 339.417, F.S., relating to the dissolution of an authorized transportation corporation upon the completion of its purpose and obligations; repealing s. 339.418, F.S., relating to the transfer of funds and property of an authorized transportation corporation to the department upon the dissolution of such corporation; repealing s. 339.419, F.S., relating to department rules implementing the act; repealing s. 339.420, F.S., relating to construction of the act; repealing s. 339.421, F.S., relating to the issuance of debt by an authorized transportation corporation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 642** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 696** was deferred.

SM 118—A memorial to the Congress of the United States, urging Congress to repeal all taxes on income and enact a national retail sales tax as specified in H.R. 25, the Fair Tax Act of 2013.

—was read the second time by title. On motion by Senator Hays, **SM 118** was adopted and certified to the House.

SM 196—A memorial to the Congress of the United States, urging the House of Representatives to support passage of the Marketplace Fairness Act of 2013.

—was read the second time by title. On motion by Senator Margolis, **SM 196** failed to be adopted.

On motion by Senator Latvala—

CS for CS for CS for SB 846—A bill to be entitled An act relating to governmental ethics; amending ss. 11.045 and 112.3215, F.S.; defining the term “local officer”; prohibiting a local officer from registering to lobby the Legislature or an agency on behalf of another person or entity other than his or her political subdivision; authorizing a local officer to be employed by or contracted with a lobbying firm under certain circumstances; providing for applicability; amending s. 28.35, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the executive council of the Florida Clerks of Court Operations Corporation; amending s. 112.3142, F.S.; requiring elected municipal officers to participate in annual ethics training; providing legislative intent; amending s. 112.3144, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her full and public disclosure of financial interests; revising the conditions under which a qualifying officer forwards a full and public disclosure of financial interests to the Commission on Ethics; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order recommending removal of an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a disclosure; providing that failure to certify completion of annual ethics training on a disclosure does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.3145, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her statement of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order to remove an officer or public employee from public office or public employment in certain

circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a statement; providing that failure to certify completion of annual ethics training on a statement does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or governing body to withhold the entire amount of a fine owed and related administrative costs from salary-related payments of certain individuals; authorizing the Chief Financial Officer or governing body to reduce the amount withheld if an individual can demonstrate a hardship; creating s. 112.31456, F.S.; authorizing the commission to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; creating s. 112.3251, F.S.; requiring citizen support and direct-support organizations to adopt a code of ethics; establishing minimum requirements for a code of ethics; creating s. 112.3261, F.S.; defining terms; prohibiting a person from lobbying a governmental entity until registering; establishing registration requirements; requiring public availability of lobbyist registrations; establishing procedures for termination of a lobbyist’s registration; authorizing a governmental entity to establish a registration fee; requiring a governmental entity to monitor compliance with registration requirements; requiring the commission to investigate a lobbyist or principal upon receipt of a sworn complaint containing certain allegations; requiring the commission to provide the Governor with a report on the findings and recommendations resulting from the investigation; authorizing the Governor to enforce the commission’s findings and recommendations; amending s. 286.012, F.S.; revising disclosure requirements with respect to a voting abstention at a meeting of a governmental body; authorizing a member to abstain from voting on a decision, ruling, or act in a quasi-judicial proceeding under certain circumstances; amending s. 288.901, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the president, senior managers, and members of the board of directors of Enterprise Florida, Inc.; prohibiting the president, senior managers, and board members from representing a person or entity before the corporation for a specified timeframe; amending s. 288.92, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to certain officers and board members associated with the divisions of Enterprise Florida, Inc.; prohibiting such officers and members from representing a person or entity for compensation before Enterprise Florida, Inc., for a specified timeframe; amending s. 288.9604, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of the Florida Development Finance Corporation; amending s. 627.351, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the executive director of Citizens Property Insurance Corporation; prohibiting a former executive director, senior manager, or member of the board of governors of the corporation from representing another person or entity before the corporation for a specified timeframe; prohibiting a former executive director, senior manager, or member of the board of governors from entering employment or a contractual relationship for a specified timeframe with certain insurers; amending ss. 11.0455 and 112.32155, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendments which were adopted:

Amendment 1 (309078)—Delete lines 177-283 and insert:

(2) *A local officer may not register as a lobbyist for the purpose of lobbying the Legislature on behalf of a person or entity other than his or her political subdivision. This subsection does not prohibit a local officer from being employed by, or contracting with, a lobbying firm if he or she does not personally represent clients before the Legislature.*

(9)(8) Any person required to be registered or to provide information pursuant to this section or pursuant to rules established in conformity with this section who knowingly fails to disclose any material fact required by this section or by rules established in conformity with this section, or who knowingly provides false information on any report required by this section or by rules established in conformity with this section, commits a noncriminal infraction, punishable by a fine not to

exceed \$5,000. Such penalty shall be in addition to any other penalty assessed by a house of the Legislature pursuant to subsection (8) (7).

(10)(9) There is hereby created the Legislative Lobbyist Registration Trust Fund, to be used for the purpose of funding any office established for the administration of the registration of lobbyists lobbying the Legislature, including the payment of salaries and other expenses, and for the purpose of paying the expenses incurred by the Legislature in providing services to lobbyists. The trust fund is not subject to the service charge to general revenue provisions of chapter 215. Fees collected pursuant to rules established in accordance with subsection (3) (2) shall be deposited into the Legislative Lobbyist Registration Trust Fund.

Section 2. Subsection (1) of section 112.3215, Florida Statutes, is amended, present subsections (3) through (15) of that section are renumbered as subsections (4) through (16), respectively, a new subsection (3) is added to that section, and present subsection (11) of that section is amended, to read:

112.3215 Lobbying before the executive branch or the Constitution Revision Commission; registration and reporting; investigation by commission.—

(1) For the purposes of this section:

(a) “Agency” means the Governor, the Governor and Cabinet, or any department, division, bureau, board, commission, or authority of the executive branch. In addition, “agency” shall mean the Constitution Revision Commission as provided by s. 2, Art. XI of the State Constitution.

(b) “Agency official” or “employee” means any individual who is required by law to file full or limited public disclosure of his or her financial interests.

(c) “Compensation” means a 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.

(d) “Expenditure” means a payment, distribution, loan, advance, reimbursement, deposit, or anything of value made by a lobbyist or principal for the purpose of lobbying. The term “expenditure” does not include contributions or expenditures reported pursuant to chapter 106 or contributions or expenditures reported pursuant to federal election law, campaign-related personal services provided without compensation by individuals volunteering their time, any other contribution or expenditure made by or to a political party or an affiliated party committee, or any other contribution or expenditure made by an organization that is exempt from taxation under 26 U.S.C. s. 527 or s. 501(c)(4).

(e) “Fund” means the Executive Branch Lobby Registration Trust Fund.

(f) “Lobbies” means seeking, on behalf of another person, to influence an agency with respect to a decision of the agency in the area of policy or procurement or an attempt to obtain the goodwill of an agency official or employee. “Lobbies” also means influencing or attempting to influence, on behalf of another, the Constitution Revision Commission’s action or nonaction through oral or written communication or an attempt to obtain the goodwill of a member or employee of the Constitution Revision Commission.

(g) “Lobbying firm” means a business entity, including an individual contract lobbyist, that receives or becomes entitled to receive any compensation for the purpose of lobbying, where any partner, owner, officer, or employee of the business entity is a lobbyist.

(h) “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. “Lobbyist” does not include a person who is:

1. An attorney, or any person, who represents a client in a judicial proceeding or in a formal administrative proceeding conducted pursuant to chapter 120 or any other formal hearing before an agency, board, commission, or authority of this state.

2. An employee of an agency or of a legislative or judicial branch entity acting in the normal course of his or her duties.

3. A confidential informant who is providing, or wishes to provide, confidential information to be used for law enforcement purposes.

4. A person who lobbies to procure a contract pursuant to chapter 287 which contract is less than the threshold for CATEGORY ONE as provided in s. 287.017.

(i) “Local officer” means a state attorney, public defender, sheriff, tax collector, property appraiser, supervisor of elections, clerk of the circuit court, county commissioner, district school board member, or superintendent of schools.

(j)(4) “Principal” means the person, firm, corporation, or other entity which has employed or retained a lobbyist.

(3) A local officer may not register as a lobbyist for the purpose of lobbying an agency on behalf of a person or entity other than his or her political subdivision. This subsection does not prohibit a local officer from being employed by, or contracting with, a lobbying firm if he or she does not personally represent clients before an agency.

Amendment 2 (727518)—Delete lines 301-328 and insert:

Section 4. Paragraph (b) of subsection (1) of section 28.35, Florida Statutes, is amended to read:

28.35 Florida Clerks of Court Operations Corporation.—

(1)

(b)1. The executive council shall be composed of eight clerks of the court elected by the clerks of the courts for a term of 2 years, with two clerks from counties with a population of fewer than 100,000, two clerks from counties with a population of at least 100,000 but fewer than 500,000, two clerks from counties with a population of at least 500,000 but fewer than 1 million, and two clerks from counties with a population of more than 1 million or more. The executive council shall also include, as ex officio members, a designee of the President of the Senate and a designee of the Speaker of the House of Representatives. The Chief Justice of the Supreme Court shall designate one additional member to represent the state courts system.

2. The Legislature determines that it is in the public interest that a member of the executive council of the corporation be subject to the requirements of ss. 112.313, 112.3135, and 112.3143(2). Notwithstanding that the council members are not public officers or employees, for purposes of the application of ss. 112.313, 112.3135, and 112.3143(2) to the activities of the council members, the council members shall be considered public officers or employees, and the corporation shall be considered their agency.

3. A member of the executive council of the corporation may not represent another person or entity for compensation before the corporation for a period of 2 years following his or her service on the executive council.

Amendment 3 (637996)—Delete lines 371-373 and insert: or elected municipal officer assuming a new office or new term of office after March 31 is not required to complete ethics training for the calendar year in which the term of office began.

Amendment 4 (631004)—Delete lines 724-813 and insert:

Section 13. Paragraph (c) of subsection (1) of section 288.901, Florida Statutes, is amended, and paragraph (d) is added to that subsection, to read:

288.901 Enterprise Florida, Inc.—

(1) CREATION.—

(c) The Legislature determines that it is in the public interest that the president, senior managers, and for the members of the board of directors of Enterprise Florida, Inc., board of directors to be subject to the requirements of ss. 112.313, 112.3135, and 112.3143(2), and 112.313, excluding s. 112.313(2). Notwithstanding the fact that the board members are not public officers or employees, for purposes of the

application of ss. 112.313, 112.3135, and 112.3143(2) to the activities of ~~those sections~~, the president, senior managers, and board members, those individuals shall be considered ~~to be~~ public officers or employees, and the corporation shall be considered their agency. The exemption set forth in s. 112.313(12) for advisory boards applies to the members of the Enterprise Florida, Inc., board of directors. Further, each member of the board of directors who is not otherwise required to file financial disclosures pursuant to s. 8, Art. II of the State Constitution or s. 112.3144, shall file disclosure of financial interests pursuant to s. 112.3145.

(d) *The president, senior managers, and members of the board of directors of Enterprise Florida, Inc., may not represent another person or entity for compensation before the corporation for a period of 2 years after ending their employment with the corporation or service on the board of directors.*

Section 14. Present paragraph (b) of subsection (2) of section 288.92, Florida Statutes, is redesignated as paragraph (c), and a new paragraph (b) is added to that subsection, to read:

288.92 Divisions of Enterprise Florida, Inc.—

(2)

(b)1. *The Legislature determines that it is in the public interest that the following officers and board members be subject to ss. 112.313, 112.3135, and 112.3143(2), notwithstanding the fact that such officers and board members are not public officers or employees:*

a. *Officers and members of the board of directors of the divisions of Enterprise Florida, Inc.;*

b. *Officers and members of the board of directors of subsidiaries of Enterprise Florida, Inc.;*

c. *Officers and members of the board of directors of corporations created to carry out the missions of Enterprise Florida, Inc.; and*

d. *Officers and members of the board of directors of corporations with which a division is required by law to contract with to carry out its missions.*

2. *The officers and members of the board of directors specified in subparagraph 1. may not represent another person or entity for compensation before Enterprise Florida, Inc., for a period of 2 years after retirement from or termination of service to the division.*

3. *For purposes of the application of ss. 112.313, 112.3135, and 112.3143(2) to the activities of the officers and members of the board of directors specified in subparagraph 1., those individuals shall be considered public officers or employees, and the corporation shall be considered their agency.*

Section 15. Paragraph (a) of subsection (3) of section 288.9604, Florida Statutes, is amended to read:

288.9604 Creation of the authority.—

(3)(a)1. A director ~~may not shall receive no~~ compensation for his or her services, but is entitled to ~~the~~ necessary expenses, including travel expenses, incurred in the discharge of his or her duties. Each director shall hold office until his or her successor has been appointed.

2. *The Legislature determines that it is in the public interest that a director of the board of directors of the Florida Development Finance Corporation be subject to ss. 112.313, 112.3135, and 112.3143(2). Notwithstanding that the directors are not public officers or employees, for purposes of the application of ss. 112.313, 112.3135, and 112.3143(2) to the activities of the directors, the directors shall be considered public officers or employees, and the corporation shall be considered their agency.*

3. *A director of the board of directors of the corporation may not represent another person or entity for compensation before the corporation for a period of 2 years following his or her service on the board of directors.*

Section 16. Paragraph (d) of subsection (6) of section 627.351, Florida Statutes, is amended to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(d)1. All prospective employees for senior management positions, as defined by the plan of operation, are subject to background checks as a prerequisite for employment. The office shall conduct the background checks pursuant to ss. 624.34, 624.404(3), and 628.261.

2. On or before July 1 of each year, employees of the corporation must sign and submit a statement attesting that they do not have a conflict of interest, as defined in part III of chapter 112. As a condition of employment, all prospective employees must sign and submit to the corporation a conflict-of-interest statement.

3. *The executive director, senior managers, and members of the board of governors are subject to part III of chapter 112, including, but not limited to, the code of ethics and public disclosure and reporting of financial interests, pursuant to s. 112.3145. Notwithstanding that the executive director, senior managers, and members of the board of governors are not public officers or employees, for purposes of the application of part III of chapter 112 to the activities of those individuals, the executive director, senior managers, and members of the board of governors shall be considered public officers and employees, and the corporation shall be considered their agency.* Notwithstanding s. 112.3143(2), a board member may not

Pursuant to Rule 4.19, **CS for CS for CS for SB 846** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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

REPORTS OF COMMITTEES

BEFORE THE STATE OF FLORIDA COMMISSION ON ETHICS

In re: Darren Michael Soto,
Respondent.

Complaint No. 12-208

JOINT STIPULATION OF FACT, LAW, AND RECOMMENDED ORDER

Respondent, Darren Michael Soto, and the Advocate for the Florida Commission on Ethics enter into this Joint Stipulation of Fact, Law, and Recommended Order with respect to the above-styled Complaint. Subject to acceptance by the Commission on Ethics, the parties agree that they enter into this stipulated settlement in lieu of further hearings in this cause. The parties stipulate as follows:

STIPULATED FINDINGS OF FACT

1. Respondent served as a member of the Florida House of Representatives and currently serves in the Florida Senate and as such was subject to the provisions of the Code of Ethics for Public Officers and Employees, Part III, Chapter 112, Florida Statutes.

2. On October 29, 2012, a sworn Complaint was filed with the Commission on Ethics alleging that Respondent had violated the Code of Ethics.

3. Pursuant to section 112.322, Florida Statutes, the Executive Director of the Commission on Ethics found that the Complaint was legally sufficient and ordered a preliminary investigation of the Complaint for a probable cause determination of whether Respondent had violated the Code of Ethics. The Report of Investigation was released on December 12, 2012.

4. On March 8, 2013 the Commission on Ethics found probable cause to believe Respondent had violated Article II, Section 8 of the Florida Constitution. The allegation is:

Respondent violated Article II, Section 8 of the Florida Constitution, by failing to disclose an asset (a checking account) on his CE Form 6, "Full and Public Disclosure of Financial Interests."

5. Respondent admits the facts as set forth in the Report of Investigation, which is specifically incorporated by reference in this Joint Stipulation.

6. Respondent filed a CE Form 6X, "Amendment to Full and Public Disclosure of Financial Interest," which included the missing asset, a checking account.

STIPULATED CONCLUSIONS OF LAW

7. Respondent is subject to the provisions of Part III, Chapter 112, Florida Statutes, the Code of Ethics for Public Officers and Employees.

8. The Commission on Ethics has jurisdiction over the Complaint as filed in this proceeding and over Respondent.

9. Respondent violated Article II, Section 8, of the Florida Constitution, by filing an inaccurate CE Form 6, "Full and Public Disclosure of Financial Interests," regarding assets.

10. Respondent admits the allegation as set forth in paragraph four (4) of the Stipulated Findings of Fact, above.

STIPULATED RECOMMENDED ORDER

11. The Advocate accepts Respondent's stipulation in this proceeding.

12. The Advocate and Respondent have entered into this Joint Stipulation and urge the Commission on Ethics to approve it in lieu of further hearings before the Commission in this cause.

13. Therefore, the Advocate recommends that:

(a) The Commission on Ethics approve this Joint Stipulation, embodying the stipulations, admissions, and recommendations of the parties; and

(b) The Commission on Ethics enter a Final Order and Public Report consistent with this Stipulation finding that Respondent violated Florida Constitution, and refer the matter to the President of the Senate for action consistent with section 112.324(4), Florida Statutes.

FURTHER STIPULATIONS

14. Respondent and the Advocate stipulate and covenant that they have freely and voluntarily entered into this Joint Stipulation of Fact, Law, and Recommended Order with full knowledge and understanding of its contents. Respondent and the Advocate further stipulate and covenant that this Joint Stipulation constitutes the full agreement of the parties and that there are no oral or written understandings between the parties other than those contained in this Stipulation of Fact, Law, and Recommended Order.

15. Respondent and the Advocate stipulate and covenant that, in consideration of the provisions of this Joint Stipulation of Fact, Law, and Recommended Order, Respondent and the Advocate accept and will comply with the above-referenced Final Order and Public Report of the Commission on Ethics.

16. Respondent and the Advocate stipulate that this Joint Stipulation of Fact, Law, and Recommended Order is submitted to the Commission on Ethics for its consideration and ratification. In the event that it is not approved by the Commission on Ethics as written, this document shall be of no purpose and effect and shall not be deemed an admission by Respondent.

17. Effective upon approval of this Joint Stipulation of Fact, Law, and Recommended Order by the Commission on Ethics, Respondent waives all time, notice, and hearing rights, requirements, and entitlements, as to all subsequent hearings in this proceeding.

Signed, dated and entered into this 18th day of April, 2013.

Melody A. Hadley
 Advocate for the Florida
 Commission on Ethics
 Florida Bar No. 0636045
 Office of the Attorney General
 The Capitol PL-01
 Tallahassee, Florida 32399-1050

Darren Michael Soto
 Respondent

In re: The Honorable Darren Soto, Senator, District 14

CONSENT DECREE

The Committee on Rules and the Honorable Darren Soto, Senator, District 14, enter this consent decree.

RECITALS

WHEREAS, Senator Darren Soto, as a former member of the Florida House of Representatives and presently a member of the Florida Senate, was subject to the provisions of the Code of Ethics for Public Officers and Employees, Part III, Chapter 112, Florida Statutes, on May 21, 2012, when he completed his 2011 CE Form 6, "Full and Public Disclosure of Financial Interests."

WHEREAS, on October 29, 2012, a sworn complaint was filed with the Florida Commission on Ethics alleging that Senator Darren Soto violated the Code of Ethics by failing to disclose a financial asset on his 2011 CE Form 6.

WHEREAS, Senator Darren Soto admitted to inadvertently failing to disclose a bank account on CE Form 6, and having been made aware of the error, filed a CE Form 6X, "Amendment to Full and Public Disclosure of Financial Interests," which corrected his omission.

WHEREAS, the Commission on Ethics issued a Final Order and Public Report in which the Commission found that Senator Darren Soto violated Article II, Section 8 of the Florida Constitution, by failing to disclose fully his financial interests for the year 2011 and referred consideration of this matter to the Florida Senate Committee on Rules in accordance with Senate Rule 1.43.

PROPOSED DISPOSITION

1) In light of the facts set forth above, all parties accept the Commission on Ethics finding of the violation as set forth in the Final Order and Public Report. The parties further agree that this violation was neither willful nor intentional and was corrected prior to the entry of the final order.

2) In view of the inadvertent nature of this violation, Senator Darren Soto's admission of error, and his subsequent submission of the required correction, the Committee on Rules recommends to the Senate that a letter of admonishment from the Chair of the Committee on Rules is an appropriate level of penalty.

3) The Committee on Rules further recommends that the Florida Senate accept this Consent Decree and that the same be published in the Senate Journal, whereupon this matter shall be resolved.

Entered into this 20th day of March, 2014.

s/ Darren Soto
 Respondent
s/ Christopher L. Smith
 Vice Chair
s/ Bill Galvano
s/ Jack Latvala
s/ Gwen Margolis
s/ Joe Negron
s/ Jeremy Ring
s/ Eleanor Sobel

s/ John Thrasher
 Chair
s/ Lizbeth Benacquisto
s/ Miguel Diaz de la Portilla
s/ Andy Gardiner
s/ Tom Lee
s/ Bill Montford
s/ Garrett Richter
s/ David Simmons

The Honorable Darren Soto
Senator, District 14

March 20, 2014

WHEREAS, Senator Maria Lorts Sachs has admitted that her disclosure reflecting her affiliation with Moving Florida Forward PC, and her intent to solicit and accept contributions on behalf of Moving Florida Forward PC was not timely filed with the Committee on Rules as required by Senate Rule 1.361(3).

Dear Senator Soto:

I have received the report of the Rules Committee in which the committee has recommended, and you have accepted, that I issue a letter of admonishment related to your failure to file a complete financial disclosure statement with the Commission on Ethics for the year 2011 while a candidate for the Florida Senate.

While I accept your assertion that the errors and omissions were unintentional, I nevertheless would admonish you that in upholding the trust which has been placed in you by the voters of District 14, you must meticulously adhere to the requirements of the financial disclosure law and other laws and rules related to legislative service.

In the future, should you find yourself in doubt as to the proper course of action in such matters, I would strongly urge you to seek the advice of the General Counsel of the Senate or of the Commission on Ethics, prior to risking a violation of the rules which govern our conduct.

I appreciate and applaud your willingness to accept responsibility and to seek to bring this matter to an appropriate conclusion.

Sincerely,
John Thrasher
Chair, Rules Committee

President Don Gaetz
The Florida Senate

March 20, 2014

SUGGESTED DISPOSITION

1) In light of the facts set forth above, all parties stipulate that Senator Maria Lorts Sachs failed to file her disclosure of affiliation and intent to solicit and accept contributions on behalf of Moving Florida Forward PC as required by Senate Rule 1.361(3).

2) The parties further agree that this violation was neither willful nor intentional and was corrected as soon as practical after Senator Sachs was made aware of the oversight.

3) Given the inadvertent nature of this violation, Senator Sachs's admission of error, and her prompt submission of the required correction, the Committee on Rules recommends to the Florida Senate that a letter of admonishment from the Rules Chair is an appropriate level of penalty.

4) Given the sufficiency of the letter of admonishment as an appropriate penalty, the Committee on Rules further recommends that the penalty described in Senate Rule 1.361(4) relating to removal from all assigned committees not be imposed.

5) The Committee on Rules further recommends that the Florida Senate accept this Consent Decree and that the same be published in the Senate Journal, whereupon this matter shall be resolved.

Entered into this 20th day of March, 2014.

s/ Maria Lorts Sachs
Respondent

s/ Christopher L. Smith
Vice Chair

s/ Bill Galvano

s/ Jack Latvala

s/ Gwen Margolis

s/ Joe Negron

s/ Jeremy Ring

s/ Eleanor Sobel

s/ John Thrasher
Chair

s/ Lizbeth Benacquisto

s/ Miguel Diaz de la Portilla

s/ Andy Gardiner

s/ Tom Lee

s/ Bill Montford

s/ Garrett Richter

s/ David Simmons

Dear President Gaetz:

The Committee on Rules met on March 20, 2014, and after due consideration respectfully submits to the Senate for its approval the attached consent decree relating to the Ethics Commission report relating to Senator Soto.

The consent decree and vote sheet are attached hereto and by reference made a part of this report.

Sincerely,
John Thrasher
Chair, Rules Committee

MOTION

On motion by Senator Thrasher, the Report of the Committee on Rules was adopted.

On motion by Senator Thrasher, the rules were waived and the Joint Stipulation of Fact, Law, and Recommended Order; the Consent Decree; the letter from the Rules Committee Chair; and the letter from the Rules Committee to the President were ordered spread upon the Journal.

In re: The Honorable Maria Lorts Sachs, Senator, District 34

CONSENT DECREE

The Committee on Rules and the Honorable Maria Lorts Sachs, Senator, District 34, enter this consent decree.

RECITALS

WHEREAS, on January 28, 2014, a complaint was filed alleging that Senator Maria Lorts Sachs failed to register and disclose with the Committee on Rules her affiliation with a political committee for which she solicited or accepted contributions as required under Senate Rule 1.361(3).

WHEREAS, Senator Maria Lorts Sachs, when she was made aware of the complaint and the oversight, corrected the error and filed the statement required by Senate Rule 1.361(3) on the same day the complaint was received.

The Honorable Maria Lorts Sachs
Senator, District 34

March 20, 2014

Dear Senator Sachs:

I have received the report of the Rules Committee in which the committee has recommended, and you have accepted, that I issue a letter of admonishment related to your failure to file with the Rules Committee a disclosure of affiliation and intent to solicit and accept contributions on behalf of a political committee as required by Senate Rule 1.361(3).

While I accept your assertion that this failure to disclose was unintentional, I nevertheless would admonish you that in upholding the trust which has been placed in you by the voters of District 34, you must meticulously adhere to the requirements of Senate Rules related to legislative service.

In the future, should you find yourself in doubt as to the proper course of action in such matters, I would strongly urge you to seek the advice of the General Counsel of the Senate, prior to risking a violation of the rules which govern our conduct.

I appreciate and applaud your willingness to accept responsibility and to seek to bring this matter to an appropriate conclusion.

Sincerely,
John Thrasher
Chair, Rules Committee

President Don Gaetz
The Florida Senate

March 20, 2014

The Committee on Community Affairs recommends the following pass:
SB 1102

Dear President Gaetz:

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: CS for SB 596

The Committee on Rules met on March 20, 2014, and after due consideration respectfully submits to the Senate for its approval the attached consent decree relating to the complaint filed against Senator Sachs.

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The consent decree and vote sheet are attached hereto and by reference made a part of this report.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1582

Sincerely,
John Thrasher
Chair, Rules Committee

The bill was referred to Appropriations Subcommittee on General Government under the original reference.

MOTION

On motion by Senator Thrasher, the Report of the Committee on Rules was adopted.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1176; SB 1336

On motion by Senator Thrasher, the rules were waived and the Consent Decree, the letter from the Rules Committee Chair, and the letter from the Rules Committee to the President were ordered spread upon the Journal.

The bills were referred to the Committee on Commerce and Tourism under the original reference.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Brandes, by two-thirds vote **SM 1058, SB 264,** and **SB 184** were withdrawn from the committees of reference and further consideration.

The Committee on Education recommends the following pass: SB 1382

The Committee on Transportation recommends the following pass: SB 1052

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

On motion by Senator Galvano, by two-thirds vote **SB 1620** was withdrawn from the committees of reference and further consideration.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1372

On motion by Senator Ring, by unanimous consent **CS for SB 500** was withdrawn from the committees of reference and further consideration.

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

MOTIONS

On motion by Senator Thrasher, the rules were waived and **SB 852** was retained on the Special Order Calendar.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 750

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

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, March 20, 2014: CS for CS for SB 542, CS for CS for SB 846, SB 928, SB 1648, CS for SB 102, SM 118, SB 160, CS for CS for SB 188, SM 196, CS for SB 220, CS for SB 230, CS for CS for CS for SB 242, SB 356, CS for SB 360, CS for SB 448, SB 496, SB 506, SB 642.

The Committee on Community Affairs recommends the following pass: SB 1634

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Community Affairs recommends the following pass: CS for SB 582

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 516; SB 538; SB 996

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 776

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

The Committee on Banking and Insurance recommends the following pass: SB 308

The Committee on Community Affairs recommends the following pass: SB 320

The Committee on Education recommends the following pass: SB 514

The Committee on Rules recommends the following pass: CS for CS for SB 208; SM 476; SB 520; SM 658; SB 856; SB 1636

The bill was referred to Appropriations Subcommittee on Education under the original reference.

The bills were placed on the Calendar.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1184

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

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 1208

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

The Committee on Education recommends a committee substitute for the following: SB 1512

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1390

The bill with committee substitute attached was referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1630

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

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: CS for SB 268; SB 1082

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1014

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: CS for SB's 130 and 122

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1326

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

The Committee on Health Policy recommends a committee substitute for the following: SB 944

The Committee on Judiciary recommends a committee substitute for the following: SB 764

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 Health Policy recommends a committee substitute for the following: SB 690

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1306

The bill with committee substitute attached was referred to the Committee on Environmental Preservation and Conservation under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1344

The bill with committee substitute attached was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Community Affairs recommends committee substitutes for the following: SB 1318; SB 1442

The Committee on Health Policy recommends committee substitutes for the following: SB 840; SB 872

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1140

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 a committee substitute for the following: SB 1150

The Committee on Community Affairs recommends a committee substitute for the following: SB 1106

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

The Committee on Agriculture recommends a committee substitute for the following: SB 1138

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 972

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1556

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 612

The Committee on Education recommends a committee substitute for the following: SB 1400

The Committee on Health Policy recommends a committee substitute for the following: SB 824

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

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 654

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 786

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1654

The Committee on Education recommends a committee substitute for the following: CS for SB 1036

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 670

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Finance and Tax recommends the following pass: SB 806

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

Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for SB 850

Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 394; CS for SB 574

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Resolutions 1680-1688—Not introduced.

Senate Bills 1690-2504—Not used.

By the Committee on Governmental Oversight and Accountability—

SB 2506—A bill to be entitled An act relating to state-administered retirement systems; amending s. 112.363, F.S.; increasing the employer contribution to the retiree health insurance subsidy for members of a state-administered plan; amending s. 121.052, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Elected Officers' Class; amending s. 121.055, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Senior Management Service Class; amending s. 121.071, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Regular, Special Risk, and Special Risk Administrative Support Classes; amending s. 121.71, F.S.; revising the amount of employer contributions for the next fiscal year; amending s. 121.74, F.S.; revising terminology to refer to an employer assessment to offset the costs of administering the investment plan and providing education services; providing findings of important state interests; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Criminal Justice; and Judiciary; and Senators Simmons, Smith, and Thompson—

CS for CS for SB's 130 and 122—A bill to be entitled An act relating to the use of deadly force; amending ss. 30.60 and 166.0485, F.S.; requiring the county sheriff or municipal police department to issue reasonable guidelines for the operation of neighborhood crime watch programs; providing that the guidelines are subject to reasonable exceptions; amending s. 776.032, F.S.; providing that a person who is justified in using force is immune from criminal prosecution and civil action initiated by the person against whom the force was used; revising the definition of the term "criminal prosecution"; clarifying that a law enforcement agency retains the authority and duty to fully investigate the use of force upon which an immunity may be claimed; providing that during a pretrial immunity hearing, the state bears the burden of proving by a preponderance of the evidence that the defendant's use of force was not lawful; amending s. 776.041, F.S.; providing that any reason, including immunity, used by an aggressor to justify the use of force is not available to the aggressor under specified circumstances; providing that provocation justifying the use of defensive force must include the use of force or the threat of the use of force; creating s. 776.09, F.S.; providing legislative intent relating to the justifiable use of force; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Health Policy; and Senators Grimsley and Diaz de la Portilla—

CS for CS for SB 268—A bill to be entitled An act relating to certificates of need; amending s. 408.034, F.S.; decreasing the subdistrict average occupancy rate that the Agency for Health Care Administration is required to maintain as a goal of its nursing-home-bed-need methodology; conforming a provision to changes made by the act; authorizing an applicant to aggregate the need of geographically contiguous subdistricts within a district for a proposed community nursing home under certain circumstances; requiring the proposed nursing home site to be located in the subdistrict with the greater need under certain circumstances; recognizing an additional positive application factor for an applicant who voluntarily relinquishes certain nursing home beds; requiring the applicant to demonstrate that it meets certain requirements; amending s. 408.036, F.S.; providing that, under certain circumstances, replacement of a nursing home and relocation of a portion of a nursing home's licensed beds to another facility, or to establish a new facility, is a health-care-related project subject to expedited review; conforming a cross-reference; revising the requirements for projects that are exempted from applying for a certificate of need; repealing s. 408.0435, F.S., relating to the moratorium on the approval of certificates of need for additional community nursing home beds; creating s. 408.0436, F.S.; prohibiting the agency from approving a certificate-of-need application for new community nursing home beds under certain circumstances; defining the term "batching cycle"; providing a repeal; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Hays—

CS for CS for SB 612—A bill to be entitled An act relating to government contracting; amending s. 215.985, F.S.; revising information to be posted on the Chief Financial Officer's contract tracking system to conform to changes made by the act; amending s. 287.084, F.S.; preempting and superseding a local ordinance or regulation that gives preference for an award to a certified contractor under certain circumstances; requiring a university, college, county, municipality, school district, or other political subdivision to make specified disclosures in competitive solicitation documents; providing that a university, college, county, municipality, school district, or other political subdivision is not prohibited from awarding a contract to a vendor under certain circumstances; amending s. 287.1335, F.S.; defining terms; requiring agencies to provide the Department of Management Services with copies of vendor complaints and names of suspended and terminated vendors; authorizing local governmental entities to provide such information to the department; requiring the department to maintain certain information

regarding vendors on its website; requiring an agency to submit specified information to the department on a quarterly basis; authorizing a local governmental entity to submit such information on the same basis; requiring a vendor responding to an agency's competitive solicitation to disclose certain information; specifying certain requirements for considering a response to a competitive solicitation or entering a contract; providing an effective date.

By the Committees on Judiciary; and Commerce and Tourism; and Senators Clemens and Richter—

CS for CS for SB 654—A bill to be entitled An act relating to business organizations; amending s. 605.0112, F.S.; providing additional exceptions regarding the requirement that limited liability company names be distinguishable from the names of other entities or filings; specifying differences in names which are not considered distinguishable; designating part I of ch. 607, F.S., entitled "General Provisions"; amending s. 607.0101, F.S.; revising a provision to conform to changes made by the act; amending s. 607.0401, F.S.; providing additional exceptions regarding the requirement that corporate names be distinguishable; specifying differences in corporate names which are not considered distinguishable; amending s. 607.1302, F.S.; providing that the amendment of articles of incorporation or the merger, conversion, or share exchange of a social purpose or benefit corporation entitles the shareholders to appraisal rights; creating part II of ch. 607, F.S., entitled "Social Purpose Corporations"; creating s. 607.501, F.S.; providing application and effect; creating s. 607.502, F.S.; providing definitions; creating s. 607.503, F.S.; establishing requirements for the formation of a social purpose corporation; creating s. 607.504, F.S.; providing procedures for an existing corporation to become a social purpose corporation; creating s. 607.505, F.S.; providing procedures for the termination of a social purpose corporation status; creating s. 607.506, F.S.; requiring that the corporate purpose must be to create a public benefit; providing criteria; creating s. 607.507, F.S.; requiring that the directors of a social purpose corporation meet a standard of conduct; providing criteria for the standards; creating s. 607.508, F.S.; authorizing the articles of incorporation of a social purpose corporation to provide for a benefit director; providing powers and duties of a benefit director; creating s. 607.509, F.S.; requiring that the officers of a social purpose corporation meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.510, F.S.; authorizing a social purpose corporation to designate an officer as a benefit officer; providing for the powers and duties of a benefit officer; creating s. 607.511, F.S.; authorizing certain legal actions to be brought against a social purpose corporation, its officers, or its directors; creating s. 607.512, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.513, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; providing criteria; creating part III of ch. 607, F.S., entitled "Benefit Corporations"; creating s. 607.601, F.S.; providing for application and effect; creating s. 607.602, F.S.; providing definitions; creating s. 607.603, F.S.; establishing requirements for the formation of a benefit corporation; creating s. 607.604, F.S.; providing procedures for an existing corporation to become a benefit corporation; creating s. 607.605, F.S.; providing procedures for the termination of a benefit corporation status; creating s. 607.606, F.S.; requiring that the corporate purpose be to create a public benefit; providing criteria; creating s. 607.607, F.S.; requiring the directors of a benefit corporation to meet a standard of conduct; providing criteria for the standards; creating s. 607.608, F.S.; authorizing the articles of incorporation of a benefit corporation to provide for a benefit director; providing powers and duties of the benefit director; creating s. 607.609, F.S.; requiring the officers of a benefit corporation to meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.610, F.S.; authorizing a benefit corporation to designate an officer as a benefit officer; providing for the powers and duties of the benefit officer; creating s. 607.611, F.S.; authorizing certain legal actions to be brought against a benefit corporation, its officers, or its directors; creating s. 607.612, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.613, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; amending ss. 617.0401 and 620.1108, F.S.; providing additional exceptions regarding the requirement that the names of entities be distinguishable; specifying differences in names which are not considered distinguishable; amending ss. 48.091, 215.555,

243.54, 310.171, 310.181, 329.10, 339.412, 420.101, 420.111, 420.161, 440.02, 440.386, 609.08, 617.1908, 618.221, 619.04, 624.430, 624.462, 624.489, 628.041, 631.262, 636.204, 641.2015, 655.0201, 658.23, 658.2953, 658.30, 658.36, 663.03, 663.04, 663.301, 663.306, 663.313, 718.111, 719.104, 720.302, 720.306, 766.101, and 865.09, F.S.; conforming cross-references to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Health Policy; and Senator Thrasher—

CS for CS for SB 670—A bill to be entitled An act relating to nursing home litigation; amending s. 400.023, F.S.; specifying that a cause of action for negligence or violation of residents' rights alleging direct or vicarious liability for the injury or death of a nursing home resident may be brought against a licensee, its management or consulting company, its managing employees, and any direct caregiver employees or contractors; providing that a cause of action may not be asserted against other individuals or entities except under certain circumstances; revising related judicial procedures; defining terms; amending s. 400.0237, F.S.; providing that a claim for punitive damages may not be brought unless there is a showing of evidence that provides a reasonable basis for recovery of such damages when certain criteria are applied; requiring the court to conduct a hearing to determine whether there is sufficient evidence to demonstrate that the recovery of punitive damages is warranted; requiring the trier of fact to find that a specific person or corporate defendant participated in or engaged in conduct that constituted gross negligence and contributed to the damages or injury suffered by the claimant before a defendant may be held liable for punitive damages; requiring an officer, director, or manager of the employer, corporation, or legal entity to condone, ratify, or consent to specified conduct before holding such person or entity vicariously liable for punitive damages; creating s. 400.024, F.S.; authorizing the Agency for Health Care Administration to revoke the license or deny a license renewal or change of ownership application of a nursing home facility that fails to pay a judgment or settlement agreement; providing for notification to the agency of such failure and for agency notification to the licensee of disciplinary action; providing licensee grounds for overcoming failure to pay; authorizing the agency to issue an emergency order and notice of intent to revoke or deny a license; authorizing the agency to deny a license renewal and requiring the agency to deny a change of ownership; amending s. 400.145, F.S.; revising procedures for obtaining the records of a resident; specifying which records may be obtained and who may obtain them; providing immunity from liability to a facility that provides such records in good faith; providing that the agency may not cite a facility that does not meet these records requirements; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senator Diaz de la Portilla—

CS for SB 690—A bill to be entitled An act relating to involuntary examinations of minors; amending s. 381.0056, F.S.; redefining the term "emergency health needs"; amending s. 394.4599, F.S.; requiring a receiving facility to provide notice of the whereabouts of an adult or minor patient held for involuntary examination; providing minimum requirements for attempts at notification; requiring documentation of contact attempts; amending s. 1002.20, F.S.; requiring public schools to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; requiring district school boards to develop certain policies and procedures for notification; amending s. 1002.33, F.S.; requiring charter schools to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; requiring charter school governing boards to develop certain notification policies and procedures; providing an effective date.

By the Committee on Judiciary; and Senator Detert—

CS for SB 764—A bill to be entitled An act relating to hearsay; amending s. 90.803, F.S.; providing that certain statements are an exception to the hearsay rule and thus admissible; providing an effective date.

By the Committee on Community Affairs; and Senator Latvala—

CS for SB 786—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; revising the uses of the proceeds of the local government infrastructure surtax to include the maintenance of transportation infrastructure; revising the term “infrastructure”; authorizing a county to levy a homeless services and facilities surtax; defining “homeless services” and “homeless facilities”; requiring an ordinance, referendum, and voter approval; providing an effective date.

By the Committee on Health Policy; and Senators Joyner and Flores—

CS for SB 824—A bill to be entitled An act relating to hepatitis C testing; creating s. 381.0044, F.S.; providing definitions; requiring specified persons to be offered hepatitis C testing; requiring a health care practitioner to provide followup health care to persons who receive a positive test result; requiring the Department of Health to adopt rules and make standard hepatitis C information sheets available to health care practitioners; providing applicability with respect to hepatitis C testing by health care practitioners; requiring a report to the Governor and the Legislature; providing an effective date.

By the Committee on Health Policy; and Senator Richter—

CS for SB 840—A bill to be entitled An act relating to public records and meetings; amending s. 381.82, F.S.; providing an exemption from public records requirements for research grant applications submitted to the Alzheimer’s Disease Research Grant Advisory Board under the Ed and Ethel Moore Alzheimer’s Disease Research Program and records generated by the board relating to the review of the applications; providing an exemption from public meetings requirements for those portions of meetings of the board during which the research grant applications are discussed; requiring the recording of closed portions of meetings; authorizing disclosure of such confidential information under certain circumstances; providing for legislative review and repeal of the exemptions under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Health Policy; and Senators Richter and Soto—

CS for SB 872—A bill to be entitled An act relating to Alzheimer’s disease; amending s. 120.80, F.S.; exempting grant programs administered by the Alzheimer’s Disease Research Grant Advisory Board from the Administrative Procedure Act; amending s. 252.355, F.S.; requiring the Division of Emergency Management, in coordination with local emergency management agencies, to maintain a registry of persons with special needs; requiring the division to develop and maintain a special needs shelter registration program by a specified date; requiring specified agencies and authorizing specified health care providers to provide registration information to special needs clients or their caregivers and to assist emergency management agencies in registering persons for special needs shelters; amending s. 381.0303, F.S.; providing additional staffing requirements for special needs shelters; requiring special needs shelters to establish designated shelter areas for persons with Alzheimer’s disease or related forms of dementia; authorizing the Department of Health, in coordination with the division, to adopt rules relating to standards for the special needs registration program; creating s. 381.82, F.S.; establishing the Ed and Ethel Moore Alzheimer’s Disease Research Program within the department; requiring the program to provide grants and fellowships for research relating to Alzheimer’s disease; creating the Alzheimer’s Disease Research Grant Advisory Board; providing for appointment and terms of members; providing for organization, duties, and operating procedures of the board; requiring the department to provide staff to assist the board in carrying out its duties; requiring the board to annually submit recommendations for proposals to be funded; requiring a report to the Governor, Legislature, and State Surgeon General; providing that implementation of the program is subject to appropriation; amending s. 430.502, F.S.; requiring the Department of Elderly Affairs to develop minimum performance standards for memory disorder clinics to receive base-level annual funding; requiring the department to provide incentive-based funding, subject to appropriation, for certain memory disorder clinics; providing an effective date.

By the Committee on Health Policy; and Senator Sobel—

CS for SB 944—A bill to be entitled An act relating to mental health treatment; amending s. 916.107, F.S.; authorizing forensic and civil facilities to order the continuation of psychotherapeutics for individuals receiving such medications in the jail before admission; amending s. 916.13, F.S.; providing timeframes within which competency hearings must be held; amending s. 916.145, F.S.; revising the time for dismissal of certain charges for defendants that remain incompetent to proceed to trial; providing exceptions; amending s. 916.15, F.S.; providing a time-frame within which commitment hearings must be held; amending s. 985.19, F.S.; standardizing the protocols, procedures, diagnostic criteria, and information and findings that must be included in an expert’s competency evaluation report; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Galvano and Bradley—

CS for SB 972—A bill to be entitled An act relating to attorneys for dependent children with disabilities; creating s. 39.01305, F.S.; providing legislative findings and intent; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring the appointment to be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senator Garcia—

CS for SB 1014—A bill to be entitled An act relating to pharmacy benefit managers; creating s. 465.1862, F.S.; defining terms; specifying contract terms that must be included in a contract between a pharmacy benefit manager and a pharmacy; providing restrictions on the inclusion of prescription drugs on a list that specifies the maximum allowable cost for such drugs; requiring the pharmacy benefit manager to disclose certain information to a plan sponsor; requiring a contract between a pharmacy benefit manager and a pharmacy to include an appeal process; providing an effective date.

By the Committees on Education; and Health Policy; and Senator Grimsley—

CS for CS for SB 1036—A bill to be entitled An act relating to nursing education programs; amending s. 464.003, F.S.; revising definitions; amending s. 464.013, F.S.; exempting nurses who are certified by an accredited program from continuing education requirements; amending s. 464.019, F.S.; specifying the location of clinical training; revising the limitation on the percentage of clinical training that consists of clinical simulation; deleting obsolete requirements; authorizing the Board of Nursing to adopt certain rules relating to documenting the accreditation of nursing education programs; deleting the requirement that the Office of Program Policy Analysis and Government Accountability participate in an implementation study and revising the terms of the study; requiring nursing education programs that prepare students for the practice of professional nursing to be accredited; providing an exception; amending s. 456.014, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Legg—

CS for SB 1082—A bill to be entitled An act relating to adult day care centers; amending s. 429.901, F.S.; defining the terms “adult day services” and “respite”; amending s. 429.907, F.S.; providing for operation of an adult day care center in a temporary location under certain conditions; providing notification requirements when a center relocates; authorizing the Agency for Health Care Administration to grant a conditional license to certain centers that relocate; providing license renewal and inspection requirements; revising exemptions for licensure; amending s. 429.911, F.S.; revising a ground for agency action against

the owner of a center or its operator or employee; amending s. 429.915, F.S.; authorizing the agency to issue a conditional license to a center that temporarily relocates; amending s. 429.917, F.S.; revising staff training requirements; requiring a center to provide certain disclosures; amending s. 429.931, F.S.; requiring a center to notify the agency before proceeding with building alterations under certain circumstances; amending s. 400.141, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Community Affairs; and Senator Simpson—

CS for SB 1106—A bill to be entitled An act relating to building construction; amending s. 162.12, F.S.; providing an additional method for local governments to provide notices to alleged code enforcement violators; amending s. 514.03, F.S.; requiring application for an operating permit before filing an application for a building permit for a public swimming pool; amending s. 514.031, F.S.; providing additional requirements for obtaining a public swimming pool operating permit; amending s. 553.37, F.S.; specifying inspection criteria for construction or modification of manufactured buildings or modules; amending s. 553.721, F.S.; revising the allocation of funds from the building permit surcharge; amending s. 553.775, F.S.; authorizing building officials, local enforcement agencies, and the Florida Building Commission to interpret the Florida Accessibility Code for Building Construction; specifying procedures for such interpretations; deleting provisions relating to declaratory statements and interpretations of the Florida Accessibility Code for Building Construction, to conform; amending s. 553.79, F.S.; prohibiting a local enforcing agency from issuing a building permit for a public swimming pool without proof of application for an operating permit; requiring issuance of an operating permit before a certificate of completion or occupancy is issued; amending s. 553.841, F.S.; revising education and training requirements of the Florida Building Code Compliance and Mitigation Program; creating s. 553.883, F.S.; authorizing use of smoke alarms powered by 10-year nonremovable, non-replaceable batteries in certain circumstances; requiring use of such alarms by a certain date; amending s. 553.993, F.S.; revising the definition of the term “building energy-efficiency rating system” to require consistency with certain national standards for new construction and existing construction; providing for oversight; amending s. 633.202, F.S.; exempting certain tents from the Florida Fire Prevention Code; providing an effective date.

By the Committee on Agriculture; and Senator Evers—

CS for SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; revising exceptions to the exemption from civil liability; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Hays—

CS for SB 1140—A bill to be entitled An act relating to public records; creating s. 252.905, F.S.; creating an exemption from public records requirements for information furnished to the Division of Emergency Management by a person or business for the purpose of obtaining assistance with emergency planning; providing for retroactive application of the exemption; providing for future repeal and legislative review of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Bean—

CS for SB 1150—A bill to be entitled An act relating to medical tourism; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care destination; amending s. 288.923, F.S.; requiring the Division of Tourism Marketing to include in its 4-year plan a discussion of the promotion of medical tourism; creating s. 288.924, F.S.; requiring the plan to promote national and international awareness of

the qualifications, scope of services, and specialized expertise of health care providers in this state, to promote national and international awareness of certain business opportunities to attract practitioners to destinations in this state, and to include an initiative to showcase qualified health care providers; requiring a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation to be allocated for the medical tourism marketing plan; requiring the Florida Tourism Industry Marketing Corporation to create a matching grant program; specifying criteria for the grant program; requiring that a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation be allocated for the grant program; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Brandes—

CS for SB 1184—A bill to be entitled An act relating to gasoline stations; amending s. 526.141, F.S.; requiring self-service gasoline pumps to display an additional decal containing specified information; requiring the Department of Agriculture and Consumer Services to confirm compliance by a specified date; providing for preemption of local laws and regulations pertaining to fueling assistance for certain motor vehicle operators; providing an effective date.

By the Committees on Health Policy; and Criminal Justice; and Senator Latvala—

CS for CS for SB 1208—A bill to be entitled An act relating to fraudulent controlled substance prescriptions; amending s. 893.13, F.S.; revising provisions prohibiting possession of incomplete prescription forms; providing enhanced criminal penalties for violations involving incomplete prescription forms; providing an effective date.

By the Committee on Health Policy; and Senator Altman—

CS for SB 1306—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.00655, F.S.; providing that an existing onsite sewage treatment and disposal system is not considered abandoned if the Department of Environmental Protection approves the use of all or a portion of the existing onsite sewage treatment and disposal system as an integral part of a sanitary sewer system.; providing an effective date.

By the Committee on Community Affairs; and Senator Evers—

CS for SB 1318—A bill to be entitled An act relating to public records and meetings; amending s. 287.05712, F.S.; defining the term “proprietary confidential business information”; creating an exemption from public records requirements for unsolicited proposals for a qualifying public-private project received by a responsible public entity for a specified period; providing that proprietary confidential business information in an unsolicited proposal remains confidential and exempt from public records requirements; creating an exemption from public meetings requirements for portions of meetings at which confidential and exempt information is discussed; requiring a recording to be made of a closed portion of a meeting; providing for future repeal and legislative review of the exemptions; providing statements of public necessity; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Brandes—

CS for SB 1326—A bill to be entitled An act relating to emergency management; amending s. 70.001, F.S.; specifying the availability of a cause of action with respect to a governmental entity implementing a Flood Insurance Rate Map; amending s. 252.34, F.S.; defining the term “state flood risk analysis”; amending s. 252.35, F.S.; revising the duties of the Division of Emergency Management to conform to changes made by the act; creating s. 252.441, F.S.; providing legislative findings; requiring the division to contract for a flood risk analysis; prescribing requirements for the risk analysis; requiring the division to award the contract in accordance with competitive solicitation requirements; requiring the division to submit a report of the risk analysis results to the Governor and the Legislature by a specified date; providing that the

Legislature may authorize annual updates to the risk analysis; creating s. 252.9335, F.S.; exempting state employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact pursuant to a request for assistance from another state under certain circumstances; providing appropriations; providing an effective date.

By the Committee on Banking and Insurance; and Senator Braynon—

CS for SB 1344—A bill to be entitled An act relating to insurance association appointments; amending ss. 627.351 and 766.315, F.S.; revising the entities that make recommendations to the Chief Financial Officer for appointment to the board of governors of the Joint Underwriting Association and the board of directors of the Florida Birth-Related Neurological Injury Compensation Association; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 1390—A bill to be entitled An act relating to bail bond premiums; amending s. 624.4094, F.S.; deleting a provision relating to the reporting or payment of specified insurance premium taxes; amending s. 624.509, F.S.; requiring an insurer to pay to the Department of Revenue a specified amount of the direct written premiums for bail bonds; providing an effective date.

By the Committee on Education; and Senator Latvala—

CS for SB 1400—A bill to be entitled An act relating to postsecondary student tuition; amending ss. 1009.22 and 1009.23, F.S.; revising the standard tuition and out-of-state fees for workforce education postsecondary programs leading to certain certificates and diplomas and certain other programs at Florida College System institutions; deleting a provision relating to an increase in tuition and out-of-state fees at a rate equal to inflation; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the State Board of Education; deleting the definition of the term “rate of inflation”; amending s. 1009.24, F.S.; deleting a provision related to an increase of the resident undergraduate tuition at state universities at a rate equal to inflation; deleting the requirement of the Office of Economic and Demographic Research to annually report the rate of inflation to the Governor, the Legislature, and the Board of Governors; deleting the definition of the term “rate of inflation”; conforming provisions to changes made by the act; prohibiting a state university board of trustees from establishing or increasing the tuition differential for undergraduate courses; amending s. 1009.26, F.S.; requiring a state university, a Florida College System institution, a career center operated by a school district, or a charter technical career center to waive undergraduate tuition for a recipient of a Purple Heart or another combat decoration superior in precedence under certain conditions; requiring a state university, a Florida College System institution, a career center operated by a school district, and a charter technical career center to waive out-of-state fees for certain students who attended a secondary school in this state; requiring a state university, a Florida College System institution, a career center operated by a school district, and a charter technical career center to report to the Board of Governors and the State Board of Education, respectively, the number and value of all fee waivers; requiring a state university, a Florida College System institution, a career center operated by a school district, and a charter technical career center to annually certify within its legislative budget request that the percentage of resident students enrolled systemwide is at least the same as the resident student enrollment systemwide in a specified academic year; providing that a student who is undocumented for federal immigration purposes is not eligible for state financial aid; amending s. 1009.98, F.S.; redefining the term “tuition differential”; revising the purchase date of an advance payment contract as it relates to the amount paid by the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary; prohibiting the amount of the aggregate sum of registration fees, the tuition differential fee, and local fees paid by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for the aggregate sum of those fees; prohibiting the amount of the dormitory fees paid for by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain

percentage of the amount charged by the state university for those fees; conforming provisions to changes made by the act; prohibiting certain dependent children from being denied residency classification for tuition purposes based solely on a parent’s undocumented immigration status; providing an effective date.

By the Committee on Community Affairs; and Senator Bradley—

CS for SB 1442—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 175.041, F.S.; revising applicability of the Marvin B. Clayton Firefighters Pension Trust Fund Act; providing that any municipality that provides fire protection services to a municipal services taxing unit under an interlocal agreement is eligible to receive property insurance premium taxes; amending s. 175.101, F.S.; authorizing a municipal services taxing unit that enters into an interlocal agreement for fire protection services with another municipality to impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring municipal services taxing units to provide the Division of Retirement of the Department of Management Services with a certified copy of the ordinance assessing and imposing certain taxes; amending ss. 175.122 and 175.351, F.S.; revising provisions relating to the limitation of disbursement to conform to changes made by the act; amending s. 175.411, F.S.; authorizing a municipal services taxing unit, under certain conditions, to revoke its participation and cease to receive property insurance premium taxes; providing an effective date.

By the Committee on Education; and Senators Stargel, Thrasher, Gardiner, and Galvano—

CS for SB 1512—A bill to be entitled An act relating to students with disabilities; creating s. 1002.385, F.S.; establishing the Florida Personalized Accounts for Learning; defining terms; specifying criteria for students who are eligible to participate in the program; identifying certain students who are not eligible to participate in the program; authorizing the use of awarded funds for specific purposes; prohibiting specific providers, schools, institutions, school districts, and other entities from sharing, refunding, or rebating program funds; specifying the terms of the program; requiring a school district to notify the parent regarding the option to participate in the program; specifying the school district’s responsibilities for completing a matrix of services and notifying the Department of Education of the completion of the matrix; requiring the department to notify the parent regarding the amount of the awarded funds; authorizing the school district to change the matrix under certain circumstances; requiring the school district in which a student resides to provide locations and times to take all statewide assessments; requiring the school district to notify parents of the availability of a reevaluation; specifying the duties of the Department of Education relating to the program; requiring the Commissioner of Education to deny, suspend, or revoke participation in the program or use of program funds under certain circumstances; providing additional factors under which the commissioner may deny, suspend, or revoke a participation in the program or program funds; requiring a parent to sign an agreement with the Department of Education to enroll his or her child in the program which specifies the responsibilities of a parent or student for using funds in an account and for submitting a compliance statement to the department; providing that a parent who fails to comply with the responsibilities of the agreement forfeits the personalized account for learning; providing for funding and payments; requiring the department to request from the Department of Financial Services a sample of payments from the authorized financial institution for specified purposes; providing for the closing of a student’s account and reversion of funds to the state; requiring the department to make payments to the personalized accounts for learning at the authorized financial institution, select an authorized financial institution through a competitive bidding process to administer the personalized accounts for learning, and require audits of the authorized financial institution’s personalized accounts for learning; requiring the Chief Financial Officer to conduct audits; providing that the state is not liable for the award or use of awarded funds; providing for the scope of authority of the act; requiring the State Board of Education to adopt rules to administer the program; amending s. 1003.4282, F.S.; providing standard high school diploma requirements for certain students with an intellectual disability or cognitive disability; authorizing certain students with disabilities to continue to receive certain instructions and services; requiring an in-

dependent review and a parent's approval to waive statewide, standardized assessment requirements by the IEP team; repealing s. 1003.438, F.S., relating to special high school graduation requirements for certain exceptional students; creating s. 1003.5716, F.S.; providing that certain students with disabilities have a right to free, appropriate public education; requiring an individual education plan (IEP) team to begin the process of, and to develop an IEP for, identifying transition services needs for a student with a disability before the student attains a specified age; providing requirements for the process; requiring certain statements to be included and annually updated in the IEP; providing that changes in the goals specified in an IEP are subject to independent review and parental approval; requiring the school district to reconvene the IEP team to identify alternative strategies to meet transition objectives if a participating agency fails to provide transition services specified in the IEP; providing that the agency's failure does not relieve the agency of the responsibility to provide or pay for the transition services that the agency otherwise would have provided; amending s. 1003.572, F.S.; prohibiting a school district from charging fees or imposing additional requirements on private instructional personnel; creating s. 1008.2121, F.S.; requiring the Commissioner of Education to permanently exempt certain students with disabilities from taking statewide, standardized assessments; requiring the State Board of Education to adopt rules; amending s. 1008.25, F.S.; requiring written notification relating to portfolios to a parent of a student with a substantial reading deficiency; requiring a student promoted to a certain grade with a good cause exemption to receive intensive reading instruction and intervention; requiring a school district to assist schools and teachers with the implementation of reading strategies; revising good cause exemptions; amending ss. 120.81, 409.1451, and 1007.263, F.S.; conforming cross-references; providing effective dates.

By the Committee on Commerce and Tourism; and Senator Simpson—

CS for SB 1556—A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary; providing the form for the disclosure summary; requiring the disclosure summary to be included in, or incorporated by reference in, the contract for sale; defining the term “subsurface rights”; defining the term “seller”; providing an effective date.

By the Committee on Agriculture; and Senator Montford—

CS for SB 1630—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 282.709, F.S.; adding a representative to the Joint Task Force on State Agency Law Enforcement Communications, to be appointed by the Commissioner of Agriculture; transferring, renumbering, and amending s. 570.0741, F.S., relating to the energy efficiency and conservation clearinghouse; deleting an obsolete provision; amending s. 379.361, F.S.; requiring a person to retake an educational seminar when renewing an Apalachicola Bay oyster harvesting license; amending s. 487.041, F.S.; requiring a registrant to continue the registration of a brand of pesticide that continues to remain on retailers' shelves in this state under certain circumstances; amending ss. 487.046 and 487.048, F.S.; authorizing applications for certain licenses to be submitted through the department's website; amending s. 487.159, F.S.; deleting the requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; requiring all licensed private applicators to keep the same records as licensed public applicators and licensed commercial applicators with respect to the application of restricted pesticides; amending s. 487.2031, F.S.; revising the term “material safety data sheet”; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; transferring and renumbering s. 570.545, F.S., relating to unsolicited goods; amending s. 500.03, F.S.; revising the definition of the term “food establishment”; amending s. 500.12, F.S.; revising the exemption from permit requirements for minor food outlets; requiring an establishment to apply for and receive a permit prior to the commencement of operations; requiring the department to adopt a schedule of fees to be paid by each food establishment and retail food store; providing that food permits are not transferable; updating terminology; amending s. 500.121, F.S.; authorizing the department to

order the immediate closure of certain establishments upon determination that the establishment presents a severe and immediate threat to the public health, safety, and welfare; specifying the procedure the department must use in ordering immediate closure; conforming provisions to changes made by the act; providing criminal penalties; authorizing the department to adopt rules; amending s. 500.147, F.S.; authorizing the department to inspect food records to facilitate tracing of food products in certain circumstances; amending s. 500.165, F.S.; revising the administrative fine amount for violating provisions relating to transporting shipments of food items; amending s. 500.172, F.S.; authorizing the department to issue and enforce a stop-sale, stop-use, removal, or hold order for certain food-processing or food storage areas; amending s. 501.019, F.S.; revising the administrative fine amount for violations relating to health studios; amending s. 501.059, F.S.; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 501.922, F.S.; revising the administrative fine amount for certain violations relating to the “Anti-freeze Act”; creating s. 501.977, F.S.; providing that certain acts relating to livery services are unfair or deceptive regulatory acts or practices; transferring, renumbering, and amending s. 570.42, F.S., relating to the Dairy Industry Technical Council; conforming a cross-reference; creating part I of ch. 570, F.S., entitled “General Provisions”; renumbering and amending s. 570.14, F.S., relating to the seal of the department; restricting the seal of the department from being used without written approval by the department; renumbering ss. 570.18 and 570.16, F.S., relating to organization of departmental work and the interference with department employees, respectively; amending s. 570.07, F.S.; conforming a cross-reference; transferring and renumbering ss. 570.17 and 570.531, F.S., relating to the regulatory work of the state relating to the protection of agricultural interests and the Market Improvements Working Capital Trust Fund, respectively; amending s. 570.23, F.S.; conforming a cross-reference; renumbering s. 570.0705, F.S., relating to advisory committees; creating part II of ch. 570, F.S., entitled “Program Services”; amending s. 570.36, F.S.; making a technical change; amending s. 570.44, F.S.; revising the duties of the Division of Agricultural Environmental Services; amending s. 570.45, F.S.; conforming provisions to changes made by the act; amending s. 570.451, F.S.; conforming a cross-reference; amending ss. 570.50 and 570.51, F.S.; conforming provisions to changes made by the act; amending s. 570.543, F.S.; conforming a cross-reference; renumbering s. 570.073, F.S., relating to the Office of Agricultural Law Enforcement; renumbering and amending s. 570.074, F.S.; requiring the Office of Agricultural and Water Policy to enforce and implement ch. 582, F.S., and rules relating to soil and water conservation; creating s. 570.67, F.S.; codifying the creation of the Office of Energy; providing for management and specifying duties; renumbering s. 570.951, F.S., relating to the Florida Agriculture Center and Horse Park; renumbering and amending s. 570.952, F.S., relating to the Florida Agricultural Center and Horse Park Authority; conforming provisions to changes made by the act; deleting obsolete provisions; renumbering s. 570.953, F.S., relating to the identity of donors to the Florida Agriculture Center and Horse Park Authority; renumbering and amending s. 570.902, F.S., relating to definitions; conforming provisions to changes made by the act; renumbering ss. 570.903, 570.901, and 570.91, F.S., relating to direct-support organizations, the Florida Agricultural Museum, and Florida agriculture in the classroom, respectively; creating part III of ch. 570, F.S., entitled “Agricultural Development”; amending s. 570.71, F.S.; authorizing the department to use certain funds for administrative and operating expenses related to appraisals, mapping, title process, personnel, and other real estate expenses; renumbering s. 570.241, F.S., relating to the Agricultural Economic Development Act; renumbering and amending s. 570.242, F.S., relating to the Agricultural Economic Development Act; removing the definition of the terms “commissioner” and “department”; renumbering ss. 570.243, 570.244, 570.245, 570.246, F.S., relating to the Agricultural Economic Development Program, the powers of the department, interaction with other economic development agencies and groups, and agricultural economic development funding, respectively; renumbering and amending s. 570.247, F.S., relating to certain department rules; deleting obsolete provisions; renumbering ss. 570.248 and 570.249, F.S., relating to the Agricultural Economic Development and Project Review Committee and disaster loans and grants and aid, respectively; renumbering and amending s. 570.9135, F.S., relating to the Beef Market Development Act; conforming cross-references; making technical changes; renumbering ss. 570.954 and 570.96, F.S., relating to the farm-to-fuel initiative and agritourism, respectively; renumbering and amending s. 570.961, F.S., relating to definitions; conforming cross-references; renumbering s. 570.962, F.S., relating to agritourism participation impact on land

classification; renumbering and amending s. 570.963, F.S., relating to liability; conforming a cross-reference; renumbering and amending s. 570.964, F.S., relating to posting and notification requirements for agritourism operators; conforming provisions to changes made by the act; creating part IV of ch. 570, F.S., entitled "Agricultural Water Policy"; renumbering s. 570.075, F.S., relating to water supply agreements; renumbering and amending s. 570.076, F.S., relating to Environmental Stewardship Certification; conforming a cross-reference; renumbering ss. 570.085 and 570.087, F.S., relating to agricultural water conservation and agricultural water supply planning and best management practices for wildlife, respectively; creating part V of ch. 570, F.S., entitled "Penalties"; creating s. 570.971, F.S.; providing administrative fines and civil penalties; authorizing the department to refuse to issue or renew a license, permit, authorization, certificate, or registration under certain circumstances; authorizing the department to adopt rules; amending s. 576.021, F.S.; updating terminology; authorizing applications for registration for specialty fertilizers to be submitted using the department's website; making technical changes; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; extending the period of retention for an official check sample; amending s. 576.061, F.S.; deleting the penalty imposed when it is determined by the department that a fertilizer has been distributed without being licensed or registered, or without labeling; conforming provisions to changes made by the act; making technical changes; amending s. 576.071, F.S.; requiring the department to survey the fertilizer industry of this state to determine the commercial value used in assessing penalties for a deficiency; amending s. 576.087, F.S.; deleting certain requirements relating to antisiphon devices; amending s. 576.101, F.S.; deleting the department's authorization to place a licensee on probationary status under certain circumstances; amending s. 578.08, F.S.; deleting the requirement that the application for registration as a seed dealer include the name and location of each place of business at which the seed is sold, distributed, offered, exposed, or handled for sale; requiring the application to be made by submitting a form prescribed by department rule or using the department's website; establishing a registration fee for receipts of certain amounts; amending s. 580.036, F.S.; requiring that standards for the sale, use, and distribution of commercial feed or feedstuff, if adopted, be developed in consultation with the Agricultural Feed, Seed, and Fertilizer Advisory Council; amending s. 580.041, F.S.; removing the requirement that the master registration form for each distributor of commercial feed identify the manufacturer's or guarantor's name and place of business and the location of each manufacturing facility; revising the requirement that the department must mail a copy of the master registration in order to signify that the administrative requirements have been met; amending s. 580.071, F.S.; providing additional factors that would make a commercial feed or feedstuff be deemed adulterated; amending s. 581.091, F.S.; deleting the definition of the term "commercial citrus grove"; deleting provisions relating to special permits authorizing a person to plant *Casuarina cunninghamiana* as part of a pilot program; eliminating a requirement that the department develop and implement a monitoring protocol to determine invasiveness of *Casuarina cunninghamiana*; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; redefining the term "dealer"; transferring, renumbering, and amending s. 570.38, F.S., relating to the Animal Industry Technical Council; conforming a cross-reference; amending s. 589.08, F.S.; requiring the Florida Forest Service to pay a certain percentage of the gross receipts from the Goethe State Forest to each fiscally constrained county; requiring such funds to be equally divided between the board of county commissioners and the school board; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; limiting liability for lessees of specified lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other governmental entities; amending s. 590.02, F.S.; renaming the Florida Center for Wildfire and Forest Resources Management Training as the Withlacoochee Training Center; making technical changes; amending s. 590.125, F.S.; providing that new authorization is not required for smoldering that occurs within the authorized burn area unless new ignitions are conducted by certain persons; providing that monitoring the smoldering activity of a burn does not require an additional authorization; transferring and renumbering s. 570.0725, F.S., relating to food recovery; amending s. 597.003, F.S.; amending the powers and duties of

the department to include providing training as necessary to lessees of certain lands for aquaculture use; amending s. 597.004, F.S.; requiring an applicant for an aquaculture certificate to submit a certificate of training if required; amending s. 597.020, F.S.; authorizing the department to adopt training requirements for shellfish processors by rule; transferring and renumbering ss. 570.481 and 570.55, F.S., relating to food recovery, fruit and vegetable inspection fees, and identification of sellers or handlers of tropical or subtropical fruit and vegetables, respectively; amending s. 604.16, F.S.; providing an exemption for certain dealers in agricultural products from certain requirements; amending s. 604.22, F.S.; revising certain penalties for dealers in agricultural products; repealing s. 487.172, F.S., relating to an educational program for organotin compounds in antifouling paints; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, 500.306, F.S., relating to the standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to the retail sale of meat; repealing s. 570.345, F.S., relating to the Pest Control Compact; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; repealing s. 589.081, F.S., relating to the Withlacoochee State Forest and Goethe State Forest; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending ss. 193.461, 253.74, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.047, 487.091, 487.175, 493.6118, 496.420, 500.70, 501.612, 501.619, 502.231, 507.09, 507.10, 509.032, 525.16, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 571.11, 571.28, 571.29, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.30, 616.242, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Commerce and Tourism; and Appropriations—

CS for SB 1654—A bill to be entitled An act relating to tax administration; amending s. 196.1995, F.S.; requiring certain real property improvements and tangible personal property additions to occur within a specified period in order to qualify for a specified ad valorem tax exemption; providing that certain local ordinances conveying ad valorem tax exemptions may not be invalidated if the local governing body acted in accordance with this act; amending s. 212.03, F.S.; providing that charges for the storage of towed vehicles that are impounded by a local, state, or federal law enforcement agency are not taxable; amending s. 212.07, F.S.; conforming a cross-reference to changes made by the act; providing monetary and criminal penalties for a dealer's willful failure to collect certain taxes or fees after receiving notice of such duty to collect from the Department of Revenue; amending s. 212.12, F.S.; deleting provisions relating to the imposition of criminal penalties after Department of Revenue notice of requirements to register as a dealer or to collect taxes; making technical and grammatical changes to provisions specifying penalties for making a false or fraudulent return with the intent to evade payment of a tax or fee; amending s. 212.14, F.S.; modifying the definition of the term "person"; authorizing the department to adopt rules relating to requirements for a person to deposit cash, a bond, or other security with the department in order to ensure compliance with sales tax laws; making technical and grammatical changes; amending s. 212.18, F.S.; providing criminal penalties for a person who willfully fails to register as a dealer after receiving notice of such duty by the department; making technical and grammatical changes; reenacting s. 212.20, F.S., relating to the disposition of funds collected, to incorporate changes made by the act; amending s. 213.0535, F.S.; clarifying that confidential tax data may be published as statistics under certain circumstances; amending s. 213.13, F.S.; revising the date for transmitting funds collected by the clerks of court to the department; amending s. 213.21, F.S.; increasing the compromise authority for closing agreements with taxpayers which can be delegated to and approved by the executive director; creating s. 213.295, F.S., relating to automated sales suppression devices; defining terms; subjecting a person to criminal penalties and monetary penalties for knowingly selling or engaging in certain other actions involving a sales suppression device or phantom-ware; providing that sales suppression devices and phantom-ware are contraband articles under the Florida Contraband Forfeiture Act; amending s. 443.131, F.S.; imposing a requirement on employers to produce records for the Department of Economic Opportunity or its tax collection service provider as a prerequisite for a reduction in the rate of reemployment tax; amending s. 443.141, F.S.; providing a method to calculate the interest rate for past due employer contributions and reimbursements, and delinquent, erroneous, incomplete, or insufficient reports; increasing

the number of days for an employer to protest an assessment; providing effective dates.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Criminal Justice; and Judiciary; and Senators Simmons, Smith, and Thompson—

CS for CS for SB's 130 and 122—A bill to be entitled An act relating to the use of deadly force; amending ss. 30.60 and 166.0485, F.S.; requiring the county sheriff or municipal police department to issue reasonable guidelines for the operation of neighborhood crime watch programs; providing that the guidelines are subject to reasonable exceptions; amending s. 776.032, F.S.; providing that a person who is justified in using force is immune from criminal prosecution and civil action initiated by the person against whom the force was used; revising the definition of the term “criminal prosecution”; clarifying that a law enforcement agency retains the authority and duty to fully investigate the use of force upon which an immunity may be claimed; providing that during a pretrial immunity hearing, the state bears the burden of proving by a preponderance of the evidence that the defendant’s use of force was not lawful; amending s. 776.041, F.S.; providing that any reason, including immunity, used by an aggressor to justify the use of force is not available to the aggressor under specified circumstances; providing that provocation justifying the use of defensive force must include the use of force or the threat of the use of force; creating s. 776.09, F.S.; providing legislative intent relating to the justifiable use of force; providing an effective date.

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

By the Committee on Agriculture; and Senator Montford—

CS for SB 1630—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 282.709, F.S.; adding a representative to the Joint Task Force on State Agency Law Enforcement Communications, to be appointed by the Commissioner of Agriculture; transferring, renumbering, and amending s. 570.0741, F.S., relating to the energy efficiency and conservation clearinghouse; deleting an obsolete provision; amending s. 379.361, F.S.; requiring a person to retake an educational seminar when renewing an Apalachicola Bay oyster harvesting license; amending s. 487.041, F.S.; requiring a registrant to continue the registration of a brand of pesticide that continues to remain on retailers’ shelves in this state under certain circumstances; amending ss. 487.046 and 487.048, F.S.; authorizing applications for certain licenses to be submitted through the department’s website; amending s. 487.159, F.S.; deleting the requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; requiring all licensed private applicators to keep the same records as licensed public applicators and licensed commercial applicators with respect to the application of restricted pesticides; amending s. 487.2031, F.S.; revising the term “material safety data sheet”; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; transferring and renumbering s. 570.545, F.S., relating to unsolicited goods; amending s. 500.03, F.S.; revising the definition of the term “food establishment”; amending s. 500.12, F.S.; revising the exemption from permit requirements for minor food outlets; requiring an establishment to apply for and receive a permit prior to the commencement of operations; requiring the department to adopt a schedule of fees to be paid by each food establishment and retail food store; providing that food permits are not transferable; updating terminology; amending s. 500.121, F.S.; authorizing the department to order the immediate closure of certain establishments upon determination that the establishment presents a severe and immediate threat to the public health, safety, and welfare; specifying the procedure the department must use in ordering immediate closure; conforming provisions to changes made by the act; providing criminal penalties; authorizing the department to adopt rules; amending s. 500.147, F.S.; authorizing the department to inspect food records to facilitate tracing of food products in certain circumstances; amending s. 500.165, F.S.; revising the administrative fine amount for violating provisions relating to

transporting shipments of food items; amending s. 500.172, F.S.; authorizing the department to issue and enforce a stop-sale, stop-use, removal, or hold order for certain food-processing or food storage areas; amending s. 501.019, F.S.; revising the administrative fine amount for violations relating to health studios; amending s. 501.059, F.S.; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 501.922, F.S.; revising the administrative fine amount for certain violations relating to the “Anti-freeze Act”; creating s. 501.977, F.S.; providing that certain acts relating to livery services are unfair or deceptive regulatory acts or practices; transferring, renumbering, and amending s. 570.42, F.S., relating to the Dairy Industry Technical Council; conforming a cross-reference; creating part I of ch. 570, F.S., entitled “General Provisions”; renumbering and amending s. 570.14, F.S., relating to the seal of the department; restricting the seal of the department from being used without written approval by the department; renumbering ss. 570.18 and 570.16, F.S., relating to organization of departmental work and the interference with department employees, respectively; amending s. 570.07, F.S.; conforming a cross-reference; transferring and renumbering ss. 570.17 and 570.531, F.S., relating to the regulatory work of the state relating to the protection of agricultural interests and the Market Improvements Working Capital Trust Fund, respectively; amending s. 570.23, F.S.; conforming a cross-reference; renumbering s. 570.0705, F.S., relating to advisory committees; creating part II of ch. 570, F.S., entitled “Program Services”; amending s. 570.36, F.S.; making a technical change; amending s. 570.44, F.S.; revising the duties of the Division of Agricultural Environmental Services; amending s. 570.45, F.S.; conforming provisions to changes made by the act; amending s. 570.451, F.S.; conforming a cross-reference; amending ss. 570.50 and 570.51, F.S.; conforming provisions to changes made by the act; amending s. 570.543, F.S.; conforming a cross-reference; renumbering s. 570.073, F.S., relating to the Office of Agricultural Law Enforcement; renumbering and amending s. 570.074, F.S.; requiring the Office of Agricultural and Water Policy to enforce and implement ch. 582, F.S., and rules relating to soil and water conservation; creating s. 570.67, F.S.; codifying the creation of the Office of Energy; providing for management and specifying duties; renumbering s. 570.951, F.S., relating to the Florida Agriculture Center and Horse Park; renumbering and amending s. 570.952, F.S., relating to the Florida Agricultural Center and Horse Park Authority; conforming provisions to changes made by the act; deleting obsolete provisions; renumbering s. 570.953, F.S., relating to the identity of donors to the Florida Agriculture Center and Horse Park Authority; renumbering and amending s. 570.902, F.S., relating to definitions; conforming provisions to changes made by the act; renumbering ss. 570.903, 570.901, and 570.91, F.S., relating to direct-support organizations, the Florida Agricultural Museum, and Florida agriculture in the classroom, respectively; creating part III of ch. 570, F.S., entitled “Agricultural Development”; amending s. 570.71, F.S.; authorizing the department to use certain funds for administrative and operating expenses related to appraisals, mapping, title process, personnel, and other real estate expenses; renumbering s. 570.241, F.S., relating to the Agricultural Economic Development Act; renumbering and amending s. 570.242, F.S., relating to the Agricultural Economic Development Act; removing the definition of the terms “commissioner” and “department”; renumbering ss. 570.243, 570.244, 570.245, 570.246, F.S., relating to the Agricultural Economic Development Program, the powers of the department, interaction with other economic development agencies and groups, and agricultural economic development funding, respectively; renumbering and amending s. 570.247, F.S., relating to certain department rules; deleting obsolete provisions; renumbering ss. 570.248 and 570.249, F.S., relating to the Agricultural Economic Development and Project Review Committee and disaster loans and grants and aid, respectively; renumbering and amending s. 570.9135, F.S., relating to the Beef Market Development Act; conforming cross-references; making technical changes; renumbering ss. 570.954 and 570.96, F.S., relating to the farm-to-fuel initiative and agritourism, respectively; renumbering and amending s. 570.961, F.S., relating to definitions; conforming cross-references; renumbering s. 570.962, F.S., relating to agritourism participation impact on land classification; renumbering and amending s. 570.963, F.S., relating to liability; conforming a cross-reference; renumbering and amending s. 570.964, F.S., relating to posting and notification requirements for agritourism operators; conforming provisions to changes made by the act; creating part IV of ch. 570, F.S., entitled “Agricultural Water Policy”; renumbering s. 570.075, F.S., relating to water supply agreements; renumbering and amending s. 570.076, F.S., relating to Environmental Stewardship Certification; conforming a cross-reference; renumbering ss. 570.085 and 570.087, F.S., relating to agricultural water conservation

and agricultural water supply planning and best management practices for wildlife, respectively; creating part V of ch. 570, F.S., entitled "Penalties"; creating s. 570.971, F.S.; providing administrative fines and civil penalties; authorizing the department to refuse to issue or renew a license, permit, authorization, certificate, or registration under certain circumstances; authorizing the department to adopt rules; amending s. 576.021, F.S.; updating terminology; authorizing applications for registration for specialty fertilizers to be submitted using the department's website; making technical changes; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; extending the period of retention for an official check sample; amending s. 576.061, F.S.; deleting the penalty imposed when it is determined by the department that a fertilizer has been distributed without being licensed or registered, or without labeling; conforming provisions to changes made by the act; making technical changes; amending s. 576.071, F.S.; requiring the department to survey the fertilizer industry of this state to determine the commercial value used in assessing penalties for a deficiency; amending s. 576.087, F.S.; deleting certain requirements relating to antisiphon devices; amending s. 576.101, F.S.; deleting the department's authorization to place a licensee on probationary status under certain circumstances; amending s. 578.08, F.S.; deleting the requirement that the application for registration as a seed dealer include the name and location of each place of business at which the seed is sold, distributed, offered, exposed, or handled for sale; requiring the application to be made by submitting a form prescribed by department rule or using the department's website; establishing a registration fee for receipts of certain amounts; amending s. 580.036, F.S.; requiring that standards for the sale, use, and distribution of commercial feed or feedstuff, if adopted, be developed in consultation with the Agricultural Feed, Seed, and Fertilizer Advisory Council; amending s. 580.041, F.S.; removing the requirement that the master registration form for each distributor of commercial feed identify the manufacturer's or guarantor's name and place of business and the location of each manufacturing facility; revising the requirement that the department must mail a copy of the master registration in order to signify that the administrative requirements have been met; amending s. 580.071, F.S.; providing additional factors that would make a commercial feed or feedstuff be deemed adulterated; amending s. 581.091, F.S.; deleting the definition of the term "commercial citrus grove"; deleting provisions relating to special permits authorizing a person to plant *Casuarina cunninghamiana* as part of a pilot program; eliminating a requirement that the department develop and implement a monitoring protocol to determine invasiveness of *Casuarina cunninghamiana*; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; redefining the term "dealer"; transferring, renumbering, and amending s. 570.38, F.S., relating to the Animal Industry Technical Council; conforming a cross-reference; amending s. 589.08, F.S.; requiring the Florida Forest Service to pay a certain percentage of the gross receipts from the Goethe State Forest to each fiscally constrained county; requiring such funds to be equally divided between the board of county commissioners and the school board; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; limiting liability for lessees of specified lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other governmental entities; amending s. 590.02, F.S.; renaming the Florida Center for Wildfire and Forest Resources Management Training as the Withlacoochee Training Center; making technical changes; amending s. 590.125, F.S.; providing that new authorization is not required for smoldering that occurs within the authorized burn area unless new ignitions are conducted by certain persons; providing that monitoring the smoldering activity of a burn does not require an additional authorization; transferring and renumbering s. 570.0725, F.S., relating to food recovery; amending s. 597.003, F.S.; amending the powers and duties of the department to include providing training as necessary to lessees of certain lands for aquaculture use; amending s. 597.004, F.S.; requiring an applicant for an aquaculture certificate to submit a certificate of training if required; amending s. 597.020, F.S.; authorizing the department to adopt training requirements for shellfish processors by rule; transferring and renumbering ss. 570.481 and 570.55, F.S., relating to food recovery, fruit and vegetable inspection fees, and identification of sellers or handlers of tropical or subtropical fruit and vegetables, respectively; amending s. 604.16, F.S.; providing an exemption for certain

dealers in agricultural products from certain requirements; amending s. 604.22, F.S.; revising certain penalties for dealers in agricultural products; repealing s. 487.172, F.S., relating to an educational program for organotin compounds in antifouling paints; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, 500.306, F.S., relating to the standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to the retail sale of meat; repealing s. 570.345, F.S., relating to the Pest Control Compact; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; repealing s. 589.081, F.S., relating to the Withlacoochee State Forest and Goethe State Forest; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending ss. 193.461, 253.74, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.047, 487.091, 487.175, 493.6118, 496.420, 500.70, 501.612, 501.619, 502.231, 507.09, 507.10, 509.032, 525.16, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 571.11, 571.28, 571.29, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.30, 616.242, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 97, CS for CS for HB 173, CS for CS for HB 277, HB 7031; has passed as amended HB 7073; has passed by the required constitutional two-thirds vote of the members voting CS for HB 7007 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Representative(s) Magar, Spano, Campbell, Cruz—

HB 97—A bill to be entitled An act relating to dentists and dental hygienists; amending s. 766.1115, F.S.; revising the definition of the term "contract"; requiring that a contract with a governmental contractor for health care services include a provision allowing a voluntary contribution toward certain dental laboratory work; providing that the contribution may not exceed the actual amount of the dental laboratory charges; providing an effective date.

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

By Education Committee, Choice & Innovation Subcommittee and Representative(s) Adkins—

CS for CS for HB 173—A bill to be entitled An act relating to juvenile justice education programs; amending s. 985.622, F.S.; revising requirements for the multiagency education plan for students in juvenile justice education programs, including virtual education as an option; amending s. 1001.31, F.S.; authorizing instructional personnel at all juvenile justice facilities to access specific student records at the district; amending s. 1003.51, F.S.; revising terminology; revising requirements for rules to be maintained by the State Board of Education; providing expectations for effective education programs for students in Department of Juvenile Justice programs; revising requirements for contract and cooperative agreements for the delivery of appropriate education services to students in Department of Juvenile Justice programs; requiring the Department of Education to ensure that juvenile justice students who are eligible have access to high school equivalency testing and assist juvenile justice education programs with becoming high school equivalency testing centers; revising requirements for an accountability system all juvenile justice education programs; revising

requirements to district school boards; amending s. 1003.52, F.S.; revising requirements for activities to be coordinated by the coordinators for juvenile justice education programs; authorizing contracting for educational assessments; revising requirements for assessments; authorizing access to local virtual education courses; requiring that an education program shall be based on each student's transition plan and assessed educational needs; providing requirements for prevention and day treatment juvenile justice education programs; requiring progress monitoring plans for all students not classified as exceptional student education students; revising requirements for such plans; requiring that the Department of Education, in partnership with the Department of Juvenile Justice, ensure that school districts and juvenile justice education providers develop individualized transition plans; providing requirements for such plans; providing that the Secretary of Juvenile Justice or the director of a juvenile justice program may request that a school district teacher's performance be reviewed by the district and that the teacher be reassigned in certain circumstances; requiring the Department of Education to establish by rule objective and measurable student performance measures and program performance ratings; providing requirements for such ratings; requiring a comprehensive accountability and program improvement process; providing requirements for such a process; deleting provisions for minimum thresholds for the standards and key indicators for education programs in juvenile justice facilities; revising data collection and annual report requirements; deleting provisions concerning the Arthur Dozier School for Boys; requiring rulemaking; amending s. 1001.42, F.S.; revising terminology; revising a cross-reference; providing an effective date.

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

By Education Committee, Civil Justice Subcommittee and Representative(s) Spano, Campbell, Raburn—

CS for CS for HB 277—A bill to be entitled An act relating to the joint use of public school facilities; creating s. 768.072, F.S.; authorizing district school boards to enter into joint-use agreements or adopt public access policies; providing immunity from liability for a district school board that enters into a joint-use agreement or adopts public access policies except in instances of gross negligence or intentional misconduct; providing applicability; providing an effective date.

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

By K-12 Subcommittee and Representative(s) Adkins, Porter—

HB 7031—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451; conforming cross-references; repealing ss. 411.226, 411.227, and 411.228, F.S., relating to the Learning Gateway program; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215 F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent's designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term "Next Generation Sunshine State Standards"; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105,

F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of prekindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending a. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term "adult high school credit program"; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term "student with a disability"; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions

for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education post-secondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 1013.54, F.S., relating to the cooperative development and use of satellite educational facilities; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

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

By Appropriations Committee and Representative(s) McKeel

HB 7073—A bill to be entitled An act relating to information technology governance; transferring the Agency for Enterprise Information Technology to the Agency for State Technology; voiding certain rules of the Agency for Enterprise Information Technology; transferring the Northwood Shared Resource Center and Southwood Shared Resource Center to the Agency for State Technology; repealing s. 14.204, F.S., relating to creation of the Agency for Enterprise Information Technology; reordering and amending s. 20.055, F.S.; revising the term “state agency” to include the Agency for State Technology for purposes of provisions relating to agency inspectors general; creating s. 20.61, F.S.; creating the Agency for State Technology; providing that executive director shall serve as the state’s chief information officer; establishing certain agency positions; establishing the Technology Advisory Council; providing for membership and duties of the council; providing that members of the council are governed by the Code of Ethics for Public Officers and Employees; amending s. 215.96, F.S.; requiring the executive director of the Agency for State Technology to serve on an information subsystem coordinating council established by the Chief Financial Officer; amending s. 216.023, F.S.; requiring certain legislative budget requests to include certain project management and oversight standards; amending s. 282.0041, F.S.; revising, creating, and deleting definitions used in the Enterprise Information Technology Services Management Act; creating s. 282.0051, F.S.; providing powers, duties, and functions of the Agency for State Technology; authorizing the agency to adopt rules; creating s. 282.00515, F.S.; requiring the Department of

Legal Affairs, the Department of Financial Services, and the Department of Agriculture and Consumer Services to adopt certain technical standards or alternatives to those standards and authorizing such departments to contract with the Agency for State Technology for certain purposes; repealing ss. 282.0055 and 282.0056, F.S., relating to various duties of the Agency for Enterprise Information Technology; amending s. 282.201, F.S., relating to the state data center system; establishing a state data center within the Agency for State Technology; requiring the agency to provide data center services; requiring state agencies to provide certain information; revising schedules for consolidation of state agency data centers and computing facilities into the state data center; revising exemptions from consolidation; revising limitations on state agency computing facilities and data centers; repealing s. 48 of chapter 2013-41, Laws of Florida, relating to agency data center consolidation schedules; repealing ss. 282.203, 282.204, and 282.205, F.S., relating to primary data centers, the Northwood Shared Resource Center, and the Southwood Shared Resource Center, respectively; amending s. 282.318, F.S.; changing the name of the Enterprise Security of Data and Information Technology Act; defining the term “agency” as used in the act; requiring the Agency for State Technology to establish and publish certain security standards and processes; requiring state agencies to perform certain security-related duties; requiring the agency to adopt rules; conforming provisions; repealing s. 282.33, F.S., relating to standards for data center energy efficiency; repealing s. 282.34, F.S., relating to the planning and provision of a statewide e-mail service; creating s. 287.0591, F.S.; limiting the terms of certain competitive solicitations for information technology commodities; providing an exception; amending s. 943.0415, F.S.; providing additional duties of the Cybercrime Office of the Department of Law Enforcement; requiring the office to coordinate with the Agency for State Technology in the adoption of specified rules; amending s. 1004.649, F.S.; revising provisions regarding service-level agreements entered into by the Northwest Regional Data Center; conforming provisions; amending ss. 17.0315, 110.205, 215.322, 287.057, 327.301, 445.011, 445.045, and 668.50, F.S.; conforming provisions to changes made by the act; requiring the Agency for State Technology to conduct a study and submit a report to the Governor and Legislature; creating a state data center task force; providing for membership, duties, and abolishment of the task force; providing appropriations and authorizing positions; requiring the Agency for State Technology to complete an operational assessment; requiring reports to the Governor and Legislature; providing that certain reorganizations within state agencies do not require approval by the Legislative Budget Commission; providing effective dates.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Economic Affairs Committee, Transportation & Highway Safety Subcommittee and Representative(s) Artilles—

CS for HB 7007—A bill to be entitled An act relating to public records; amending s. 338.155, F.S., relating to the payment of tolls and associated charges; providing an exemption from public records requirements for personal identifying information; 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 Transportation; Governmental Oversight and Accountability; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 522, CS for SB 524 and CS for CS for CS for SB 526.

Robert L. “Bob” Ward, Clerk

The bills contained in the foregoing messages were ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 18 was corrected and approved.

CO-INTRODUCERS

Senators Abruzzo—CS for SB 312; Altman—CS for SB 518; Bean—CS for CS for CS for SB 542; Bullard—SB 240, SB 1426, SB 1436; Clemens—CS for SB 220; Diaz de la Portilla—SB 958; Evers—CS for CS for CS for SB 542; Flores—CS for CS for CS for SB 542; Garcia—SB 176, SB

776, SB 1090; Hukill—SB 958; Negron—SB 958; Sobel—SB 156; Soto—CS for SB 156, SB 240, CS for CS for SB 532; Stargel—CS for CS for CS for SB 542

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 3:46 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, March 26 or upon call of the President.



Journal of the Senate

Number 7—Regular Session

Tuesday, March 25, 2014

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REPORTS OF COMMITTEES

The Committee on Criminal Justice recommends the following pass:
CS for SB 1030

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

The Committee on Criminal Justice recommends the following pass:
SB 170

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

The Committee on Criminal Justice recommends the following pass:
SB 550

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Criminal Justice recommends the following pass:
SB 1234

The bill was 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 1180; SB 1388; SB 1486

The bills were referred to the Committee on Health Policy under the original reference.

The Committee on Criminal Justice recommends the following pass:
SB 920

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

The Committee on Commerce and Tourism recommends the following pass: SB 374

The Committee on Criminal Justice recommends the following pass:
CS for SB 540

The Committee on Ethics and Elections recommends the following pass: CS for SB 990; CS for SB 1344

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

The Committee on Criminal Justice recommends the following pass:
SB 562

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

The Committee on Commerce and Tourism recommends the following pass: CS for CS for SB 570; SB 1010; SB 1676

The bills were placed on the Calendar.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1576

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1006; SB 1406

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1126

The Committee on Transportation recommends a committee substitute for the following: CS for SB 132

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 190

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 598

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1260

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1098

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 340

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 782

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SM 1298

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: CS for SB 746

The Committee on Transportation recommends a committee substitute for the following: SB 1048

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 Commerce and Tourism recommends a committee substitute for the following: SB 1142

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 768; SB 812

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1462

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 Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 226; SB 366; SB 646; SB 648; SB 656

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 278

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 754

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1290

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: CS for SB 536

The Committee on Rules recommends committee substitutes for the following: SB 358; SJR 1188

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

The Committee on Transportation recommends the following not pass: SM 800

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: CS for CS for SB 364; CS for SB 700

Appropriations Subcommittee on Finance and Tax recommends committee substitutes for the following: CS for SB 266; SB 510; CS for SB 638; SB 792

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Education recommends that the Senate confirm the following appointments made by the Board of Governors:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida A & M University	
Appointee: Moore, Kimberly Ann	01/06/2018
Board of Trustees, University of Central Florida	
Appointee: Martins, Alexander	01/06/2016
Board of Trustees, Florida Polytechnic University	
Appointee: Hallion, Richard P., Jr.	07/15/2014

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Board of Education	
Appointee: Lipsey, Rebecca Fishman	12/31/2017
Board of Trustees, New College of Florida	
Appointee: Saputo, John W.	01/06/2018

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Governmental Oversight and Accountability—

SB 1692—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.053, F.S.; authorizing renewed membership in the retirement system for retirees who are reemployed in a position eligible for the Elected Officers' Class under certain circumstances; amending s. 121.055, F.S.; authorizing renewed membership in

the retirement system for retirees of the Senior Management Service Optional Annuity Program who are reemployed on or after a specified date; amending s. 121.122, F.S.; requiring that certain retirees who are employed on or after a specified date be renewed members in the investment plan; providing exceptions; providing that creditable service does not accrue for a reemployed retiree during a specified period; prohibiting certain funds from being paid into a renewed member's investment plan account for a specified period of employment; requiring the renewed member to satisfy vesting requirements; prohibiting a renewed member from receiving disability benefits; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions to the member's investment plan account; providing for the administration of the employer and employee contributions; prohibiting the purchase of past service in the investment plan; authorizing a renewed member to receive additional credit toward the health insurance subsidy under certain circumstances; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program is a renewed member of that program; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State Community College System Optional Retirement Program is a renewed member of that program; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program; amending s. 121.4501, F.S.; redefining the term "eligible employee"; specifying that a retiree who has returned to covered employment before a specified date may continue membership in his or her selected retirement plan; conforming a provision to changes made by the act; providing that the act fulfills an important state interest; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Transportation; and Rules; and Senators Latvala, Grimsley, and Evers—

CS for CS for SB 132—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Fallen Law Enforcement Officers license plate and the Florida Sheriffs Association license plate; amending s. 320.08058, F.S.; revising provisions relating to the distribution of annual use funds to the Astronauts Memorial Foundation, Inc., for the Challenger/Columbia specialty license plate; requiring the St. Johns River Alliance, Inc., and National Hispanic Corporate Achievers, Inc., to each record a certain number of sales within a certain timeframe; requiring the Department of Highway Safety and Motor Vehicles to discontinue the plates under certain circumstances; providing for repeal on a specified date; creating a Fallen Law Enforcement Officers license plate and a Florida Sheriffs Association license plate; establishing an annual use fee for the plates; providing for the distribution of use fees received from the sale of such plates; providing effective dates.

By the Committee on Criminal Justice; and Senator Braynon—

CS for SB 190—A bill to be entitled An act relating to false personation; amending s. 843.08, F.S.; prohibiting a person from falsely personating a firefighter; defining the term "watchman"; amending s. 843.085, F.S.; prohibiting operation or ownership of a motor vehicle falsely marked with the intent to mislead or cause another person to believe that such vehicle is authorized by a fire department for use by the person operating it; providing an exception; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Transportation; and Senator Brandes—

CS for CS for SB 226—A bill to be entitled An act relating to public records; creating s. 316.0777, F.S.; providing definitions; creating a public records exemption for certain images and data obtained through the use of an automated license plate recognition system and personal identifying information of an individual in data generated from such images; providing conditions for disclosure of such images and information; providing for retroactive application of the public records exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committees on Regulated Industries; and Health Policy; and Senator Grimsley—

CS for CS for SB 278—A bill to be entitled An act relating to pharmacy; amending s. 465.014, F.S.; increasing the number of registered pharmacy technicians which a licensed pharmacist may supervise; amending s. 465.004, F.S.; revising the composition of the Board of Pharmacy; amending ss. 456.42 and 893.04, F.S.; requiring written prescriptions for specified controlled substances to be legibly dated in a specified format; providing an effective date.

By the Committee on Community Affairs; and Senators Flores, Hays, and Ring—

CS for SB 340—A bill to be entitled An act relating to the statewide prepaid dental program; creating s. 409.91205, F.S.; providing legislative findings and intent; creating the Medicaid statewide prepaid dental program; directing the Agency for Health Care Administration to contract with prepaid dental health plans meeting specified criteria; directing the agency to apply for and implement state plan amendments or waivers of applicable federal laws and regulations necessary to implement the statewide prepaid dental program; directing the agency to issue a competitive procurement to licensed prepaid dental health plans to implement the program; requiring that the agency include all counties in the procurement; providing that all existing contracts become null and void upon procurement of new contracts; providing that enrollment in the statewide prepaid dental program shall not begin until the necessary state plan amendments or waivers of applicable federal laws and regulations are obtained and implemented; providing that a child who is eligible to receive Medicaid benefits during a specified period shall receive dental services through the Medicaid managed medical assistance program; directing the agency to provide any required notice to recipients regarding the transition from the Medicaid managed medical assistance program to the statewide prepaid dental program; providing that the agency may assess the costs incurred in providing the notice to plans participating in the statewide prepaid dental program; requiring prepaid dental plans participating in the statewide prepaid dental program to submit encounter data; providing that the agency shall require a medical loss ratio for prepaid dental plans participating in the statewide prepaid dental program; requiring the agency to submit an annual report to the Governor and Legislature; specifying the contents of the report; amending s. 409.973, F.S.; removing the requirement that managed care plans participating in the Medicaid managed assistance program provide pediatric dental services; providing an effective date.

By the Committee on Rules; and Senator Ring—

CS for SB 358—A bill to be entitled An act relating to athletic coaches for youth athletic teams; amending s. 943.0438, F.S.; revising the definition of the term "athletic coach"; expanding provisions relating to athletic coaches for independent sanctioning authorities to require such authorities to conduct specified background screening of certain coaches of youth athletic teams; providing that the duty may not be delegated; providing for disqualification; providing for exemption from disqualification; requiring that specified documentation be maintained for a specified period by such authorities; providing an effective date.

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

CS for SB 366—A bill to be entitled An act relating to public records; amending s. 815.04, F.S.; amending an exemption from public records requirements for data, programs, and supporting documentation that are trade secrets residing or existing internal or external to a computer, computer system, or computer network; expanding the exemption to include such trade secret information residing or existing internal or external to an electronic device; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Environmental Preservation and Conservation; and Agriculture; and Senator Simpson—

CS for CS for SB 536—A bill to be entitled An act relating to reclaimed water; requiring the Department of Environmental Protection to conduct a study in coordination with the Department of Agriculture and Consumer Services and the water management districts on the expansion of the beneficial use of reclaimed water, stormwater, and excess surface water and to submit a report based upon such study; providing requirements for the report; requiring the departments to provide the public an opportunity for input and for public comment; requiring that the report be submitted to the Governor and the Legislature by a specified date; providing an effective date.

By the Committee on Criminal Justice; and Senator Bean—

CS for SB 598—A bill to be entitled An act relating to juvenile justice education programs; amending s. 985.622, F.S.; revising requirements for the multiagency education plan for students in juvenile justice education programs, including virtual education as an option; amending s. 1001.31, F.S.; authorizing instructional personnel at all juvenile justice facilities to access specific student records at the district; amending s. 1003.51, F.S.; revising terminology; revising requirements for rules to be maintained by the State Board of Education; providing expectations for effective education programs for students in Department of Juvenile Justice programs; revising requirements for contract and cooperative agreements for the delivery of appropriate education services to students in Department of Juvenile Justice programs; requiring the Department of Education to ensure that juvenile justice students who are eligible have access to high school equivalency testing and assist juvenile justice education programs with becoming high school equivalency testing centers; revising requirements for an accountability system for juvenile justice education programs; revising requirements for district school boards; amending s. 1003.52, F.S.; revising requirements for activities to be coordinated by the coordinators for juvenile justice education programs; authorizing contracting for educational assessments; revising requirements for assessments; authorizing access to local virtual education courses; requiring that an education program shall be based on each student's transition plan and assessed educational needs; providing requirements for prevention and day treatment juvenile justice education programs; requiring progress monitoring plans for all students not classified as exceptional student education students; revising requirements for such plans; requiring that the Department of Education, in partnership with the Department of Juvenile Justice, ensure that school districts and juvenile justice education providers develop individualized transition plans; providing requirements for such plans; providing that the Secretary of Juvenile Justice or the director of a juvenile justice program may request that a school district teacher's performance be reviewed by the district and that the teacher be reassigned in certain circumstances; requiring the Department of Education to establish by rule objective and measurable student performance measures and program performance ratings; providing requirements for such ratings; requiring a comprehensive accountability and program improvement process; providing requirements for such a process; deleting provisions for minimum thresholds for the standards and key indicators for education programs in juvenile justice facilities; revising data collection and annual report requirements; deleting provisions concerning the Arthur Dozier School for Boys; requiring rulemaking; amending ss. 985.632 and 1001.42, F.S.; revising terminology; revising a cross-reference; providing an effective date.

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

CS for SB 646—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1006.52, F.S., relating to an exemption from public records requirements for post-secondary education records and applicant records; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

CS for SB 648—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1002.221, F.S., relating to an exemption from public records requirements for K-12 education records; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions to conform; providing an effective date.

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

CS for SB 656—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1008.24, F.S., relating to an exemption from public records requirements for certain information held by the Department of Education during active investigations of allegations of testing impropriety; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

By the Committees on Criminal Justice; and Health Policy; and Senator Sobel—

CS for CS for SB 746—A bill to be entitled An act relating to the Health Care Clinic Act; amending s. 400.9905, F.S.; redefining the term "clinic"; amending s. 400.995, F.S.; providing that a clinic is subject to penalties if it engages physicians whose licenses have been suspended or revoked; providing an effective date.

By the Committee on Banking and Insurance; and Senator Bradley—

CS for SB 754—A bill to be entitled An act relating to certificates of destruction; amending s. 319.30, F.S.; defining a term; revising requirements for the Department of Highway Safety and Motor Vehicles to declare certain mobile homes and motor vehicles unrebuilt and to issue a certificate of destruction; requiring the department to issue certificates of destruction for motor vehicles that are worth less than a specified amount and are above a certain age under certain circumstances; providing an effective date.

By the Committee on Criminal Justice; and Senator Braynon—

CS for SB 768—A bill to be entitled An act relating to human trafficking; amending s. 39.01, F.S.; redefining the term "sexual abuse of a child" to include human trafficking; amending s. 92.56, F.S.; authorizing a defendant who has been charged with specified human trafficking offenses to apply for an order of disclosure of confidential and exempt information; authorizing the court to use a pseudonym, instead of a victim's name, to designate the victim of specified human trafficking offenses; providing that trial testimony for specified human trafficking offenses may be published or broadcast under certain circumstances; amending s. 787.06, F.S.; making technical changes; amending s. 960.065, F.S.; providing an exception to ineligibility for victim assistance awards to specified victims of human trafficking; amending s. 960.199, F.S.; authorizing the Department of Legal Affairs to provide relocation assistance to a victim of specified human trafficking offenses; requiring the human trafficking offense to be reported to the proper authorities and certified by the state attorney or statewide prosecutor; requiring the state attorney or statewide prosecutor's approval of a rape crisis center's certification that a victim is cooperating with law enforcement officials; providing that the act of human trafficking must occur under certain

circumstances for the victim to be eligible for relocation assistance; providing an effective date.

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

CS for SB 782—A bill to be entitled An act relating to government data practices; amending s. 257.36, F.S.; requiring the Division of Library and Information Services of the Department of State to adopt rules providing procedures for an agency to establish schedules for the physical destruction or other disposal of records containing personal identification information; creating part IV of ch. 282, F.S., consisting of s. 282.801, F.S.; providing definitions; requiring an agency that collects and maintains personal identification information to post a privacy policy on the agency's website; prescribing minimum requirements for a privacy policy; requiring an agency to provide notice of the installation of cookies on an individual's computer; requiring that an individual who would otherwise be granted access to an agency's website be granted access even if he or she declines to have the cookie installed; providing an exception; requiring that privacy policy requirements be specified in a contract between a public agency and a contractor; specifying that a violation does not create a civil cause of action; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; providing report requirements; creating s. 429.55, F.S.; requiring the Agency for Health Care Administration to provide specified data on assisted living facilities by a certain date; providing minimum requirements for such data; authorizing the agency to create a comment webpage regarding assisted living facilities; providing minimum requirements; authorizing the agency to provide links to certain third-party websites; authorizing the agency to adopt rules; amending s. 408.05, F.S.; dissolving the Center for Health Information and Policy Analysis within the Agency for Health Care Administration; requiring the agency to coordinate a system to promote access to certain data and information; requiring that certain health-related data be included within the system; assigning duties to the agency relating to the collection and dissemination of data; establishing conditions for the funding of the system; requiring the Office of Program Policy Analysis and Government Accountability to monitor the agency's implementation of the health information system; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature after completion of the implementation; providing report requirements; reenacting s. 120.54(8), F.S., relating to rulemaking, to incorporate the amendment made to s. 257.36, F.S., in a reference thereto; amending ss. 20.42, 381.026, 395.301, 395.602, 395.6025, 408.07, 408.18, 465.0244, 627.6499, and 641.54, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Detert—

CS for SB 812—A bill to be entitled An act relating to expunction; amending s. 943.0582, F.S.; allowing minors who have certain felony arrests to have the Department of Law Enforcement expunge their nonjudicial arrest record upon successful completion of a prearrest or postarrest diversion program; extending the application submission date for minors who completed the program before a certain date; amending s. 943.0585, F.S.; revising the information that must be provided in the written statement from the state attorney or statewide prosecutor in order for a person to be eligible for a criminal history record expunction; revising when a certificate of eligibility for expunction shall be issued; authorizing the department to enter certain expunged records in specified databases; requiring the department to disclose certain expunged records to specified governmental entities; providing an effective date.

By the Committee on Criminal Justice; and Senator Hays—

CS for SB 1006—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; defining terms; amending s. 559.553, F.S.; removing provisions relating to the revocation or suspension of a professional license which allow the Office of Financial Regulation to reject an applicant for registration; conforming a cross-reference to changes made by the act; creating s. 559.554, F.S.; providing for the powers and duties of the Financial Services Commission and the Office of Financial Regulation; creating s. 559.5541, F.S.; authorizing the office to conduct examinations and investigations; amending s. 559.555,

F.S.; revising requirements for registration as a consumer collection agency; specifying a registration fee; creating s. 559.5551, F.S.; requiring registrants to report, within a specified time period, a conviction of, or plea of nolo contendere to, a crime or an administrative enforcement action; requiring registrants to report, within a specified time period, a change in a control person or the form of the organization, or any other change in the information supplied in the initial application; amending s. 559.565, F.S.; conforming a cross-reference to changes made by the act; amending s. 559.730, F.S.; revising the administrative remedies and penalties available to the office; requiring the commission to adopt guidelines to impose administrative penalties; providing an effective date.

By the Committee on Transportation; and Senator Latvala—

CS for SB 1048—A bill to be entitled An act relating to the Department of Transportation; creating s. 339.041, F.S.; providing legislative findings and intent; authorizing the department to seek certain investors for certain leases; prohibiting the department from pledging the credit, general revenues, or taxing power of the state or any political subdivision of the state; specifying the collection and deposit of lease payments by agreement with the department; amending s. 373.618, F.S.; providing that a public information system is subject to the requirements of the Highway Beautification Act of 1965 and all federal laws and agreements when applicable; deleting an exemption; amending s. 479.01, F.S., relating to outdoor advertising signs; revising and deleting definitions; amending s. 479.02, F.S.; revising duties of the Department of Transportation relating to signs; deleting a requirement that the department adopt certain rules; creating s. 479.024, F.S.; limiting the placement of signs to commercial or industrial zones; defining the terms "parcel" and "utilities"; requiring a local government to use specified criteria to determine zoning for commercial or industrial parcels; providing that certain parcels are considered unzoned commercial or industrial areas; authorizing a permit for a sign in an unzoned commercial or industrial area in certain circumstances; prohibiting specified uses and activities from being independently recognized as commercial or industrial; providing an appeal process for an applicant whose permit is denied; requiring an applicant whose application is denied to remove an existing sign pertaining to the application; requiring the department to reduce certain transportation funding in certain circumstances; amending s. 479.03, F.S.; requiring notice to owners of intervening privately owned lands before the department enters upon such lands to remove an illegal sign; amending s. 479.04, F.S.; providing that an outdoor advertising license is not required solely to erect or construct outdoor signs or structures; amending s. 479.05, F.S.; authorizing the department to suspend a license for certain offenses and specifying activities that the licensee may engage in during the suspension; prohibiting the department from granting a transfer of an existing permit or issuing an additional permit during the suspension; amending s. 479.07, F.S.; revising requirements for obtaining sign permits; conforming and clarifying provisions; revising permit tag placement requirements for signs; deleting a provision that allows a permittee to provide its own replacement tag; increasing the permit transfer fee for any multiple transfers between two outdoor advertisers in a single transaction; revising the permit reinstatement fee; revising requirements for permitting certain signs visible to more than one highway; deleting provisions limiting a pilot program to specified locations; deleting redundant provisions relating to certain new or replacement signs; deleting provisions requiring maintenance of statistics on the pilot program; amending s. 479.08, F.S.; revising provisions relating to the denial or revocation of a permit because of false or misleading information in the permit application; amending s. 479.10, F.S.; authorizing the cancellation of a permit; amending s. 479.105, F.S.; revising notice requirements to owners and advertisers relating to signs erected or maintained without a permit; revising procedures for the department to issue a permit as a conforming or nonconforming sign to the owner of an unpermitted sign; providing a penalty; amending s. 479.106, F.S.; revising provisions relating to the removal, cutting, or trimming of trees or vegetation to increase sign face visibility; providing that a specified penalty is applied per sign facing; amending s. 479.107, F.S.; deleting a fine for specified violations; amending s. 479.11, F.S.; prohibiting signs on specified portions of the interstate highway system; amending s. 479.111, F.S.; clarifying a reference to a certain agreement; amending s. 479.15, F.S.; deleting a definition; revising provisions relating to relocation of certain signs on property subject to public acquisition; amending s. 479.156, F.S.; clarifying provisions relating to the regulation of wall murals; amending s.

479.16, F.S.; exempting certain signs from ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; prohibiting certain permit exemptions from being implemented or continued if the implementations or continuations will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.24, F.S.; clarifying provisions relating to compensation paid for the department's acquisition of lawful signs; amending s. 479.25, F.S.; revising provisions relating to local government action with respect to erection of noise-attenuation barriers that block views of lawfully erected signs; deleting provisions to conform to changes made by the act; amending s. 479.261, F.S.; expanding the logo program to the limited access highway system; conforming provisions related to a logo sign program on the limited access highway system; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; amending s. 479.313, F.S.; requiring a permittee to pay the cost of removing certain signs following the cancellation of the permit for the sign; repealing s. 76 of chapter 2012-174, Laws of Florida, relating to authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program and directing the department to submit the approved pilot program for legislative approval; providing an effective date.

By the Committee on Regulated Industries; and Senator Dean—

CS for SB 1098—A bill to be entitled An act relating to the Florida Homeowners' Construction Recovery Fund; amending s. 489.1401, F.S.; clarifying legislative intent; making technical changes; amending s. 489.1402, F.S.; redefining terms; amending s. 489.141, F.S.; revising conditions under which a claimant is eligible to seek recovery from the recovery fund; amending s. 489.1425, F.S.; revising the form required to be provided by a contractor which explains a consumer's rights under the recovery fund; amending s. 489.143, F.S.; prohibiting fund disbursements from exceeding a specified amount for each Division I claim and each Division II claim; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Dean—

CS for SB 1126—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 327.355, F.S.; providing that a boating safety course may be offered in a classroom or online; conforming provisions relating to the reassignment of the boating safety program from the Department of Environmental Protection to the commission; amending s. 327.4105, F.S.; requiring the commission to submit an updated report relating to the regulation of mooring vessels; extending the expiration date of the pilot program for the regulation of mooring vessels; amending s. 327.731, F.S.; providing that a boating safety course may be offered in a classroom or online; eliminating an exemption from boating safety education requirements for boating law violators; amending s. 328.72, F.S.; expanding a county's authorization to use moneys collected from vessel registration fees; repealing s. 379.2257(3), F.S., relating to a charge to be applied to areas covered by cooperative agreements with the United States Forest Service over and above the license fee for hunting; amending s. 379.247, F.S.; removing provisions relating to noncommercial trawling; amending s. 379.353, F.S.; conforming provisions relating to the change in responsibility for providing developmental disabilities services from the Department of Children and Families to the Agency for Persons with Disabilities; amending s. 379.354, F.S.; clarifying the activities authorized under an annual military gold sportsman's license; repealing s. 379.355, F.S., relating to special recreational spiny lobster licenses; repealing s. 379.363(1)(h) and (i), F.S., relating to the annual gear license fee; repealing s. 379.3635, F.S., relating to haul seine and trawl permits to be used in Lake Okeechobee; amending ss. 379.101, 379.208, and 379.401, F.S.; conforming cross-references; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Lee—

CS for SB 1142—A bill to be entitled An act relating to ticket sales; amending s. 817.355, F.S.; providing that a person who counterfeits, forges, alters, clones, or possesses a ticket, card, wristband, or other medium that accesses or is associated with a specified ticket, token, or paper with the intent to defraud commits a misdemeanor of the first degree; providing enhanced criminal penalties for second and subsequent violations concerning fraudulent creation or possession of an admission ticket; providing criminal penalties for persons who commit such violations involving more than a specified number of tickets, cards, wristbands, or other media that access or are associated with a specified ticket, token, or paper; amending s. 817.361, F.S.; defining terms; prohibiting the sale, offer for sale, or transfer of certain multiuse tickets or a card, wristband, or other medium that accesses or is associated with such multiuse ticket; providing criminal penalties; providing enhanced criminal penalties for second or subsequent violations of provisions relating to the sale, offer for sale, or transfer of certain multiuse tickets; providing an effective date.

By the Committee on Rules; and Senator Lee—

CS for SJR 1188—A joint resolution proposing amendments to Sections 10 and 11 of Article V of the State Constitution to authorize the Governor to prospectively fill vacancies in certain judicial offices.

By the Committee on Banking and Insurance; and Senators Brandes and Soto—

CS for SB 1260—A bill to be entitled An act relating to insurance; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; defining the term "unaffiliated insurance agent"; amending s. 626.0428, F.S.; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee and any person under his or her supervision; amending s. 626.112, F.S.; prohibiting limited customer representative licenses from being issued after a specified date; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; conforming provisions to changes made by the act; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses the employees of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; revising a confidentiality provision; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances; amending s. 626.8411, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; deleting the requirement that a 48 hours' notice be provided before scheduling an onsite inspection of insured property; conforming a cross-reference; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to subcontract the review of an insurance administrator; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring an insurance administrator to furnish fiduciary account records to an insurer; requiring administrator withdrawals from a fiduciary account to be made according to a specific written agreement; providing that an insurer's designee may authorize

payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; deleting provisions allowing an extension for administrator to submit certain financial statements; amending s. 626.931, F.S.; deleting provisions requiring a surplus lines agent to file a quarterly affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; revising the due date of surplus lines tax; amending ss. 626.935 and 626.936, F.S.; conforming provisions to changes made by the act; amending s. 626.9541, F.S.; revising provisions for unfair methods of competition and unfair or deceptive acts relating to conducting certain insurance transactions through credit card facilities; amending s. 627.062, F.S.; authorizing the Office of Insurance Regulation to use a straight average of model results or output ranges to estimate hurricane losses when determining whether the rates in a rate filing are excessive, inadequate, or unfairly discriminatory; amending s. 627.0628, F.S.; increasing the length of time during which an insurer must adhere to certain findings made by the Commission on Hurricane Loss Projection Methodology with respect to certain methods, principles, standards, models, or output ranges used in a rate filing; providing that the requirement to adhere to such findings does not limit an insurer from using straight averages of model results or output ranges under specified circumstances; amending s. 627.0651, F.S.; revising provisions for making and use of rates for motor vehicle insurance; amending s. 627.072, F.S.; authorizing retrospective rating plans relating to workers' compensation and employer's liability insurance to allow negotiations between certain employers and insurers with respect to rating factors used to calculate premiums; amending ss. 627.281, F.S.; conforming a cross-reference; amending s. 627.311, F.S.; providing that certain dividends may be retained by the joint underwriting plan for future use; amending s. 627.3518, F.S.; conforming a cross-reference; repealing s. 627.3519, F.S., relating to an annual report on the aggregate report of maximum losses of the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation; amending s. 627.409, F.S.; providing that a claim for residential property insurance may not be denied based on certain credit information; amending s. 627.4133, F.S.; extending the period for prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time, except under certain circumstances; prohibiting the cancellation of a policy or contract that has been in effect for a specified amount of time based on certain credit information; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant's written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; authorizing a notice of change in policy terms to be sent in a separate mailing to an insured under certain circumstances; requiring an insurer to provide such notice to the insured's insurance agent; creating s. 627.4553, F.S.; providing requirements for the recommendation to surrender an annuity or life insurance policy; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; creating s. 627.70151, F.S.; providing criteria for an insurer or policyholder to challenge the impartiality of a loss appraisal umpire for purposes of disqualifying such umpire; amending s. 627.706, F.S.; revising the definition of the term "neutral evaluator"; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; providing grounds for the department to deny an application, or suspend or revoke certification, of a neutral evaluator; requiring the department to adopt rules relating to certification of neutral evaluators; amending s. 627.711, F.S.; revising verification requirements for uniform mitigation verification forms; amending s. 627.7283, F.S.; providing for the electronic transfer of unearned premiums returned when a policy is cancelled; amending s. 627.736, F.S.; revising the time period for applicability of certain Medicare fee schedules or payment limitations; amending s. 627.744, F.S.; revising preinsurance inspection requirements for private passenger motor vehicles; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval of a mediator or certification of a neutral evaluator; authorizing the department to adopt rules; amending s. 627.782, F.S.; revising the date by which title insurance agencies and certain insurers must annually

submit specified information to the Office of Insurance Regulation; amending s. 628.461, F.S.; revising filing requirements relating to the acquisition of controlling stock; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company that a person is prohibited from acquiring unless certain requirements have been met; prohibiting persons acquiring a certain percentage of voting securities from acquiring certain securities; providing that a presumption of control may be rebutted by filing a disclaimer of control; deleting a definition; amending ss. 631.717 and 631.734, F.S.; transferring a provision relating to the obligations of the Florida Life and Health Insurance Guaranty Association; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; providing effective dates.

By the Committee on Governmental Oversight and Accountability; and Senators Altman, Simpson, and Montford—

CS for SB 1290—A bill to be entitled An act relating to transportation services procurement; creating s. 287.0836, F.S.; requiring an agency to consider specified criteria when evaluating a proposal or reply received for procurement of specified transportation services; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Brandes—

CS for SM 1298—A memorial to the Congress of the United States, urging Congress to pass the Disaster Savings Accounts Act to encourage the mitigation of property damage and costs before a natural disaster strikes.

By the Committee on Criminal Justice; and Senator Abruzzo—

CS for SB 1406—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; providing definitions; providing legislative findings; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a corporation not for profit to administer the program and providing criteria therefor; providing specific procedures for how funds will be disbursed for the veterinary care of eligible retired law enforcement dogs; limiting the amount of funds available for any eligible retired law enforcement dog in any one year; providing for the deposit of program funds; providing for the reversion of funds to the department under certain circumstances; providing for the carryforward of unexpended appropriations for use in the program up to certain limits; authorizing the department to adopt rules and forms; providing appropriations; providing an effective date.

By the Committee on Regulated Industries; and Senator Stargel—

CS for SB 1462—A bill to be entitled An act relating to residential properties; amending s. 718.116, F.S.; defining the term "previous owner"; revising and providing liability of certain condominium owners acquiring title; amending s. 720.3085, F.S.; revising and providing liability of certain homeowners' association parcel owners acquiring title; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Dean, Montford, Soto, Simmons, Hays, Altman, and Abruzzo—

CS for SB 1576—A bill to be entitled An act relating to springs; amending s. 201.15, F.S.; specifying distributions to the Ecosystem Management and Restoration Trust Fund; amending s. 373.042, F.S.; requiring the Department of Environmental Protection or the governing board of a water management district to establish the minimum flow and water level for an Outstanding Florida Spring; specifying minimum flows and water levels for an Outstanding Florida Spring; amending s. 373.0421, F.S.; conforming a cross-reference; creating part VIII of chapter 373, F.S., entitled "Florida Springs and Aquifer Protection Act";

creating s. 373.801, F.S.; providing legislative findings and intent; creating s. 373.802, F.S.; defining terms; creating s. 373.803, F.S.; requiring the Department of Environmental Protection to delineate the spring protection and management zone for each Outstanding Florida Spring; requiring the department to adopt by rule maps that depict the delineation of each spring protection and management zone for each Outstanding Florida Spring; creating s. 373.805, F.S.; requiring the water management districts to adopt minimum flows and levels for Outstanding Florida Springs; requiring a water management district to implement a recovery or prevention strategy under certain circumstances; authorizing the water management districts to adopt rules; creating s. 373.807, F.S.; providing procedures for improving water quality in Outstanding Florida Springs; requiring the Department of Environmental Protection to develop a spring action plan; providing requirements; creating s. 373.808, F.S.; providing for funding mechanisms for the restoration of Outstanding Florida Springs; prohibiting a project from being funded under this part unless it is listed on a spring action plan; creating s. 373.809, F.S.; specifying prohibited activities within a spring protection and management zone of an Outstanding Florida Spring; creating s. 373.811, F.S.; providing rulemaking authority; creating s. 373.813, F.S.; providing for variances and exemptions under certain circumstances; amending s. 381.0065, F.S.; defining the term "responsible management entity"; requiring the Department of Health to submit a report to the Governor and the Legislature on responsible management entities; authorizing the establishment of responsible management entities; repealing s. 381.00651, F.S., relating to periodic evaluation and assessment of onsite sewage treatment and disposal systems; requiring the Department of Agriculture and Consumer Services and the Department of Environmental Protection to conduct a comprehensive study on nutrient reduction improvements and

the expansion of the beneficial use of reclaimed water; requiring the departments to jointly hold a public meeting to gather input on the design of the comprehensive study and provide an opportunity for public comment; requiring the final report to be submitted to the Governor and the Legislature by a certain date; providing for future expiration; providing an effective date.

CO-INTRODUCERS

Senators Abruzzo—SB 1576; Bradley—SB 776; Brandes—SR 894; Bullard—SB 578; Diaz de la Portilla—CS for CS for CS for SB 542; Garcia—CS for CS for CS for SB 542, CS for SB 1400; Gibson—CS for SB 408; Grimsley—CS for CS for CS for SB 542; Hays—CS for CS for CS for SB 542, SB 776; Joyner—SB 578; Latvala—SB 776; Lee—CS for CS for CS for SB 542; Richter—CS for CS for CS for SB 542; Smith—SB 240; Soto—SB 578, SJR 1358; Stargel—SB 776; Thompson—SB 1180; Thrasher—CS for CS for CS for SB 542, SB 776

SENATE PAGES

March 24-28, 2014

Sydney Booker, DeLand; Stephanie Bradley, Fleming Island; Joe Decarvalho, Live Oak; Abbey Fagan, Fleming Island; Michael Hirabayashi, Fleming Island; Louis Hoffpauir, Hobe Sound; Michael Hunschofsky, Parkland; Gabriel Perez-Siam, Miami; Steven Richardson II, Orange Park; Emily Rodrigues, Ft. Lauderdale; Luke Shulla, Live Oak; Melvin "Mel" Stack, Jr., Ormond Beach; Joey Tugman, Live Oak; Elijah Watson, Plant City; Sean Welz, Live Oak; Madeline Wesley, Davie.



Journal of the Senate

Number 8—Regular Session

Wednesday, March 26, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 9:00 a.m. A quorum present—39:

Mr. President	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Excused: Senator Abruzzo

PRAYER

The following prayer was offered by Pastor Brooks Braswell, First Baptist Church of Umatilla:

Dear Heavenly Father,

We thank you for blessing us with another day here on earth to worship your name. We praise you for your provision to our families and our country. We thank you for allowing us to live, work, and worship in this great nation. Today we call upon you for wisdom and direction as we seek to lead the people of this state. Give us hearts with pure motives, compassion for those who are hurting, and concern for our neighbors. Help us make decisions that please you, knowing that pleasing you will bring about your blessing to this state. Forgive us for when we have failed you and gone our own way. We also ask for your continued protection on those who diligently fight the good fight for freedom. Help us always remain steadfast in being "one nation under God."

In Jesus' name I pray this. Amen.

PLEDGE

Senate Pages, Michael Hunschofsky of Parkland; Louis Hoffpauir of Hobe Sound; Sean Welz and Luke Shulla of Live Oak; and Stephanie Bradley of Fleming Island, the daughter of Senator Bradley; joined by Lottie Brandes of St. Petersburg, the five-year-old daughter of Senator Brandes, 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. Ryan Jawitz of Bradenton, sponsored by Senator Galvano, as the doctor of the day. Dr. Jawitz specializes in dermatology.

SPECIAL GUESTS

Senator Flores introduced her son, Maximo Anderson, who was present in the chamber.

Senator Braynon introduced his son, Oscar Braynon III, who was present in the chamber.

Senator Smith introduced his son, Christian Smith, who was present in the chamber.

Senator Galvano introduced his mother, Betty Galvano, who was present in the gallery.

BILLS ON THIRD READING

CS for CS for CS for SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing certain rate filings; amending s. 627.0628, F.S.; requiring the commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance on residential property in this state; requiring the insurer to also offer coverage equivalent to that provided by the National Flood Insurance Program (NFIP); defining the term "flood"; establishing the minimum coverage requirements for a flood insurance policy; providing coverage limitations that an insurer may include in such policies; requiring that certain limitations and notices be noted on the policy declarations or face page; requiring the insurer to obtain a signed acknowledgement from the applicant which provides certain specified information; providing the insurer with rate options; authorizing the office to conduct an examination with respect to any rate change; authorizing an insurer to export a contract or endorsement to a surplus lines insurer without meeting certain requirements; requiring prior notice for cancellation or nonrenewal of a policy; providing additional requirements with respect to notifying the Office of Insurance Regulation before writing flood insurance, filing a plan of operation with the office, using forms that have been approved by the office, and filing reinsurance contracts before a certain date; prohibiting Citizens Property Insurance Corporation from writing flood insurance; prohibiting the Florida Hurricane Catastrophe Fund from reimbursing losses caused by flooding; providing certain exemptions; preempting any conflicts with other provisions of the Florida Insurance Code; providing that the Commissioner of the Office of Insurance Regulation may provide certification that a condition qualifies for flood insurance or disaster assistance; providing that such certification is not subject to ch. 120, F.S.; providing an effective date.

—as amended March 20 was read the third time by title.

On motion by Senator Brandes, **CS for CS for CS for SB 542** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Galvano	Montford
Altman	Garcia	Negron
Bean	Gardiner	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Joyner	Smith
Dean	Latvala	Sobel
Diaz de la Portilla	Lee	Soto
Evers	Legg	Thompson
Flores	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Benacquisto, Detert, Stargel

CS for CS for CS for SB 846—A bill to be entitled An act relating to governmental ethics; amending ss. 11.045 and 112.3215, F.S.; defining the term “local officer”; prohibiting a local officer from registering to lobby the Legislature or an agency on behalf of another person or entity other than his or her political subdivision; authorizing a local officer to be employed by or contracted with a lobbying firm under certain circumstances; providing for applicability; amending s. 28.35, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to members of the executive council of the Florida Clerks of Court Operations Corporation; amending s. 112.3142, F.S.; requiring elected municipal officers to participate in annual ethics training; providing legislative intent; amending s. 112.3144, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her full and public disclosure of financial interests; revising the conditions under which a qualifying officer forwards a full and public disclosure of financial interests to the Commission on Ethics; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order recommending removal of an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a disclosure; providing that failure to certify completion of annual ethics training on a disclosure does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.3145, F.S.; requiring an officer required to participate in annual ethics training to certify participation on his or her statement of financial interests; authorizing the Commission on Ethics to initiate an investigation and hold a public hearing without receipt of a complaint in certain circumstances; requiring the commission to enter an order to remove an officer or public employee from public office or public employment in certain circumstances; prohibiting the commission from taking action on a complaint alleging certain errors or omissions on a statement; providing that failure to certify completion of annual ethics training on a statement does not constitute an immaterial, inconsequential, or de minimis error or omission; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or governing body to withhold the entire amount of a fine owed and related administrative costs from salary-related payments of certain individuals; authorizing the Chief Financial Officer or governing body to reduce the amount withheld if an individual can demonstrate a hardship; creating s. 112.31456, F.S.; authorizing the commission to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; creating s. 112.3251, F.S.; requiring citizen support and direct-support organizations to adopt a code of ethics; establishing minimum requirements for a code of ethics; creating s. 112.3261, F.S.; defining terms; prohibiting a person from lobbying a

governmental entity until registering; establishing registration requirements; requiring public availability of lobbyist registrations; establishing procedures for termination of a lobbyist’s registration; authorizing a governmental entity to establish a registration fee; requiring a governmental entity to monitor compliance with registration requirements; requiring the commission to investigate a lobbyist or principal upon receipt of a sworn complaint containing certain allegations; requiring the commission to provide the Governor with a report on the findings and recommendations resulting from the investigation; authorizing the Governor to enforce the commission’s findings and recommendations; amending s. 286.012, F.S.; revising disclosure requirements with respect to a voting abstention at a meeting of a governmental body; authorizing a member to abstain from voting on a decision, ruling, or act in a quasi-judicial proceeding under certain circumstances; amending s. 288.901, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the president, senior managers, and members of the board of directors of Enterprise Florida, Inc.; prohibiting the president, senior managers, and board members from representing a person or entity before the corporation for a specified timeframe; amending s. 288.92, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to certain officers and board members associated with the divisions of Enterprise Florida, Inc.; prohibiting such officers and members from representing a person or entity for compensation before Enterprise Florida, Inc., for a specified timeframe; amending s. 288.9604, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the board of directors of the Florida Development Finance Corporation; amending s. 627.351, F.S.; specifying the applicability of certain provisions of the Code of Ethics for Public Officers and Employees to the executive director of Citizens Property Insurance Corporation; prohibiting a former executive director, senior manager, or member of the board of governors of the corporation from representing another person or entity before the corporation for a specified timeframe; prohibiting a former executive director, senior manager, or member of the board of governors from entering employment or a contractual relationship for a specified timeframe with certain insurers; amending ss. 11.0455 and 112.32155, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—as amended March 20 was read the third time by title.

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

Amendment 1 (418036)—Delete lines 170-275 and insert:

(h) “Local officer” means a state attorney, public defender, sheriff, tax collector, property appraiser, supervisor of elections, clerk of the circuit court, county commissioner, district school board member, superintendent of schools, or an elected municipal officer other than an elected municipal officer of a small city, as defined in s. 120.52.

(i) ~~(h)~~ “Office” means the Office of Legislative Services.

(j) ~~(i)~~ “Principal” means the person, firm, corporation, or other entity which has employed or retained a lobbyist.

(2) A local officer may not register as a lobbyist for the purpose of lobbying the Legislature on behalf of a person or entity other than his or her political subdivision. This subsection does not prohibit a local officer from being employed by, or contracting with, a lobbying firm if he or she does not personally represent clients before the Legislature.

(9) ~~(8)~~ Any person required to be registered or to provide information pursuant to this section or pursuant to rules established in conformity with this section who knowingly fails to disclose any material fact required by this section or by rules established in conformity with this section, or who knowingly provides false information on any report required by this section or by rules established in conformity with this section, commits a noncriminal infraction, punishable by a fine not to exceed \$5,000. Such penalty shall be in addition to any other penalty assessed by a house of the Legislature pursuant to subsection (8) ~~(7)~~.

(10) ~~(9)~~ There is hereby created the Legislative Lobbyist Registration Trust Fund, to be used for the purpose of funding any office established for the administration of the registration of lobbyists lobbying the Legislature, including the payment of salaries and other expenses, and for

the purpose of paying the expenses incurred by the Legislature in providing services to lobbyists. The trust fund is not subject to the service charge to general revenue provisions of chapter 215. Fees collected pursuant to rules established in accordance with subsection (3) ~~(2)~~ shall be deposited into the Legislative Lobbyist Registration Trust Fund.

Section 2. Subsection (1) of section 112.3215, Florida Statutes, is amended, present subsections (3) through (15) of that section are renumbered as subsections (4) through (16), respectively, a new subsection (3) is added to that section, and present subsection (11) of that section is amended, to read:

112.3215 Lobbying before the executive branch or the Constitution Revision Commission; registration and reporting; investigation by commission.—

(1) For the purposes of this section:

(a) “Agency” means the Governor, *the* Governor and Cabinet, or any department, division, bureau, board, commission, or authority of the executive branch. In addition, “agency” shall mean the Constitution Revision Commission as provided by s. 2, Art. XI of the State Constitution.

(b) “Agency official” or “employee” means any individual who is required by law to file full or limited public disclosure of his or her financial interests.

(c) “Compensation” means a 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.

(d) “Expenditure” means a payment, distribution, loan, advance, reimbursement, deposit, or anything of value made by a lobbyist or principal for the purpose of lobbying. The term “expenditure” does not include contributions or expenditures reported pursuant to chapter 106 or contributions or expenditures reported pursuant to federal election law, campaign-related personal services provided without compensation by individuals volunteering their time, any other contribution or expenditure made by or to a political party or an affiliated party committee, or any other contribution or expenditure made by an organization that is exempt from taxation under 26 U.S.C. s. 527 or s. 501(c)(4).

(e) “Fund” means the Executive Branch Lobby Registration Trust Fund.

(f) “Lobbies” means seeking, on behalf of another person, to influence an agency with respect to a decision of the agency in the area of policy or procurement or an attempt to obtain the goodwill of an agency official or employee. “Lobbies” also means influencing or attempting to influence, on behalf of another, the Constitution Revision Commission’s action or nonaction through oral or written communication or an attempt to obtain the goodwill of a member or employee of the Constitution Revision Commission.

(g) “Lobbying firm” means a business entity, including an individual contract lobbyist, that receives or becomes entitled to receive any compensation for the purpose of lobbying, where any partner, owner, officer, or employee of the business entity is a lobbyist.

(h) “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. “Lobbyist” does not include a person who is:

1. An attorney, or any person, who represents a client in a judicial proceeding or in a formal administrative proceeding conducted pursuant to chapter 120 or any other formal hearing before an agency, board, commission, or authority of this state.
2. An employee of an agency or of a legislative or judicial branch entity acting in the normal course of his or her duties.
3. A confidential informant who is providing, or wishes to provide, confidential information to be used for law enforcement purposes.

4. A person who lobbies to procure a contract pursuant to chapter 287 which contract is less than the threshold for CATEGORY ONE as provided in s. 287.017.

(i) “Local officer” means a state attorney, public defender, sheriff, tax collector, property appraiser, supervisor of elections, clerk of the circuit court, county commissioner, district school board member, superintendent of schools, or an elected municipal officer other than an elected municipal officer of a small city, as defined in s. 120.52.

Senator Joyner moved the following amendment:

Amendment 2 (620128)—Delete lines 296-300 and insert: *who was elected to office and registered as a lobbyist before the effective date of this act.*

Senator Joyner moved the following substitute amendment which failed to receive the required two-thirds vote:

Amendment 3 (150758)—Delete lines 296-300 and insert: *who is holding office and is registered as a lobbyist as of July 1, 2014.*

The question recurred on **Amendment 2** which was withdrawn.

On motion by Senator Latvala, **CS for CS for CS for SB 846** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Flores

SB 1648—A bill to be entitled An act relating to public records and meetings; amending s. 119.01, F.S.; revising the general state policy on public records; requiring certain information to be open for inspection and copying if public funds are used in payment of dues or membership contributions; providing an exception; amending s. 119.011, F.S.; defining the terms “confidential and exempt” and “exempt”; amending s. 119.07, F.S.; providing that public records requests need not be in writing unless otherwise required by law; requiring the custodian of public records to provide a statutory citation to the requester if a written request is required; restricting the special service charge assessed by an agency in producing records; amending s. 119.0701, F.S.; revising contract requirements between a public agency and a contractor; creating s. 119.0702, F.S.; requiring each agency to provide training on the requirements of ch. 119, F.S.; amending s. 119.12, F.S.; specifying a reasonable cost of enforcement; providing that a party filing an action against certain agencies is not required to serve a copy of a pleading claiming attorney fees on the Department of Financial Services; requiring an agency to provide notice of such pleading to the department; authorizing the department to join the agency in defense of such suit; amending s. 286.011, F.S.; providing that a party filing an enforcement action against a board or commission of a state agency is not required to serve a copy of a pleading claiming attorney fees on the Department of Financial Services; requiring the board or commission to provide notice of such pleading to the department; authorizing the department to join the board or commission in defense of such suit; amending ss. 257.35, 383.402, 497.140, 627.311, 627.351, 943.031, and 943.0313; conforming cross-references to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **SB 1648** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

CS for CS for SB 102—A bill to be entitled An act relating to drivers leaving the scene of a crash; creating the “Aaron Cohen Life Protection Act”; amending s. 316.027, F.S.; redefining the term “serious bodily injury” and defining the term “vulnerable road user”; requiring the driver of a vehicle involved in a crash that results in serious bodily injury to a person to immediately stop the vehicle and remain at the scene of the crash; providing that a person commits a felony of the second degree if he or she fails to stop the vehicle and remain at the scene of the crash until specified requirements are fulfilled; requiring the court to impose a mandatory minimum term of imprisonment under certain circumstances; requiring the revocation of the driver’s driver license; requiring the driver to participate in specified programs; providing for ranking of an offense committed if the victim of the offense was a vulnerable road user; authorizing the defendant to move to depart from the mandatory minimum term of imprisonment under certain circumstances; providing requirements and procedures for such departure; amending s. 322.0261, F.S.; requiring the Department of Highway Safety and Motor Vehicles to include in the curriculum of a certain driver improvement course instruction addressing the rights of vulnerable road users; amending s. 322.28, F.S.; requiring the court to revoke for at least 3 years the driver license of a person convicted of leaving the scene of a crash involving injury, serious bodily injury, or death; reenacting and amending s. 322.34(6), F.S., relating to driving while a driver license is suspended, revoked, canceled, or disqualified, to incorporate the amendment to s. 322.28, F.S., in a reference thereto; amending s. 921.0022, F.S.; revising the offense severity ranking chart; conforming a cross-reference; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz de la Portilla, **CS for CS for SB 102** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

Consideration of **SB 160** was deferred.

CS for CS for SB 188—A bill to be entitled An act relating to education data privacy; amending s. 1002.22, F.S.; providing for annual notice to K-12 students and parents of rights relating to education records; revising provisions relating to remedy in circuit court with respect to education records and reports of students and parents; creating s. 1002.222, F.S.; providing limitations on the collection of information and the disclosure of confidential and exempt student records; defining the term “biometric information”; providing an exception; authorizing fees; amending s. 1008.386, F.S.; revising provisions relating to the submission of student social security numbers and the assignment of student identification numbers; requiring the Department of Education to establish a process for assigning student identification numbers; amending s. 1011.622, F.S.; conforming provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **CS for CS for SB 188** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher
Flores	Montford	

Nays—1

Clemens

CS for SB 220—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting discrimination with regard to employment benefits; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Thompson, **CS for SB 220** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores
Bradley	Dean	Galvano

Garcia	Lee	Simmons
Gardiner	Legg	Simpson
Gibson	Margolis	Smith
Grimsley	Montford	Sobel
Hays	Negron	Soto
Hukill	Richter	Stargel
Joyner	Ring	Thompson
Latvala	Sachs	Thrasher

Nays—None

CS for CS for SB 230—A bill to be entitled An act relating to the Orlando-Orange County Expressway Authority; amending ss. 348.751 and 348.752, F.S.; renaming the Orlando-Orange County Expressway System as the “Central Florida Expressway System”; revising definitions; making technical changes; amending s. 348.753, F.S.; creating the Central Florida Expressway Authority; providing for the transfer of governance and control, legal rights and powers, responsibilities, terms, and obligations to the authority; providing conditions for the transfer; revising the composition of the governing body of the authority; providing for appointment of officers of the authority and for the expiration of terms of standing board members; revising quorum and voting requirements; conforming terminology and making technical changes; prohibiting a member or the executive director of the authority from personally representing certain persons or entities for a specified time period; prohibiting a retired or terminated member or executive director of the authority from contracting with a business entity under certain circumstances; requiring authority board members, employees, and consultants to make certain annual disclosures; requiring an ethics officer to review such disclosures; requiring the authority code of ethics to include a conflict of interest process; prohibiting authority employees and consultants from serving on the board during their employment or contract period; requiring the code of ethics to be reviewed and updated at least every 2 years; requiring employees to participate in ongoing ethics education; providing penalties; amending s. 348.754, F.S.; providing that the area served by the authority is within the geopolitical boundaries of Orange, Seminole, Lake, and Osceola Counties; requiring the authority to have prior consent from the Secretary of the Department of Transportation to construct an extension, addition, or improvement to the expressway system in Lake County; extending, to 99 years from 40 years, the term of a lease-purchase agreement; limiting the authority’s authority to enter into a lease-purchase agreement; limiting the use of certain toll-revenues; providing exceptions; removing the requirement that the route of a project must be approved by a municipality before the right-of-way can be acquired; requiring that the authority encourage the inclusion of local-, small-, minority-, and women-owned businesses in its procurement and contracting opportunities; removing the authority and criteria for an authority to waive payment and performance bonds for certain public works projects that are awarded pursuant to an economic development program; conforming terminology and making technical changes; amending ss. 348.7543, 348.7544, 348.7545, 348.7546, 348.7547, 348.755, and 348.756, F.S.; conforming terminology and making technical changes; amending s. 348.757, F.S.; providing that upon termination of the lease-purchase agreement of the former Orlando-Orange County Expressway System, title in fee simple to the former system shall be transferred to the state; conforming terminology and making technical changes; amending ss. 348.758, 348.759, 348.760, 348.761, and 348.765, F.S.; conforming terminology and making technical changes; amending s. 348.9953, F.S.; limiting the purpose and powers of the Osceola County Expressway Authority; providing for the termination of the Osceola County Expressway Authority by a specified time period; prohibiting the authority from extending the Poinciana Parkway beyond a specified limit; amending s. 369.317, F.S.; conforming terminology and making technical changes; amending s. 369.324, F.S.; revising the membership of the Wekiva River Basin Commission; conforming terminology; providing criteria for the transfer of the Osceola County Expressway System to the Central Florida Expressway Authority; providing for the repeal of part V of ch. 348, F.S., when the Osceola County Expressway System is transferred to the Central Florida Expressway Authority; requiring the Central Florida Expressway Authority to reimburse other governmental entities for obligations related to the Osceola County Expressway System; excluding certain obligations and payments of Osceola County regarding the Poinciana Parkway; providing for reimbursement after

payment of other obligations; providing a directive to the Division of Law Revision and Information; providing an effective date.

—as amended March 20 was read the third time by title.

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

Amendment 1 (380522)—Delete lines 347-361 and insert:

(9) *The disclosure forms required under subsection (8) must be reviewed by the ethics officer or, if a form is filed by the general counsel, by the executive director.*

(10) *The conflict of interest process shall be outlined in the authority’s code of ethics.*

(11) *Authority employees and consultants are prohibited from serving on the governing body of the authority while employed by or under contract with the authority.*

(12) *The code of ethics policy shall be reviewed and updated by the ethics officer and presented for board approval at a minimum of once every 2 years.*

(13) *Employees shall be adequately informed and trained on the code of ethics and shall continually participate in ongoing ethics education.*

(14) *The requirements in subsections (6) through (13) are*

On motion by Senator Simmons, **CS for CS for SB 230** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—2

Grimsley	Soto
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ADOPTION OF RESOLUTIONS

On motion by Senator Joyner—

By Senators Joyner, Bullard, and Montford—

SR 1690—A resolution recognizing March 26, 2014, as “FAMU Day” in Florida.

WHEREAS, Florida Agricultural and Mechanical University (FAMU) was founded in 1887, named a land-grant institution in 1891, and designated a university in 1953, and

WHEREAS, FAMU, a historically black university offering undergraduate, graduate, and doctoral programs, seeks qualified students from all racial, ethnic, religious, and national groups and has provided immeasurable educational opportunities for young men and women, and

WHEREAS, academic components of the university consist of seven colleges, seven schools, and one institute: the colleges of Law; Agriculture and Food Sciences; Science and Technology; Social Sciences, Arts, and Humanities; Education; Engineering; and Pharmacy and Pharmaceutical Sciences; the schools of Allied Health Science; Archi-

ecture; Business and Industry; the Environment; Graduate Studies and Research; Journalism and Graphic Communication; and Nursing; and the Institute of Public Health, and

WHEREAS, FAMU is a leading producer of African-American students earning baccalaureate degrees; a leading producer of Cuban-American pharmacists; and the top producer of African-American pharmacists in the nation, and

WHEREAS, FAMU is the nation's third leading producer of African-American Ph.D. graduates in science and engineering, as noted by the National Science Foundation, and

WHEREAS, nearly a third of FAMU's student body is pursuing degrees in science, technology, engineering, and mathematics (STEM) or health-related disciplines, and

WHEREAS, FAMU was recently recognized by College Database as one of this state's most affordable public universities, producing graduates with the second-highest starting salaries, and

WHEREAS, FAMU remains accessible, with 55 percent of its students being first-generation college students and 68 percent being Pell Grant recipients, the most of any Florida public university, and

WHEREAS, FAMU's men's and women's cross-country teams won back-to-back Mid-Eastern Athletic Conference championships in 2012 and 2013, NOW, THEREFORE,

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

That March 26, 2014, is recognized as "FAMU Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Interim President Larry Robinson as a tangible token of the sentiments expressed in this resolution.

—was introduced out of order and read by title. On motion by Senator Joyner, **SR 1690** was read the second time by title and adopted.

SPECIAL GUESTS

Senator Joyner recognized Florida Agricultural and Mechanical University's Interim President, Dr. Larry Robinson, who was present in the gallery.

At the request of Senator Gibson—

By Senator Gibson—

SR 838—A resolution recognizing March 21, 2014, as "Breast Restoration AdVocacy Education (BRAVE) Day" in Florida.

WHEREAS, 1 in 8 women in the United States will develop breast cancer within her lifetime, and

WHEREAS, in 2011, an estimated 288,130 new cases of breast cancer were diagnosed in women nationwide, and

WHEREAS, breast surgery for the treatment of cancer results in disfigurement that has a significant impact on a woman's self-esteem and well-being, and

WHEREAS, restoring a breast is an integral part of breast cancer treatment and is of paramount importance in a woman's recovery, and

WHEREAS, under the federal Women's Health and Cancer Rights Act of 1998, group health plans, insurance companies, and health maintenance organizations must provide coverage for reconstructive services related to a mastectomy, and

WHEREAS, the act requires group health plans, insurance companies, and health maintenance organizations offering mastectomy coverage to provide women with notice of these rights when they enroll, and

WHEREAS, most members of the medical community and the community at large advocate that women with a new diagnosis of breast

cancer deserve to know that these rights exist so they can make educated and thoughtful decisions regarding treatment options, and

WHEREAS, preparing a comprehensive breast treatment plan before beginning treatment has a positive impact on the overall well-being of the patient, and

WHEREAS, it is essential that public awareness of the mandate of coverage for reconstructive services related to a mastectomy be elevated, NOW, THEREFORE,

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

That March 21, 2014, is recognized as "Breast Restoration AdVocacy Education (BRAVE) Day" in Florida.

—**SR 838** was introduced, read and adopted by publication.

At the request of Senator Dean—

By Senator Dean—

SR 1220—A resolution congratulating the Trenton High School Tigers as they celebrate their historic Class 1A State Championship.

WHEREAS, on December 6, 2013, the Trenton High School football team won the Florida High School Athletic Association's Class 1A Championship in Orlando, and

WHEREAS, ranked number four and with an 11-0 record, the Trenton Tigers entered the state championship against top-ranked Blountstown High School, which boasted an impressive defense, and

WHEREAS, despite the odds, the Trenton Tigers overpowered Blountstown High School, gaining 240 yards in play, including a 54-yard touchdown pass and a 35-yard interception, and defeated Blountstown High School by a score of 14-0, and

WHEREAS, the Trenton Tigers' blazing victory secured the team's title as the Florida High School Athletic Association's Class 1A champions, NOW, THEREFORE,

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

That we recognize the Trenton High School Tigers as they celebrate their historic Class 1A State Championship and extend congratulations to Trenton High School Principal Cheri Langford; Head Coach Andrew Thomas; assistant coaches, Mike Sauls, Terry Parrish, Lyle Wilkerson, Toney Sullivan, Randy Fuller, Josh Sullivan, Tommy Malloy, and James Johnson; support staff, Mike Burnett, Sonny Fuller, and Rickey Whitley; and players, Stephen Smith, Brooks Martin, Melvin Adams, Hamp Cheevers, Asa Maragoni, Micheal Smith, Jacquez Powell, Kenny Deen, Isaiah Polk, Matthew Ketcherside, Austin Guidry, Randy Fuller, Kade Rogers, Jacob Gamble, Nic Higginbotham, Trey Sanchez, Brooks Parrish, Trevante McCleese, Chad Brooks, Billy Mckeffrey, Tyler Sauls, Dakota Harding, Brandon Lovelace, Stephan Griggs, Samuel Whitley, Josh Young, Lane Langford, Ryan Matthews, Josh Mathis, Wesley Mansfield, Brian Worley, Steven Bass, Cody Jackson, Anthony Milito, Seth Lane, Marcus Mannerstedt, Ryan Holton, and Taylor Roland.

—**SR 1220** was introduced, read and adopted by publication.

At the request of Senator Bullard—

By Senator Bullard—

SR 1432—A resolution recognizing May 14, 2014, as "Fathers in Education Day" in Florida and May 12-16, 2014, as "Fathers in Action and Advocacy Week" in Florida, and encouraging the support and participation of school districts, counties, and elected officials statewide in these landmark occasions.

WHEREAS, the Fatherhood Task Force of South Florida was organized to facilitate the involvement of fathers and male role models in the lives of children, and

WHEREAS, Fathers in Education is a national movement aimed at increasing the involvement of fathers in their children’s education and academic success, and

WHEREAS, there is strong evidence that children benefit academically, emotionally, and socially when their fathers and male role models take an interest in their learning, and

WHEREAS, the Fatherhood Task Force of South Florida has embraced the Fathers in Education movement and is reaching out to fathers to encourage their participation in a first-of-its-kind statewide event during which public, charter, and private schools will invite fathers and male role models into the schools to actively participate in educational activities and programs with students, and

WHEREAS, our great state continues to investigate ways to improve opportunities for our children and invest in promoting fathers’ involvement in education, and

WHEREAS, the ultimate goal of the Fathers in Education movement is to identify ambassadors who will organize activities in the schools on an ongoing basis which will increase the involvement of fathers in their children’s education, both at school and in the home, NOW, THEREFORE,

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

That we recognize May 14, 2014, as “Fathers in Education Day” in Florida and May 12-16, 2014, as “Fathers in Action and Advocacy Week” in Florida, and encourage the support and participation of school districts, counties, and elected officials statewide in these landmark occasions.

—**SR 1432** was introduced, read and adopted by publication.

At the request of Senator Smith—

By Senator Smith—

SR 1656—A resolution recognizing March 23-29, 2014, as “Boys and Girls Club Week” in Florida.

WHEREAS, the young people of this state are tomorrow’s leaders, and

WHEREAS, many such young people need professional youth services to help them reach their full potential, and

WHEREAS, there are 253 Boys and Girls Clubs in this state providing services to more than 161,000 young people annually, and

WHEREAS, Boys and Girls Clubs are places where great futures begin and are at the forefront of mentoring, delinquency prevention, anti-bullying, and financial literacy initiatives, and

WHEREAS, the member organizations of the Florida Alliance of Boys and Girls Clubs offer a safe harbor for young people, providing them a safe and supportive place to go and providing them with quality programs, and

WHEREAS, during the week of March 23-29, 2014, the Florida Alliance of Boys and Girls Clubs will join some 4,000 clubs and more than four million young people nationwide in celebrating National Boys and Girls Club Week, NOW, THEREFORE,

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

That March 23-29, 2014, is recognized as “Boys and Girls Club Week” in Florida.

—**SR 1656** was introduced, read and adopted by publication.

BILLS ON THIRD READING

CS for CS for CS for SB 242—A bill to be entitled An act relating to the security of a protected consumer’s information; providing a short title; creating s. 501.0051, F.S.; providing definitions; authorizing the representative of a protected consumer to place a security freeze on a protected consumer’s consumer report or record; specifying the procedure

to request a security freeze; requiring a consumer reporting agency to establish a record if the protected consumer does not have an existing consumer report; prohibiting the use of a consumer record for certain purposes; requiring a consumer reporting agency to place, and to provide written confirmation of, a security freeze within a specified period; prohibiting a consumer reporting agency from stating or implying that a security freeze reflects a negative credit history or rating; requiring a consumer reporting agency to remove a security freeze under specified conditions; specifying the procedure to remove a security freeze; providing applicability; authorizing a consumer reporting agency to charge a fee for placing or removing a security freeze and for reissuing a unique personal identifier; prohibiting a fee under certain circumstances; requiring written notification upon the change of specified information in a protected consumer’s consumer report or record; providing exceptions; requiring a consumer reporting agency to notify a representative and provide specified information if the consumer reporting agency violates a security freeze; requiring the Department of Agriculture and Consumer Services to investigate complaints regarding the violation of a security freeze; providing penalties and civil remedies for the violation of a security freeze; providing written disclosure requirements for consumer reporting agencies relating to a protected consumer’s security freeze; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for CS for CS for SB 242** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

SB 356—A bill to be entitled An act relating to the regulation of public lodging establishments and public food service establishments; amending s. 509.032, F.S.; prohibiting a local law, ordinance, or regulation from limiting the frequency of rentals or setting a minimum stay requirement for a vacation rental of greater than 7 days; providing an exception for certain laws, ordinances, or regulations; removing the preemption preventing local laws, ordinances, or regulations from regulating the use of vacation rentals based solely on their classification, use, or occupancy; providing an effective date.

—as amended March 20 was read the third time by title.

On motion by Senator Thrasher, **SB 356** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Legg
Altman	Galvano	Margolis
Bean	Garcia	Montford
Benacquisto	Gardiner	Negron
Bradley	Gibson	Richter
Braynon	Grimsley	Ring
Bullard	Hays	Sachs
Clemens	Hukill	Simmons
Dean	Joyner	Simpson
Diaz de la Portilla	Latvala	Smith
Evers	Lee	Sobel

Soto Thompson
Stargel Thrasher

Nays—2

Brandes Detert

CS for SB 360—A bill to be entitled An act relating to sentencing for controlled substance violations; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, specified quantities of hydrocodone, or any salt, derivative, isomer, or salt of an isomer thereof, or any mixture containing any such substance, commits the offense of trafficking in hydrocodone; providing criminal penalties; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, specified quantities of oxycodone, or any salt, derivative, isomer, or salt of an isomer thereof, or any mixture containing any such substance, commits the offense of trafficking in oxycodone; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offenses of trafficking in hydrocodone and trafficking in oxycodone for purposes of the criminal punishment code; reenacting s. 775.087(2)(a) and (3)(a), F.S., relating to mandatory minimum sentences for the possession or use of a weapon during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; reenacting s. 782.04(1)(a), (3), and (4), F.S., relating to the classification of a murder committed during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; providing an effective date.

—as amended March 20 was read the third time by title.

On motion by Senator Bradley, **CS for SB 360** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Detert, Stargel

Consideration of **CS for CS for SB 448** and **SB 496** was deferred.

SB 506—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 631.582, F.S., which provides an exemption from public records for certain records held by the Florida Insurance Guaranty Association; abrogating the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **SB 506** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bean	Bradley
Altman	Benacquisto	Brandes

Braynon	Grimsley	Ring
Bullard	Hays	Sachs
Clemens	Hukill	Simmons
Dean	Joyner	Simpson
Detert	Latvala	Smith
Diaz de la Portilla	Lee	Sobel
Evers	Legg	Soto
Flores	Margolis	Stargel
Galvano	Montford	Thompson
Gardiner	Negron	Thrasher
Gibson	Richter	

Nays—None

Vote after roll call:

Yea—Garcia

SB 642—A bill to be entitled An act relating to the Florida Transportation Corporation Act; repealing s. 11.45(3)(m), F.S., relating to the authority of the Auditor General to conduct audits of transportation corporations authorized under the Florida Transportation Corporation Act; repealing the Florida Transportation Corporation Act; repealing s. 339.401, F.S., relating to the short title; repealing s. 339.402, F.S., relating to definitions; repealing s. 339.403, F.S., relating to legislative findings and purpose; repealing s. 339.404, F.S., relating to authorization of transportation corporations; repealing s. 339.405, F.S., relating to the type, structure, and income of an authorized transportation corporation; repealing s. 339.406, F.S., relating to the contract between the Department of Transportation and an authorized transportation corporation; repealing s. 339.407, F.S., relating to the articles of incorporation of an authorized transportation corporation; repealing s. 339.408, F.S., relating to the board of directors and advisory directors of an authorized transportation corporation; repealing s. 339.409, F.S., relating to the bylaws of an authorized transportation corporation; repealing s. 339.410, F.S., relating to notice of meetings and open records of an authorized transportation corporation; repealing s. 339.411, F.S., relating to the amendment of the articles of incorporation of an authorized transportation corporation; repealing s. 339.412, F.S., relating to the powers of an authorized transportation corporation; repealing s. 339.414, F.S., relating to the use of state property by an authorized transportation corporation; repealing s. 339.415, F.S., relating to tax exemptions for an authorized transportation corporation; repealing s. 339.416, F.S., relating to the authority of the department to alter or dissolve an authorized transportation corporation; repealing s. 339.417, F.S., relating to the dissolution of an authorized transportation corporation upon the completion of its purpose and obligations; repealing s. 339.418, F.S., relating to the transfer of funds and property of an authorized transportation corporation to the department upon the dissolution of such corporation; repealing s. 339.419, F.S., relating to department rules implementing the act; repealing s. 339.420, F.S., relating to construction of the act; repealing s. 339.421, F.S., relating to the issuance of debt by an authorized transportation corporation; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **SB 642** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Dean, Detert, Montford

SPECIAL ORDER CALENDAR

On motion by Senator Hukill—

CS for CS for SB 208—A bill to be entitled An act relating to motorsports entertainment complexes; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a complex certified as a motorsports entertainment complex by the Department of Economic Opportunity; amending s. 288.1171, F.S.; authorizing the department to certify a single motorsports complex if it meets specified criteria; authorizing the Auditor General to verify the expenditure of specified distributions and to notify the Department of Revenue of improperly expended funds so that it may pursue recovery; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 208** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SJR 1188, SM 476, SM 658, and CS for SB 260** was deferred.

On motion by Senator Soto—

CS for SB 262—A bill to be entitled An act relating to motorist safety; authorizing the governing body of a county to create a yellow dot critical motorist medical information program for certain purposes; authorizing a county to solicit sponsorships and enter into an interlocal agreement with another county to solicit such sponsorships for the medical information program; authorizing the Department of Highway Safety and Motor Vehicles and the Department of Transportation to provide education and training and publicize the program; requiring the program to be free to participants; providing for yellow dot program applications, decals, folders, and participant information forms; providing procedures for use of the decal, folder, and form; providing for limited use of information on the forms by emergency medical responders; requiring the governing body of a participating county to adopt guidelines and procedures to ensure that confidential information is not made public; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 262** was placed on the calendar of Bills on Third Reading.

Consideration of **SM 576** was deferred.

On motion by Senator Richter—

CS for CS for SB 590—A bill to be entitled An act relating to money services businesses; amending s. 560.111, F.S.; providing that failing to provide certain information relating to a check cashing transaction is a felony; reenacting and amending s. 560.114, F.S.; updating cross-references; authorizing the Office of Financial Regulation to summarily suspend a license if criminal charges are filed against certain persons or such persons are arrested for certain offenses; amending s. 560.1235, F.S.; updating cross-references; amending s. 560.125, F.S.; providing that a deferred presentment transaction conducted by an unauthorized person is void; amending ss. 560.1401, 560.141, and 560.309, F.S.; updating cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 590** was placed on the calendar of Bills on Third Reading.

On motion by Senator Thrasher—

CS for CS for SB 670—A bill to be entitled An act relating to nursing home litigation; amending s. 400.023, F.S.; specifying that a cause of

action for negligence or violation of residents' rights alleging direct or vicarious liability for the injury or death of a nursing home resident may be brought against a licensee, its management or consulting company, its managing employees, and any direct caregiver employees or contractors; providing that a cause of action may not be asserted against other individuals or entities except under certain circumstances; revising related judicial procedures; defining terms; amending s. 400.0237, F.S.; providing that a claim for punitive damages may not be brought unless there is a showing of evidence that provides a reasonable basis for recovery of such damages when certain criteria are applied; requiring the court to conduct a hearing to determine whether there is sufficient evidence to demonstrate that the recovery of punitive damages is warranted; requiring the trier of fact to find that a specific person or corporate defendant participated in or engaged in conduct that constituted gross negligence and contributed to the damages or injury suffered by the claimant before a defendant may be held liable for punitive damages; requiring an officer, director, or manager of the employer, corporation, or legal entity to condone, ratify, or consent to specified conduct before holding such person or entity vicariously liable for punitive damages; creating s. 400.024, F.S.; authorizing the Agency for Health Care Administration to revoke the license or deny a license renewal or change of ownership application of a nursing home facility that fails to pay a judgment or settlement agreement; providing for notification to the agency of such failure and for agency notification to the licensee of disciplinary action; providing licensee grounds for overcoming failure to pay; authorizing the agency to issue an emergency order and notice of intent to revoke or deny a license; authorizing the agency to deny a license renewal and requiring the agency to deny a change of ownership; amending s. 400.145, F.S.; revising procedures for obtaining the records of a resident; specifying which records may be obtained and who may obtain them; providing immunity from liability to a facility that provides such records in good faith; providing that the agency may not cite a facility that does not meet these records requirements; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 670** was placed on the calendar of Bills on Third Reading.

REMARKS

On motion by Senator Thrasher, the following remarks were ordered spread upon the Journal:

Senator Bradley: Senator Thrasher, does this bill create an exclusive remedy for individuals to bring a claim against a nursing home?

Senator Thrasher: Senator Bradley, this bill establishes an exclusive remedy for cause of action claiming direct or vicarious liability against a nursing home licensee, a management company, or consulting company managing employees or direct caregivers for the recovery of personal injury or death of a nursing home resident arising out of the negligence or violation of that resident's rights.

On motion by Senator Latvala—

CS for SB 260—A bill to be entitled An act relating to unaccompanied homeless youths; amending s. 743.067, F.S.; defining the term "unaccompanied homeless youth"; providing for a certification; authorizing certain unaccompanied homeless youths to consent to medical, dental, psychological, substance abuse, and surgical diagnosis and treatment, and forensic medical examinations for themselves and for their children in certain circumstances; providing that such consent does not affect the requirements of the Parental Notice of Abortion Act; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (523312)—Delete line 55 and insert:

(b) Notwithstanding s. 394.4625(1), consent to medical, dental, psychological, substance

Pursuant to Rule 4.19, **CS for SB 260** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for SB 182—A bill to be entitled An act relating to child pornography; amending s. 775.0847, F.S.; redefining the term “child pornography” and defining the term “minor”; amending s. 827.071, F.S.; defining the terms “child pornography” and “minor”; conforming cross-references; including possession of child pornography within specified criminal offenses; providing criminal penalties; amending s. 921.0022, F.S.; revising provisions of the offense severity ranking chart of the Criminal Punishment Code to conform to changes made by the act; amending ss. 947.1405 and 948.30, F.S.; prohibiting certain conditional releasees, probationers, or community controllees from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating material; providing an exception; reenacting s. 794.0115(2), F.S., relating to dangerous sexual felony offenders and mandatory sentencing thereof, to incorporate the amendment to s. 827.071, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 182** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for SB 256—A bill to be entitled An act relating to public records; creating s. 916.1065, F.S.; creating an exemption from public records requirements for a forensic behavioral health evaluation filed with a court; providing a definition for the term “forensic behavioral health evaluation”; providing retroactive application; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 256** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SB 308—A bill to be entitled An act relating to public assistance fraud; amending s. 414.411, F.S.; authorizing the Department of Financial Services to administer oaths and affirmations and issue and serve subpoenas when conducting investigations into public assistance fraud; providing a penalty; providing for award of attorney fees and costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 308** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sachs—

SB 320—A bill to be entitled An act relating to commercial parasailing; providing a short title; amending s. 327.02, F.S.; defining terms; creating s. 327.375, F.S.; requiring the operator of a vessel engaged in commercial parasailing to ensure that specified requirements are met; requiring the owner of a vessel engaged in commercial parasailing to obtain and maintain an insurance policy; providing minimum coverage requirements for the insurance policy; providing requirements for proof of insurance; specifying the insurance information that must be provided upon request; requiring the operator to have a current and valid license issued by the United States Coast Guard; prohibiting commercial parasailing unless certain equipment is present on the vessel and certain weather conditions are met; requiring that a weather log be maintained and made available for inspection; providing a criminal penalty; amending ss. 320.08, 327.391, 328.17, 342.07, 713.78, and 715.07, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 320** was placed on the calendar of Bills on Third Reading.

CS for SB 358—A bill to be entitled An act relating to athletic coaches for youth athletic teams; amending s. 943.0438, F.S.; revising the definition of the term “athletic coach”; expanding provisions relating to athletic coaches for independent sanctioning authorities to require such authorities to conduct specified background screening of certain coaches of youth athletic teams; providing that the duty may not be delegated; providing for disqualification; providing for exemption from disqualification; requiring that specified documentation be maintained for a specified period by such authorities; providing an effective date.

—was read the second time by title.

On motion by Senator Ring, further consideration of **CS for SB 358** was deferred.

Consideration of **SB 520, CS for CS for SB 536, SB 592, SB 856, CS for CS for SB 1036, SB 1636, and SB 852** was deferred.

On motion by Senator Lee—

CS for SJR 1188—A joint resolution proposing amendments to Sections 10 and 11 of Article V of the State Constitution to authorize the Governor to prospectively fill vacancies in certain judicial offices.

—was read the second time by title.

MOTION

On motion by Senator Thrasher, the rules were waived and the time of adjournment was extended for the completion of questions related to **CS for SJR 1188**.

Pursuant to Rule 4.19, **CS for SJR 1188** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Bean recognized his nephew, Davis Bean, and his son, Bradley Bean, who are members of the University of Florida’s Student Government Association and were present in the gallery.

MOTIONS

On motion by Senator Negron, portions of Senate Rule 7.1 were waived and the following deadlines and policies were applied to **SB 2500** and **SB 2502** to be considered on the Special Order Calendar on Thursday, April 3, 2014:

- The deadline for filing main amendments to **SB 2500** and **SB 2502** will be at 1:30 p.m., Tuesday, April 1, 2014.
- The deadline for filing amendments to amendments and substitute amendments to amendments to **SB 2500** and **SB 2502** will be at 1:30 p.m., Wednesday, April 2, 2014.
- The amendment deadline for all other bills, including the conforming bills for the budget, on the Special Order Calendar, will be governed by Rule 7.1, as usual.

On motion by Senator Thrasher, the rules were waived and bills remaining on the Special Order Calendar this day were retained on the Special Order Calendar for Thursday, April 3, 2014; and **CS for SB 358** was retained on Second Reading and Special Order.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Sobel, by two-thirds vote **SB 1264** was withdrawn from the committees of reference and further consideration.

On motion by Senator Margolis, by two-thirds vote **SB 202** was withdrawn from the committees of reference and further consideration.

MOTIONS

Senator Thrasher moved that the Senate adjourn upon the dissolution of the Senate Reunion to reconvene at 1:00 p.m., Tuesday, April 1 or upon call of the President. The motion was adopted.

SENATE REUNION

The following former members of the Senate in attendance for the 2014 Senate Reunion were welcomed by the President: Jeff Atwater, Carey Baker, Charles H. "Charlie" Bronson, Walter G. "Skip" Campbell, Jr., Lisa Carlton, Don C. Childers, Charles W. "Charlie" Clary, Anna Cowin, Victor Crist, Richard T. Crotty, Rick Dantzler, Timothy "Tim" Deratany, Buddy Dyer, Mark Foley, Howard Forman, Rudy Garcia, Steve Geller, John A. Grant, Patricia Grogan, William "Bill" Gunter, Mattox Hair, Katherine Harris, Jim Horne, Toni Jennings, Robert M. "Bob" Johnson, Karen Johnson, Dennis L. Jones, D.C., Charlie Justice, Curtis S. "Curt" Kiser, Richard H. "Dick" Langley, Alfred J. "Al" Lawson, Jr., Evelyn Lynn, David McClain, John McKay, Robert W. "Bob" McKnight, Tom McPherson, Matthew Meadows, Durell Peaden, Richard Pettigrew, Van Poole, Nan Rich, James A. "Jim" Scott, Bruce Smathers, Javier Souto, Paul Steinberg, Donald C. "Don" Sullivan, Russell Sykes, and John Vogt.

The President recognized Linda King, widow of former Senate President James E. "Jim" King, Jr., who was present in the gallery.

By direction of the President, the Secretary read the names of former Senators who had passed away since the last reunion: Reubin O'D. Askew, William Dean "Wig" Barrow, Larcenia Bullard, Ferrin C. Campbell, Sr., George Firestone, Sam Melville Gibbons, Frederick B. "Fred" Karl, Philip D. "Phil" Lewis, Ed H. Price, Jr., Jon Charles Thomas, and C.W. "Bill" Young. At the request of the President, the Senate observed a moment of silence for these former Senators.

The President recognized the following former Senate Presidents: John Vogt, 1986-1988; Gwen Margolis, 1990-1992, currently serving in the Senate; Jim Scott, 1994-1996; Toni Jennings, 1996-1998 and 1998-2000; John McKay, 2000-2002; Tom Lee, 2004-2006, currently serving in the Senate; and Jeff Atwater, 2008-2010, currently serving as Florida's Chief Financial Officer.

By direction of the President, a video was shown in tribute to the former Senate Presidents and former Senators.

Group photographs were taken of former Senate Presidents and all current and former Senators.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, March 26, 2014: CS for CS for SB 208, SJR 1188, SM 476, CS for SB 260, CS for SB 262, SM 576, CS for CS for SB 590, CS for SB 670, CS for SB 182, CS for SB 256, SB 308, SB 320, SB 358, SB 520, CS for SB 536, SB 592, SM 658, SB 856, CS for SB 1036, SB 1636.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Banking and Insurance recommends the following pass: CS for SB 744

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

The Committee on Community Affairs recommends the following pass: SB 640

The Committee on Health Policy recommends the following pass: SB 282; SB 1412

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Health Policy recommends the following pass: SB 1354

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 338

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1240

The Committee on Judiciary recommends the following pass: SB 386

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

The Committee on Community Affairs recommends the following pass: SB 1172; SJR 1256

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

The Committee on Banking and Insurance recommends the following pass: CS for SB 826; CS for SB 998

The Committee on Community Affairs recommends the following pass: CS for SB 828; SB 1678

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 the following pass: CS for CS for SB 440

The Committee on Community Affairs recommends the following pass: CS for SB 1450

The bills were placed on the Calendar.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1090

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1216

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1634

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 898

The bill with committee substitute attached was referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 956

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1086

The bill with committee substitute attached was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 1438; SB 1480

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1120

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

The Committee on Health Policy recommends a committee substitute for the following: SB 572

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1320

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: CS for SB 722

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1524

The Committee on Judiciary recommends committee substitutes for the following: SB 72; CS for SB 602; CS for SB 1308

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 Community Affairs recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Executive Director, Department of Economic Opportunity

Appointee: Panuccio, Jesse

Pleasure of
Governor

The appointment was referred to the Committee on Ethics and Elections under the original reference.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The following Executive Orders were filed with the Secretary:

EXECUTIVE ORDER NUMBER 14-107 (Executive Order of Suspension)

WHEREAS, Cherie Shannon Smith is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 12, 2009, Cherie Shannon Smith was convicted in the circuit court of the Seventh Judicial Circuit in and for Volusia County, in case number 2008CF033805, of Uttering a Forgery, a third degree felony in violation of section 831.02, Florida Statutes; and

WHEREAS, Cherie Shannon Smith failed to disclose her prior felony conviction, as required, on her sworn application for appointment as a Florida notary public, dated May 14, 2012; and

WHEREAS, by refusing to disclose her prior felony conviction, as required, Cherie Shannon Smith made a material false statement on the sworn application for appointment as a Florida notary public, for which the Governor may suspend her commission under section 117.01(4)(a), Florida Statutes; and

WHEREAS, by making a material false statement on the sworn notary application, Cherie Shannon Smith appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on January 10, 2014, January 29, 2014, and February 6, 2014, this Office notified Cherie Shannon Smith by certified mail, and required that she respond to the investigation by this Office of the felony conviction that she failed to disclose on her sworn notary application; and

WHEREAS, during the investigation by this Office, it was discovered that Cherie Shannon Smith had moved from the address under which she is commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Cherie Shannon Smith be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Cherie Shannon Smith is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Cherie Shannon Smith is commissioned as a Florida notary public from May 18, 2012, through May 17, 2016.

C. Cherie Shannon Smith made a material false statement on the sworn notary public application submitted on May 14, 2012.

D. Cherie Shannon Smith failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Cherie Shannon Smith is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Cherie Shannon Smith is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or pri-

privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-108
(Executive Order of Suspension)

WHEREAS, Rebecca Joyce Nixon is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about August 8, 2013, Rebecca Joyce Nixon was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2013CF000656, one count of Possession of a Controlled Substance without a Valid Prescription, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes, and of one count of Possession of Paraphernalia, a first-degree misdemeanor in violation of section 893.147(1), Florida Statutes; and

WHEREAS, on or about August 8, 2013, Rebecca Joyce Nixon was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2013CF000898, one count of Possession of a Controlled Substance without a Prescription, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes, and one count of Possession of Paraphernalia, a first-degree misdemeanor in violation of section 893.147(1), Florida Statutes, and one count of Possession of Cannabis (less than 20 grams), a first-degree misdemeanor in violation of section 893.13(6)(b), Florida Statutes; and

WHEREAS, Rebecca Joyce Nixon failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Rebecca Joyce Nixon by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Rebecca Joyce Nixon had moved from the address on file and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Rebecca Joyce Nixon; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Rebecca Joyce Nixon be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Rebecca Joyce Nixon is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Rebecca Joyce Nixon is commissioned as a Florida notary public from October 18, 2011, through October 17, 2015.

C. Rebecca Joyce Nixon was convicted of felonies in St. Johns County in 2013, while commissioned as a Florida notary public.

D. Rebecca Joyce Nixon failed to notify the Department of State of the changes to her criminal history record following her felony convictions in St. Johns County in 2013, as required by section 117.01(2), Florida Statutes.

E. Rebecca Joyce Nixon failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Rebecca Joyce Nixon refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Rebecca Joyce Nixon is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Rebecca Joyce Nixon is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-109
(Executive Order of Suspension)

WHEREAS, Autumn Walsh is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 8, 2013, Autumn Walsh was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Marion County, in case number 2012CF003820, of one count of Failure to Return Leased Personal Property (more than \$300), a third-degree felony in violation of section 812.155(3), Florida Statutes; and

WHEREAS, Autumn Walsh failed to notify the Department of State of the above-stated change to her criminal history record, as required by section 117.01(2), Florida Statutes, following her felony conviction while commissioned as a Florida notary public; and

WHEREAS, on January 15, 2014, and January 24, 2014, this Office notified Autumn Walsh by certified mail, and required that she respond to the investigation by this Office of the felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Autumn Walsh had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Autumn Walsh; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Autumn Walsh be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Autumn Walsh is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Autumn Walsh is commissioned as a Florida notary public from November 10, 2011, through November 9, 2015.

C. Autumn Walsh was convicted of a felony in Marion County in 2013, while commissioned as a Florida notary public.

D. Autumn Walsh failed to notify the Department of State of the change to her criminal history record following her felony conviction in Marion County in 2013, as required by section 117.01(2), Florida Statutes.

E. Autumn Walsh failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Autumn Walsh refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Autumn Walsh is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Autumn Walsh is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-110
(Executive Order of Suspension)

WHEREAS, Jolene R. Jones also known as Jolene Anne Rosenfield-Jones is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about August 27, 2013, Jolene R. Jones was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2013CF062606, of one count of Organized Scheme to Defraud (less than \$20,000), a third-degree felony in violation of section 817.034(4)(a)3., Florida Statutes; and

WHEREAS, Jolene R. Jones failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, this Office notified Jolene R. Jones by certified mail of the investigation by this Office of the above-stated matter, and required that she provide a written response regarding her felony conviction while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Jolene R. Jones; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jolene A. Jones be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jolene R. Jones is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jolene R. Jones is commissioned as a Florida notary public from June 21, 2011, through June 20, 2015.

C. Jolene R. Jones was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Jolene R. Jones failed to notify the Department of State of the change to her criminal history record following the felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Jolene R. Jones refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jolene R. Jones is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jolene R. Jones is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-111
(Executive Order of Suspension)

WHEREAS, Shawn Leigh Rowland (a.k.a. Shawn Leigh Boyle) is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 8, 2013, Shawn Boyle was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2012CF060179, of one count of Acting as an Insurance Agent with a Suspended or Revoked License, a third-degree felony in violation of section 624.310(8), Florida Statutes; and

WHEREAS, during the investigation by this Office, it was discovered that Shawn Boyle had changed her legal name to Shawn Leigh Rowland, and had failed to update her commission and notify the Department of State within 60 days, as required by section 117.05(9), Florida Statutes; and

WHEREAS, Shawn Boyle failed to notify the Department of State of the above-stated change to her criminal history record following her felony conviction while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 24, 2014, this Office notified Shawn Boyle by certified mail, and required that she respond to the investigation by this Office of her felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Shawn Boyle had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Shawn Boyle; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Shawn Boyle be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Shawn Boyle is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Shawn Boyle is commissioned as a Florida notary public from October 25, 2011, through October 24, 2015.

C. Shawn Boyle was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Shawn Boyle failed to notify the Department of State of the change to her criminal history record following her felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Shawn Boyle failed to update her commission and notify the Department of State within 60 days of the change to her legal name, in violation of section 117.05(9), Florida Statutes.

F. Shawn Boyle failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

G. Shawn Boyle refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Shawn Boyle is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Shawn Boyle is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-112
(Executive Order of Suspension)

WHEREAS, Giancarlo Tommasello is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about January 22, 2013, Giancarlo Tommasello was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF009361, of Felony Battery, a third-degree felony in violation of section 784.041, Florida Statutes; and

WHEREAS, Giancarlo Tommasello failed to notify the Department of State of the change to his criminal history record following his conviction of the above-stated felony while commissioned as a Florida notary public, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order a public official for the commission of a felony; and

WHEREAS, on January 9, 2014, and January 29, 2014, this Office notified Giancarlo Tommasello by certified mail, and required that he respond to the investigation by this Office of his felony conviction while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Giancarlo Tommasello; and

WHEREAS, during the investigation by this Office, it was discovered that Giancarlo Tommasello had moved from the address on file and had failed to notify the Department of State of the change in his address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Giancarlo Tommasello be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Giancarlo Tommasello a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Giancarlo Tommasello is commissioned as a Florida notary public from February 2, 2012, through February 1, 2016.

C. Giancarlo Tommasello was convicted of a felony in Orange County in 2013, while commissioned as a Florida notary public.

D. Giancarlo Tommasello failed to notify the Department of State of the change to his criminal history record following his conviction in Orange County in 2013, as required by section 117.01(2), Florida Statutes.

E. Giancarlo Tommasello refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Giancarlo Tommasello is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Giancarlo Tommasello is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-113
(Executive Order of Suspension)

WHEREAS, Erin M. Horton is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about November 1, 2012, Erin M. Horton was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF002477, of one count of Grand Theft (more than \$20,000, less than \$100,000), a second-degree felony in violation of section 812.014(2)(b)1., Florida Statutes; and

WHEREAS, Erin M. Horton failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and January 16, 2014, this Office notified Erin M. Horton by certified mail, and required that she respond to the investigation by this Office of the felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, in a written response dated February 10, 2014, Erin M. Horton confirmed the above-referenced felony conviction; and

WHEREAS, during the investigation by this Office, it was discovered that Erin M. Horton had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Erin M. Horton be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Erin M. Horton is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Erin M. Horton is commissioned as a Florida notary public from March 16, 2012, through March 15, 2016.

C. Erin M. Horton was convicted of a felony in Orange County in 2012, while commissioned as a Florida notary public.

D. Erin M. Horton failed to notify the Department of State of the change to her criminal history record following her felony conviction in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Erin M. Horton failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Erin M. Horton is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Erin M. Horton is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-114
(Executive Order of Suspension)

WHEREAS, Jenna R. Childs is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about November 20, 2012, Jenna R. Childs was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Hernando County, in case number 2012CF001959, of one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)1., Florida Statutes; and

WHEREAS, Jenna R. Childs failed to notify the Department of State of the above-stated change to her criminal history record while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and February 6, 2014, this Office notified Jenna R. Childs by certified mail, and required that she respond to the investigation conducted by this Office regarding her felony while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Jenna R. Childs had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Jenna R. Childs; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jenna R. Childs be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jenna R. Childs is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jenna R. Childs is commissioned as a Florida notary public from March 30, 2012, through March 29, 2016.

C. Jenna R. Childs was convicted of a felony in Hernando County in 2012, while commissioned as a Florida notary public.

D. Jenna R. Childs failed to notify the Department of State of the change to her criminal history record following her felony conviction in Hernando County in 2012, as required by section 117.01(2), Florida Statutes.

E. Jenna R. Childs failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Jenna R. Childs refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jenna R. Childs is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jenna R. Childs is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-115
(Executive Order of Suspension)

WHEREAS, David Chaves is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about June 13, 2012, David Chaves was convicted in the circuit court of the Ninth Judicial Circuit, in and for Orange County, in case number 2011CF016465, of Possession of a Controlled Substance, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes; and

WHEREAS, on or about June 22, 2012, David Chaves was convicted in the circuit court of the Ninth Judicial Circuit, in and for Osceola County, in case number 2011CF000435, of Trafficking Oxycodone (Four Grams or More), a first-degree felony in violation of section 893.135(1)(c)1., Florida Statutes; and

WHEREAS, David Chaves failed to notify the Department of State of the above-stated changes to his criminal history record during the pendency of his application for the renewal of his commission as a Florida notary public, or at any time thereafter, as required by section 117.01(2); and

WHEREAS, on January 16, 2014, this Office mailed correspondence to David Chaves requiring that he provide a written response regarding his failure to notify the Department of State of the change in his criminal history; and

WHEREAS, to date, this Office has not received the required response from David Chaves; and

WHEREAS, the Governor may suspend an appointed public official from office for the commission of any felony, as provided in Article IV, Section 7 of the Florida Constitution; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that David Chaves be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. David Chaves is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. David Chaves is commissioned as a Florida notary public from July 2, 2012, through July 1, 2016.

C. David Chaves failed to notify the Department of State of the changes to his criminal history record following felony convictions in Orange and Osceola Counties in 2012, as required by section 117.01(2), Florida Statutes.

D. David Chaves refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. David Chaves is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. David Chaves is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-116
(Executive Order of Suspension)

WHEREAS, Michael John Lee is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 14, 2013, Michael John Lee was convicted in the Circuit Court of the Thirteenth Judicial Circuit, in and for Hillsborough County, in case number 2012CF006834, of one count of Possession of Cocaine, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes; and

WHEREAS, Michael John Lee failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, this Office notified Michael John Lee by certified mail, and required that he respond to the investigation by this Office of his felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Michael John Lee; and

WHEREAS, during the investigation by this Office, it was discovered that Michael John Lee had moved from the address under which he was commissioned and had failed to notify the Department of State of his change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Michael John Lee be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Michael John Lee is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Michael John Lee is commissioned as a Florida notary public from October 24, 2012, through October 23, 2016.

C. Michael John Lee failed to notify the Department of State of the change to his criminal history record following his felony conviction in Hillsborough County in 2013, as required by section 117.01(2), Florida Statutes.

D. Michael John Lee was convicted of a felony in Hillsborough County in 2013, while commissioned as a Florida notary public.

E. Michael John Lee failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Michael John Lee refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Michael John Lee is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Michael John Lee is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privi-

leges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-117
(Executive Order of Suspension)

WHEREAS, Jarrod Gordon is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 7, 2013, Jarrod Gordon was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2012CF032665, of one count of Sale or Delivery of Oxycodone, a second-degree felony in violation of section 893.13(1)(a)1., Florida Statutes; and

WHEREAS, Jarrod Gordon failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and January 22, 2014, this Office notified Jarrod Gordon by certified mail, and required that he respond to the investigation conducted by this Office regarding his felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Jarrod Gordon had moved from the address on file and had failed to notify the Department of State of the change in his address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Jarrod Gordon; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jarrod Gordon be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jarrod Gordon is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jarrod Gordon is commissioned as a Florida notary public from May 11, 2011, through May 10, 2015.

C. Jarrod Gordon was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Jarrod Gordon failed to notify the Department of State of the change to his criminal history record following his felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Jarrod Gordon failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Jarrod Gordon refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jarrod Gordon is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jarrod Gordon is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-118
(Executive Order of Suspension)

WHEREAS, Eric Azerzer is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about October 20, 2011, Eric Azerzer was convicted in the circuit court of the Ninth Judicial Circuit, in and for Orange County, in case number 2010CF011596, of one count of False Imprisonment, a third-degree felony in violation of section 787.02(2), Florida Statutes, and one count of Battery, a first-degree misdemeanor in violation of section 784.03(1)(a)1., Florida Statutes; and

WHEREAS, Eric Azerzer failed to notify the Department of State of the above-stated changes to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Eric Azerzer by certified mail, and required that he respond to the investigation by this Office of the above-stated changes to his criminal history record that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Eric Azerzer; and

WHEREAS, during the investigation by this Office, it was discovered that Eric Azerzer had moved from the address under which he was commissioned and had failed to notify the Department of State of his change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Eric Azerzer be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Eric Azerzer is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Eric Azerzer is commissioned as a Florida notary public from May 11, 2010, through May 10, 2014.

C. Eric Azerzer failed to notify the Department of State of the changes to his criminal history record following his convictions in Orange County in 2011, as required by section 117.01(2), Florida Statutes.

D. Eric Azerzer was convicted of a felony in Orange County in 2011, while commissioned as a Florida notary public.

E. Eric Azerzer failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Eric Azerzer refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Eric Azerzer is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Eric Azerzer is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-119
(Executive Order of Suspension)

WHEREAS, Jean Aleandre is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 23, 2012, Jean Aleandre was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2011CF006895, of one count of Aggravated Child Abuse, a third-degree felony in violation of section 827.03(2)(c), Florida Statutes; and

WHEREAS, Jean Aleandre failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 30, 2014, this Office notified Jean Aleandre by certified mail, and required that he respond to the investigation by this Office of his felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Jean Aleandre; and

WHEREAS, during the investigation by this Office, it was discovered that Jean Aleandre had moved from the address under which he was commissioned and had failed to notify the Department of State of his change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jean Aleandre be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jean Aleandre is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jean Aleandre is commissioned as a Florida notary public from April 20, 2010, through April 19, 2014.

C. Jean Aleandre was convicted of a felony in Orange County in 2012, while commissioned as a Florida notary public.

D. Jean Aleandre failed to notify the Department of State of the change to his criminal history record following his felony conviction in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Jean Aleandre failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Jean Aleandre refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jean Aleandre is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jean Aleandre is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-120
(Executive Order of Suspension)

WHEREAS, Teresa L. Lampp is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 12, 2012, Teresa L. Lampp was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2011CF001600, of two counts of Uttering a Forged Instrument, a third-degree felony in violation of section 831.02, Florida Statutes; and

WHEREAS, on or about April 12, 2012, Teresa L. Lampp was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns, in case number 2012CF000164, of one count of Grand Theft (more than \$300, less than \$20,000), a third-degree felony in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, Teresa L. Lampp failed to notify the Department of State of the above-referenced changes to her criminal history record following her felony convictions while commissioned as a Florida notary public, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on January 10, 2014, and January 29, 2014, this Office notified Teresa L. Lampp by certified mail, and required that she respond to the investigation by this Office of her felony convictions that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Teresa L. Lampp; and

WHEREAS, during the investigation by this Office, it was discovered that Teresa L. Lampp had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Teresa L. Lampp be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Teresa L. Lampp is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Teresa L. Lampp is commissioned as a Florida notary public from February 4, 2011, through February 3, 2015.

C. Teresa L. Lampp was convicted of three felonies in St. Johns County in 2012, while commissioned as a Florida notary public.

D. Teresa L. Lampp failed to notify the Department of State of the change to her criminal history record following her felony convictions in St. Johns County in 2012, as required by section 117.01(2), Florida Statutes.

E. Teresa L. Lampp failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Teresa L. Lampp refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Teresa L. Lampp is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Teresa L. Lampp is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-121
(Executive Order of Suspension)

WHEREAS, Caroline J. Bonds is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about May 17, 2013, Caroline J. Bonds was convicted in the Circuit Court of the Tenth Judicial Circuit, in and for Polk County, in case number 2012CF010788, of one count of Grand Theft (value more than \$20,000, less than \$100,000), a second-degree felony in violation of section 812.014(2)(b)1., Florida Statutes, and three counts of Money Laundering (value more than \$300, less than \$20,000), a third-degree felony in violation of section 896.101(5)(a), Florida Statutes; and

WHEREAS, Caroline J. Bonds failed to notify the Department of State of the above-stated changes to her criminal history record following her felony convictions while commissioned as a Florida notary public, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on January 10, 2014, and January 22, 2014, this Office notified Caroline J. Bonds by certified mail, and required that she respond to the investigation by this Office of her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Caroline J. Bonds had moved from the address under which she was commissioned and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Caroline J. Bonds; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Caroline J. Bonds be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Caroline J. Bonds is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Caroline J. Bonds is commissioned as a Florida notary public from February 7, 2011, through February 6, 2015.

C. Caroline J. Bonds was convicted of four felonies in Polk County in 2013, while commissioned as a Florida notary public.

D. Caroline J. Bonds failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Polk County in 2013, as required by section 117.01(2), Florida Statutes.

E. Caroline J. Bonds failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Caroline J. Bonds refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Caroline J. Bonds is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Caroline J. Bonds is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-122
(Executive Order of Suspension)

WHEREAS, Andrea Gillespie is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 15, 2013, Andrea Gillespie was convicted in the Circuit Court of the Seventeenth Judicial Circuit, in and for Broward County, in case number 2012CF005283, of one count of Grand Theft (value more than \$300, less than \$20,000), a third-degree felony in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, Andrea Gillespie failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, February 7, 2014, and February 19, 2014, this Office notified Andrea Gillespie by certified mail, and required that she respond to the investigation by this Office of her felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Andrea Gillespie had moved from the address under which she was commissioned and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Andrea Gillespie; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Andrea Gillespie be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Andrea Gillespie is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Andrea Gillespie is commissioned as a Florida notary public from March 28, 2011, through March 27, 2015.

C. Andrea Gillespie was convicted of a felony in Broward County in 2013, while commissioned as a Florida notary public.

D. Andrea Gillespie failed to notify the Department of State of the change to her criminal history record following her felony conviction in Broward County in 2013, as required by section 117.01(2), Florida Statutes.

E. Andrea Gillespie failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Andrea Gillespie refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Andrea Gillespie is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Andrea Gillespie is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 14-123
(Executive Order of Suspension)

WHEREAS, Sara Talvan is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about September 20, 2012, Sara Talvan was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Hernando County, in case number 2012CF001465, of one count of Retail Grand Theft (value more than \$300, less than \$5,000), a third-degree felony in violation of sections 812.015 and 812.014(1)(a), Florida Statutes; and

WHEREAS, on or about September 20, 2012, Sara Talvan was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Hernando County, in case number 2012CF001509, of one count of Retail Grand Theft (value more than \$300, less than \$5,000), a third-degree felony in violation of sections 812.015 and 812.014(1)(a), Florida Statutes; and

WHEREAS, on or about December 10, 2013, Sara Talvan was convicted in the Circuit Court of the Sixth Judicial Circuit, in and for Pasco County, in case number 2013CF000178, of one count of Dealing in Stolen Property, a second-degree felony in violation of section 812.019(1), Florida Statutes; and

WHEREAS, on or about October 29, 2013, Sara Talvan was convicted in the Circuit Court of the Thirteenth Judicial Circuit, in and for Hillsborough County, in case number 2013CF008292, of one count of Possession of a Controlled Substance, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes; and

WHEREAS, on or about December 10, 2013, Sara Talvan was convicted in the Circuit Court of the Sixth Judicial Circuit, in and for Pasco County, in case number 2013CF005523, of one count of Failure to Ap-

pear, a third-degree felony in violation of section 843.15(1)(a), Florida Statutes; and

WHEREAS, Sara Talvan failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and January 22, 2014, this Office notified Sara Talvan by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Sara Talvan had moved from the address on file and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Sara Talvan; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Sara Talvan be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Sara Talvan is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Sara Talvan is commissioned as a Florida notary public from April 6, 2011, through April 5, 2015.

C. Sara Talvan was convicted of five felonies in Hernando, Pasco, and Hillsborough Counties in 2012 and 2013, while commissioned as a Florida notary public.

D. Sara Talvan failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Hernando, Pasco, and Hillsborough Counties in 2012 and 2013, as required by section 117.01(2), Florida Statutes.

E. Sara Talvan failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Sara Talvan refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Sara Talvan is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Sara Talvan is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senators Flores, Negron, and Brandes—

CS for SB 72—A bill to be entitled An act relating to the Legislature; fixing the date for convening the regular session of the Legislature in the year 2016; providing an effective date.

By the Committee on Health Policy; and Senator Sobel—

CS for SB 572—A bill to be entitled An act relating to the use of a tanning facility by a minor; providing a short title; amending s. 381.89, F.S.; revising the age of a minor prohibited from using a tanning device at a tanning facility; prohibiting a minor of any age from using a tanning device; providing an exception if a health care provider prescribes tanning sessions for a minor to treat a medical condition and the tanning facility has on file a statement signed by the minor's parent or guardian; requiring the statement to be witnessed by the operator or proprietor of the tanning facility; prohibiting a tanning facility from providing tanning sessions that exceed the number, frequency, or exposure time prescribed by the health care provider if less than otherwise allowed under department rule; requiring a parent or guardian to accompany a minor who is younger than 14 years of age during the prescribed tanning sessions; providing an effective date.

By the Committees on Judiciary; and Ethics and Elections; and Senator Latvala—

CS for CS for SB 602—A bill to be entitled An act relating to the residency of candidates and public officers; creating ss. 99.0125 and 111.015, F.S.; requiring a candidate or public officer required to reside in a specific geographic area to have only one domicile at a time; providing factors that may be considered when determining residency; providing exceptions for active duty military members; providing for applicability; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Health Policy; and Senators Garcia and Soto—

CS for CS for SB 722—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests or screenings to the newborn's health care practitioner; defining the term "health care practitioner" as it relates to such release; amending s. 383.145, F.S.; updating a cross-reference; creating s. 383.146, F.S.; requiring an audiologist to provide an opportunity for the parent or legal guardian of an infant or toddler who is diagnosed with a hearing impairment to provide contact information so that he or she may receive information directly from specified service providers; requiring the Department of Health to post a list of certain service providers on the department website; requiring the audiologist or his or her designee to transmit a consent form to the providers listed on the department website; providing an effective date.

By the Committees on Commerce and Tourism; and Communications, Energy, and Public Utilities; and Senators Abruzzo and Soto—

CS for CS for SB 898—A bill to be entitled An act relating to the communications services tax; amending s. 202.11, F.S.; revising the definition of the term "information services" to include certain data processing and other services; providing applicability; providing an effective date.

By the Committees on Community Affairs; and Environmental Preservation and Conservation; and Senator Bean—

CS for CS for SB 956—A bill to be entitled An act relating to coastal management; amending s. 161.053, F.S.; authorizing the Department of Environmental Protection to grant areawide permits for certain struc-

tures; requiring the department to adopt rules; creating s. 258.435, F.S.; requiring the department to promote the public use of aquatic preserves and their associated uplands; authorizing the department to receive gifts and donations for certain purposes; authorizing the department to grant privileges or concessions for the accommodation of visitors in and use of aquatic preserves and their associated uplands provided certain conditions are met; prohibiting a grantee from assigning or transferring such privileges or concessions without the department's consent; requiring information on proposed concession agreements to be posted on the department's website upon submittal and 60 days before execution; providing an effective date.

By the Committee on Health Policy; and Senators Flores, Abruzzo, and Altman—

CS for SB 1086—A bill to be entitled An act relating to mandatory medical payments for pregnancy; amending s. 409.903, F.S.; revising eligibility criteria for a pregnant woman or a child under 1 year of age to qualify for medical assistance and related services payments; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Latvala, Sobel, and Garcia—

CS for SB 1090—A bill to be entitled An act relating to homelessness; amending s. 420.606, F.S.; revising legislative findings; requiring the Department of Economic Opportunity to provide training and technical assistance to certain designated lead agencies of homeless assistance continuums of care; requiring that the provision of such training and assistance be delegated to certain nonprofit entities; conforming provisions to changes made by the act; amending s. 420.622, F.S.; requiring the department to establish award levels for "Challenge Grants"; specifying criteria to determine award levels; requiring the department, after consultation with the Council on Homelessness, to specify a grant award level in the notice of solicitation of grant applications; revising qualifications for the grant; specifying authorized uses of grant funds; requiring a lead agency that receives a grant to submit a report to the department; amending s. 420.9073, F.S.; requiring the Florida Housing Finance Corporation to distribute to the department and the Department of Children and Families certain funds from the Local Government Housing Trust Fund for the purpose of providing support, training, and technical assistance to designated lead agencies of continuums of care; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Abruzzo—

CS for SB 1120—A bill to be entitled An act relating to military affairs; creating s. 115.135, F.S.; defining terms; prohibiting an employing agency from compelling an employee who is the spouse of a military servicemember to work extended work hours during active military service deployment of his or her spouse under specified circumstances; prohibiting the imposition of a sanction or penalty upon such employee for failure or refusal to work extended work hours during the period of his or her spouse's active military service deployment under specified circumstances; requiring an employing agency to grant a request by such employee for unpaid leave for certain purposes during the active military service deployment under specified circumstances; providing a limitation on such unpaid leave; authorizing the Department of Management Services to adopt rules; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Latvala—

CS for SB 1216—A bill to be entitled An act relating to professional sports facilities; amending s. 212.20, F.S.; revising the distribution of moneys to certified applicants for a facility used by a spring training franchise under s. 288.11631, F.S.; authorizing a distribution for an applicant that has been approved by the Legislature and certified by the Department of Economic Opportunity under s. 288.11625, F.S.; providing a limitation; amending s. 218.64, F.S.; providing for municipalities and counties to expend an increased portion of local government half-cent sales tax revenues to reimburse the state as required by a contract; amending s. 288.0001, F.S.; providing for an evaluation; creating s. 288.11625, F.S.; requiring the Department of Economic Opportunity to

screen applicants for state funding for sports development; defining terms; providing a purpose to provide funding for applicants for constructing, reconstructing, renovating, or improving a facility; providing an application and approval process; providing for an annual application period; providing for the department to submit recommendations to the Legislature by a certain date; requiring legislative approval for state funding; providing evaluation criteria for an applicant to receive state funding; providing for evaluation and ranking of applicants under certain criteria; requiring the department to determine the annual distribution amount an applicant may receive; requiring the applicant to provide an analysis by a certified public accountant to the department; requiring the Department of Revenue to distribute funds within a certain timeframe after notification by the department; requiring the department to develop a calculation to estimate certain taxes; limiting annual distributions to a specified amount; providing for a contract between the department and the applicant; limiting use of funds; requiring an applicant to submit information to the department annually; requiring a 5-year review; authorizing the Auditor General to conduct audits; providing for reimbursement of the state funding under certain circumstances; providing for discontinuation of distributions upon an applicant's request; authorizing the department to adopt rules; amending s. 288.11631, F.S.; revising the requirements for an applicant to be certified to receive state funding for a facility for a spring training franchise; authorizing a certified applicant to submit an amendment to its original certification for use of the facility by more than one spring training franchise; authorizing the department to adopt emergency rules; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Simmons—

CS for CS for SB 1308—A bill to be entitled An act relating to insurer solvency; amending s. 624.10, F.S.; providing additional definitions applicable to the Florida Insurance Code; amending s. 624.319, F.S.; clarifying that production of documents does not waive the attorney-client or work-product privileges; amending s. 624.402, F.S.; conforming a cross-reference; amending s. 624.4085, F.S.; revising a definition; providing additional calculations for determining whether an insurer has a company action level event; revising provisions relating to mandatory control level events; amending s. 624.424, F.S.; requiring an insurer's annual statement to include an actuarial opinion summary; providing criteria for such summary; providing an exception for life and health insurers; updating provisions; requiring insurers reinsuring through a captive insurance company to file a report containing certain information; amending s. 625.121, F.S.; revising the Standard Valuation Law; distinguishing the provisions from valuations done pursuant to the National Association of Insurance Commissioner's (NAIC) valuation manual and incorporating certain provisions included in the manual; exempting certain documents from civil proceedings; revising the methods for evaluating the valuation of industrial life insurance policies; revising provisions relating to calculating additional premium; updating provisions relating to reserve calculations for indeterminate premium plans; creating s. 625.1212, F.S.; providing for the valuation of policies and contracts after the adoption of the NAIC's valuation manual; providing applicability; defining terms; requiring the office to value insurer reserves; requiring actuarial opinions of the reserves and a supporting memorandum to the opinions; requiring the insurer to apply the standard prescribed in the valuation manual; providing exceptions; providing requirements for a principle-based valuation of reserves; requiring an insurer to submit certain data to the office; directing the Financial Services Commission to adopt rules; creating s. 625.1214, F.S.; providing for the use of confidential information; prohibiting the use of such information in private civil actions; amending s. 627.476, F.S.; revising the Standard Nonforfeiture Law; distinguishing provisions subject to the valuation manual and providing for the application of tables found in the manual; amending s. 628.461, F.S.; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company which a person is prohibited from acquiring unless certain requirements have been met; deleting a provision authorizing an insurer to file a disclaimer of affiliation and control in lieu of a letter notifying the Office of Insurance Regulation of the Financial Services Commission of the acquisition of the voting securities of a domestic stock company under certain circumstances; requiring the statement notifying the office to include additional information; conforming a provision to changes made by the act; providing that control is presumed to exist under certain conditions; specifying how control may be rebutted and how a controlling

interest may be divested; deleting definitions; amending s. 628.801, F.S.; requiring an insurer to annually file a registration statement by a specified date; revising the requirements and standards for the rules establishing the information and statement form for the registration; requiring an insurer to file an annual enterprise risk report; authorizing the office to conduct examinations to determine the financial condition of registrants; providing that failure to file a registration or report is a violation of the section; providing additional grounds, requirements, and conditions with respect to a waiver from the registration requirements; amending s. 628.803, F.S.; providing sanctions for persons who violate certain provisions relating to the acquisition of controlling stock; creating s. 628.804, F.S.; providing for the groupwide supervision of international insurance groups; defining terms; providing for the selection of a groupwide supervisor; authorizing the commission to adopt rules; creating s. 628.805, F.S.; authorizing the office to participate in supervisory colleges; authorizing the office to assess fees on insurers for participation; amending ss. 636.045 and 641.225, F.S.; applying certain statutes related to solvency to prepaid limited health service organizations and health maintenance organizations; amending s. 641.255, F.S.; providing for applicability of specified provisions to a health maintenance organization that is a member of a holding company; providing effective dates and a contingent effective date.

By the Committee on Banking and Insurance; and Senator Richter—

CS for SB 1320—A bill to be entitled An act relating to public records; creating s. 662.148, F.S.; providing an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; providing definitions; providing for the authorized release of certain information by the office; authorizing the publication of certain information; providing a penalty; providing for future legislative review and repeal of the exemption; amending s. 662.147, F.S.; providing for additional authorized release of certain information by the office; providing for production of certain confidential records pursuant to legislative subpoenas; amending s. 662.146, F.S.; providing for production of certain confidential records pursuant to legislative subpoenas; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Commerce and Tourism; and Senator Bean—

CS for SB 1438—A bill to be entitled An act relating to the Qualified Television Loan Fund; creating s. 288.127, F.S.; defining terms; providing a purpose; creating the Qualified Television Loan Fund; requiring the Department of Economic Opportunity to contract with a fund administrator; providing fund administrator qualifications; providing for the fund administrator's compensation and removal; specifying the fund administrator powers and duties; providing the structure of the loans; providing qualified television content criteria; requiring the Auditor General to conduct an operational audit of the fund and the fund administrator; authorizing the department to adopt rules; providing for expiration of the act; providing emergency rulemaking authority; providing an appropriation; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Benacquisto—

CS for SB 1480—A bill to be entitled An act relating to microfinance; creating Part XIV of ch. 288, F.S., consisting of ss. 288.993-288.9937, F.S., relating to microfinance programs; creating s. 288.993, F.S.; providing a short title; creating s. 288.9931, F.S.; providing legislative findings and intent; creating s. 288.9932, F.S.; defining terms; creating s. 288.9933, F.S.; authorizing the Department of Economic Opportunity to adopt rules to implement this part; creating s. 288.9934, F.S.; establishing the Microfinance Loan Program; providing a purpose; defining the term "loan administrator"; requiring the Department of Economic Opportunity to contract with at least one entity to administer the program; requiring the loan administrator to contract with the department to receive an award of funds; providing other terms and conditions to receiving funds; specifying fees authorized to be charged by the department and the loan administrator; requiring the loan administrator to remit the microloan principal collected from all microloans made with state funds received by the loan administrator; providing for contract termination; providing for auditing and reporting; requiring applicants

for funds from the Microfinance Loan Program to meet certain qualifications; requiring the department to be guided by the 5-year statewide strategic plan and to advertise and promote the loan program; requiring the department to perform a study on methods and best practices to increase the availability of and access to credit in this state; prohibiting the pledging of the credit of the state; authorizing the department to adopt rules; creating s. 288.9935, F.S.; establishing the Microfinance Guarantee Program; defining the term "lender"; requiring the department to contract with Enterprise Florida, Inc., to administer the program; prohibiting Enterprise Florida, Inc., from guaranteeing certain loans; requiring borrowers to meet certain conditions before receiving a loan guarantee; requiring Enterprise Florida, Inc., to submit an annual report to the department; prohibiting the pledging of the credit of the state or Enterprise Florida, Inc.; creating s. 288.9936, F.S.; requiring the department to report annually on the Microfinance Loan Program; requiring the Office of Program Policy Analysis and Government Accountability to report on the effectiveness of the State Small Business Credit Initiative; creating s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to evaluate and report on the Microfinance Loan Program and the Microfinance Guarantee Program by a specified date; authorizing the executive director of the Department of Economic Opportunity to adopt emergency rules; providing an appropriation to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity and Enterprise Florida, Inc., to spend a specified amount for marketing and promotional purposes; authorizing and providing an appropriation for one full-time equivalent position; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Thrasher—

CS for SB 1524—A bill to be entitled An act relating to security of confidential personal information; providing a short title; repealing s. 817.5681, F.S., relating to a breach of security concerning confidential personal information in third-party possession; creating s. 501.171, F.S.; providing definitions; requiring specified entities to take reasonable measures to protect and secure data containing personal information in electronic form; requiring specified entities to notify the Department of Legal Affairs of data security breaches; requiring notice to individuals of data security breaches under certain circumstances; providing exceptions to notice requirements under certain circumstances; specifying contents and methods of notice; requiring notice to credit reporting agencies under certain circumstances; requiring the department to report annually to the Legislature; specifying report requirements; providing requirements for disposal of customer records; providing for enforcement actions by the department; providing civil penalties; specifying that no private cause of action is created; amending ss. 282.0041 and 282.318, F.S.; conforming cross-references to changes made by the act; providing an effective date.

By the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Commerce and Tourism—

CS for SB 1634—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 163.3202, F.S.; requiring each county and municipality to adopt and enforce land development regulations in accordance with the submitted comprehensive plan; amending s. 288.0001, F.S.; requiring an analysis of the New Markets Development Program in the Economic Development Programs Evaluation; amending s. 288.005, F.S.; defining terms; creating s. 288.006, F.S.; providing requirements for loan programs relating to accountability and proper stewardship of funds; authorizing the Auditor General to conduct audits for a specified purpose; authorizing the department to adopt rules; amending s. 290.0411, F.S.; revising legislative intent for purposes of the Florida Small Cities Community Development Block Grant Program; amending s. 290.044, F.S.; requiring the Department of Economic Opportunity to adopt rules establishing a competitive selection process for loan guarantees and grants awarded under the block grant program; revising the criteria for the award of grants; amending s. 290.046, F.S.; revising limits on the number of grants that an applicant may apply for and receive; revising the requirement that the department conduct a site visit before awarding a grant; requiring the department to rank applications according to criteria established by rule and to distribute funds according to the rankings; revising scoring factors to consider in ranking applications; revising requirements for public hearings;

providing that the creation of a citizen advisory task force is discretionary, rather than required; deleting a requirement that a local government obtain consent from the department for an alternative citizen participation plan; amending s. 290.047, F.S.; revising the maximum amount and percentage of block grant funds that may be spent on certain costs and expenses; amending s. 290.0475, F.S.; conforming provisions to changes made by the act; amending s. 290.048, F.S.; deleting a provision authorizing the department to adopt and enforce strict requirements concerning an applicant's written description of a service area; amending s. 331.3051, F.S.; requiring Space Florida to consult with the Florida Tourism Industry Marketing Corporation, rather than with Enterprise Florida, Inc., in developing a space tourism marketing plan; authorizing Space Florida to enter into an agreement with the corporation, rather than with Enterprise Florida, Inc., for a specified purpose; revising the research and development duties of Space Florida; repealing s. 443.036(26), F.S., relating to the definition of the term "initial skills review"; amending s. 443.091, F.S.; deleting the requirement that an unemployed individual take an initial skill review before he or she is eligible to receive reemployment assistance benefits; requiring the department to make available for such individual a voluntary online assessment that identifies an individual's skills, abilities, and career aptitude; requiring information from such assessment to be made available to certain groups; revising the requirement that the department offer certain training opportunities; amending s. 443.1116, F.S.; defining the term "employer sponsored training"; revising the requirements for a short-term compensation plan to be approved by the department; revising the treatment of fringe benefits in such plan; requiring an employer to describe the manner in which the employer will implement the plan; requiring the director to approve the plan if it is consistent with employer obligations under law; prohibiting the department from denying short-time compensation benefits to certain individuals; amending s. 443.141, F.S.; providing an employer payment schedule for specified years' contributions to the Unemployment Compensation Trust Fund; providing applicability; amending ss. 125.271, 163.3177, 163.3187, 163.3246, 211.3103, 212.098, 218.67, 288.018, 288.065, 288.0655, 288.0656, 288.1088, 288.1089, 290.0055, 339.2819, 339.63, 373.4595, 380.06, 380.0651, 985.686, and 1011.76, F.S.; renaming "rural areas of critical economic concern" as "rural areas of opportunity"; amending ss. 215.425 and 443.1216, F.S.; conforming cross-references to changes made by the act; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Community Affairs; and Senators Flores, Hays, and Ring—

CS for SB 340—A bill to be entitled An act relating to the statewide prepaid dental program; creating s. 409.91205, F.S.; providing legislative findings and intent; creating the Medicaid statewide prepaid dental program; directing the Agency for Health Care Administration to contract with prepaid dental health plans meeting specified criteria; directing the agency to apply for and implement state plan amendments or waivers of applicable federal laws and regulations necessary to implement the statewide prepaid dental program; directing the agency to issue a competitive procurement to licensed prepaid dental health plans to implement the program; requiring that the agency include all counties in the procurement; providing that all existing contracts become null and void upon procurement of new contracts; providing that enrollment in the statewide prepaid dental program shall not begin until the necessary state plan amendments or waivers of applicable federal laws and regulations are obtained and implemented; providing that a child who is eligible to receive Medicaid benefits during a specified period shall receive dental services through the Medicaid managed medical assistance program; directing the agency to provide any required notice to recipients regarding the transition from the Medicaid managed medical assistance program to the statewide prepaid dental program; providing that the agency may assess the costs incurred in providing the notice to plans participating in the statewide prepaid dental program; requiring prepaid dental plans participating in the statewide prepaid dental program to submit encounter data; providing that the agency shall require a medical loss ratio for prepaid dental plans participating in the statewide prepaid dental program; requiring the agency to submit an annual report to the Governor and Legislature; specifying the contents of the report; amending s. 409.973, F.S.; removing the requirement that mana-

ged care plans participating in the Medicaid managed assistance program provide pediatric dental services; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By the Committee on Health Policy; and Senator Altman—

CS for SB 1306—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.00655, F.S.; providing that an existing onsite sewage treatment and disposal system is not considered abandoned if the Department of Environmental Protection approves the use of all or a portion of the existing onsite sewage treatment and disposal system as an integral part of a sanitary sewer system.; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Agriculture; and Appropriations.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Brandes—

CS for SB 1326—A bill to be entitled An act relating to emergency management; amending s. 70.001, F.S.; specifying the availability of a cause of action with respect to a governmental entity implementing a Flood Insurance Rate Map; amending s. 252.34, F.S.; defining the term “state flood risk analysis”; amending s. 252.35, F.S.; revising the duties of the Division of Emergency Management to conform to changes made by the act; creating s. 252.441, F.S.; providing legislative findings; requiring the division to contract for a flood risk analysis; prescribing requirements for the risk analysis; requiring the division to award the contract in accordance with competitive solicitation requirements; requiring the division to submit a report of the risk analysis results to the Governor and the Legislature by a specified date; providing that the Legislature may authorize annual updates to the risk analysis; creating s. 252.9335, F.S.; exempting state employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact pursuant to a request for assistance from another state under certain circumstances; providing appropriations; providing an effective date.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 291, HB 627, HB 7029; has passed as amended CS for HM 81, CS for CS for HB 89, CS for CS for CS for HB 851 and requests the concurrence of the Senate.

Robert L. “Bob” Ward, Clerk

By Representative(s) Santiago—

HB 291—A bill to be entitled An act relating to warranty associations; amending ss. 634.121 and 634.312, F.S.; authorizing electronic transmission of service agreements and home warranties; providing requirements for electronic transmission; providing notice requirements; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; amending s. 634.414, F.S.; providing requirements for the delivery of service warranty contracts; providing notice requirements; providing an effective date.

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

By Representative(s) Pilon, Campbell—

HB 627—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; requiring sheriffs to charge a uniform fee for service of process; providing that such uniform fee does not include the cost of docketing; amending s. 48.031, F.S.; requiring an employer to allow an authorized individual to make service on an employee in a private area designated by the employer; providing a civil fine for employers who fail to comply with the process; revising provisions relating to substitute service if a specified number of attempts of service have been made at a business that is a sole proprietorship under certain circumstances; requiring the person requesting service or the person authorized to serve the process to file the return-of-service form; amending s. 48.081, F.S.; revising a provision related to service on a corporation; amending s. 56.27, F.S.; providing that a sheriff may rely on the affidavit submitted by the levying creditor; authorizing a sheriff to apply for instructions from the court regarding the distribution of proceeds from the sale of a levied property; providing an effective date.

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

By K-12 Subcommittee and Representative(s) Baxley, Campbell, Murphy, Peters, Raburn, Renuart, Tobia—

HB 7029—A bill to be entitled An act relating to the code of student conduct; amending s. 1006.07, F.S.; providing that simulating a firearm or weapon while playing or wearing certain clothing or accessories is not grounds for disciplinary action or referral to the criminal justice or juvenile justice system; providing actions that constitute simulating a firearm or weapon while playing; providing criteria for determining whether certain student conduct warrants disciplinary action; providing criteria for determining appropriate consequences for such conduct; providing an effective date.

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

By Local & Federal Affairs Committee and Representative(s) Caldwell, Artiles, Brodeur, Combee, Holder, Hudson, Ingram, Metz, Rodrigues, R., Stone—

CS for HM 81—A memorial to the Congress of the United States, applying to Congress to call a convention for the sole purpose of proposing an amendment to the Constitution of the United States that would limit the consecutive terms of office which a member of the United States Senate or the United States House of Representatives may serve.

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

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Combee, Edwards, Ahern, Albritton, Baxley, Beshears, Boyd, Broxson, Caldwell, Clelland, Cummings, Danish, Diaz, M., Eagle, Fitzenhagen, Fresen, Gonzalez, Grant, Harrell, Hill, Holder, Hood, Hudson, Hutson, Jones, M., Jones, S., Mayfield, McBurney, Metz, Murphy, Perry, Pilon, Raburn, Raschein, Raulerson, Renuart, Roberson, K., Rodrigues, R., Rouson, Santiago, Smith, Spano, Steube, Stewart, Stone, Van Zant, Williams, A.—

CS for CS for HB 89—A bill to be entitled An act relating to the threatened use of force; providing legislative findings and intent; amending s. 775.087, F.S.; prohibiting the court from imposing certain mandatory minimum sentences if the court makes specified written findings; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; providing that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening to use the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be; amending s. 776.013, F.S.; applying presumption relating to the use of deadly force to

the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; removing provisions relating to one's duty to retreat before using force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; providing that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening to use the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; limiting immunity provisions to civil actions by the person, personal representative, or heirs of the person against whom force was used; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; amending s. 776.06, F.S.; clarifying that the provision relates to use of force by a law enforcement officer or correctional officer; creating s. 776.09, F.S.; providing that a person is eligible to apply for a certificate of eligibility for expunction, notwithstanding specified eligibility requirements, if the charging document in the case is not filed or is dismissed because it is found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in chapter 776, F.S.; requiring a prosecutor, statewide prosecutor, or court to document and retain such findings; amending s. 943.0585, F.S.; requiring the Department of Law Enforcement to provide a certificate of eligibility for expunction, notwithstanding the eligibility requirements, to a person who has a written, certified statement from a prosecutor or statewide prosecutor indicating that the charging document in the case was not filed or was dismissed because it was found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in chapter 776, F.S.; providing a penalty for knowingly providing false information on a sworn statement; providing applicability; requiring the department to adopt rules; providing an effective date.

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

By Appropriations Committee, Education Appropriations Subcommittee, Higher Education & Workforce Subcommittee and Representative(s) Nuñez, Artiles, Bracy, Campbell, Castor Dentel, Cruz, Diaz, M., Fitzenhagen, Fresen, Fullwood, Kerner, Pafford, Perry, Rangel, Rogers, Saunders, Williams, A.—

CS for CS for CS for HB 851—A bill to be entitled An act relating to postsecondary education tuition and fees; amending s. 1009.21, F.S., relating to the determination of resident status for tuition purposes; revising the definitions of the terms “dependent child” and “parent”; revising certain residency requirements for a dependent child; prohibiting denial of classification as a resident for tuition purposes based on certain immigration status; revising requirements for documentation of residency; revising requirements relating to classification or reclassification as a resident for tuition purposes based on marriage; revising requirements relating to reevaluation of classification as a resident for tuition purposes; classifying persons who receive certain

tuition exemptions or waivers as residents for tuition purposes; providing for the adoption of rules and regulations; amending s. 1009.22, F.S.; revising provisions relating to workforce education postsecondary tuition and out-of-state fees; amending s. 1009.23, F.S.; revising provisions relating to Florida College System institution tuition and out-of-state fees; amending s. 1009.24, F.S.; revising provisions relating to state university resident undergraduate tuition; revising the annual percentage increase allowed in the aggregate sum of tuition and the tuition differential at state universities; amending s. 1009.26, F.S.; revising provisions relating to the tuition waiver for a recipient of a Purple Heart or another combat decoration superior in precedence; providing for the waiver of out-of-state fees for students based on certain attendance, graduation, and enrollment requirements; requiring certain reporting; providing an effective date.

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

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 156.

Robert L. “Bob” Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

CS for SB 156, CS for CS for SB 522, CS for SB 524, CS for CS for CS for SB 526 and CS for CS for SB 528 have been enrolled, signed by the required Constitutional Officers, and presented to the Governor on March 26, 2014.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 20 and March 25 were corrected and approved.

CO-INTRODUCERS

Senators Flores—CS for SB 408, SB 1056; Gibson—CS for CS for SB 208; Joyner—SB 282, SB 348; Smith—SB 348; Soto—SB 282

ADJOURNMENT

Pursuant to the motion by Senator Thrasher previously adopted, the Senate adjourned following the dissolution of the Senate Reunion at 11:36 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Tuesday, April 1 or upon call of the President.



Journal of the Senate

Number 9—Regular Session

Tuesday, April 1, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 1:00 p.m. A quorum present—39:

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

PRAYER

The following prayer was offered by Florida State University Team Chaplain, Clint Purvis, Tallahassee:

Heavenly Father, this is a day that you have made; we will rejoice and be glad in it, as your scripture says. We rejoice and be glad in this great state and a great nation. We rejoice and be glad for these men and women that sacrifice, serve, and lead our great state and we pray that you will continue to give them diligence and wisdom and discernment in all of their decisions that they have to make. Our Father, we're also here to rejoice and be glad in a great year and to rejoice and be glad in our head coach and our team. Again, Father, we thank you for this opportunity. I pray that you continue to guide and guard every woman and man that sits in this room. We pray all these things in your name and for your sake. Amen.

PLEDGE

Senate Pages, Adrian Hill of Tallahassee; Elizabeth Tauchen of Sebring; Hunter Altman of Rockledge, the son of Senator Altman; and Olivia Everett of Lakeland, 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 Portée of Orlando, sponsored by Senator Thompson, as the doctor of the day. Dr. Portée specializes in rehabilitation medicine.

SPECIAL GUESTS

The President recognized former Senate Minority Leader Senator Alfred "Al" Lawson, Jr., a Florida State University alumnus, and former Speaker of the House of Representatives Allan Bense, Chair of the Florida State University Board of Trustees, who were present in the chamber.

SENATOR THRASHER PRESIDING

Senator Thrasher introduced the following Florida State University guests who were present in the chamber: Interim President Garnett Stokes; Director of Athletics Stan Wilcox; Director of Football Operations Mark Robinson; and Head Football Coach Jimbo Fisher.

Senator Thrasher also recognized the following Florida State football players who were present in the chamber: Roberto Aguayo, Mario Edwards, Jr., Cameron Erving, Eddie Goldman, Tré Jackson, Josue Matias, Jalen Ramsey, Terrance Smith, Kermit Whitfield, Karlos Williams, P.J. Williams, and Jameis Winston.

Senator Thrasher described the two trophies on display in front of the chamber representing the accomplishments of the Florida State Seminoles during the 2013 football season. The crystal football sitting atop the Coaches' Trophy, presented by Dr. Pepper, was awarded to Florida State as the 2013 National College Football Champions after winning the 2014 Vizio BCS National Championship in Pasadena, California. The 2013 Heisman Memorial Trophy was presented to quarterback Jameis Winston last December.

ADOPTION OF RESOLUTIONS

On motion by Senator Smith—

By Senators Thrasher, Gaetz, Abruzzo, Altman, Bean, Benacquisto, Bradley, Brandes, Braynon, Bullard, Clemens, Dean, Detert, Diaz de la Portilla, Evers, Flores, Galvano, Garcia, Gardiner, Gibson, Grimsley, Hays, Hukill, Joyner, Latvala, Lee, Margolis, Montford, Negron, Richter, Ring, Simmons, Simpson, Smith, Sobel, Soto, Stargel, and Thompson—

SR 1360—A resolution recognizing April 1, 2014, as "FSU Day" in Florida.

WHEREAS, the Tallahassee campus of Florida State University is the oldest continuous site of higher education in Florida and holds the state's first chapter of Phi Beta Kappa, which was chartered in 1935, and

WHEREAS, in 1994, Florida State University joined an elite group of the nation's top research universities, being designated as a "Research I" institution by the Carnegie Foundation, and

WHEREAS, today, Florida State University offers graduate and undergraduate degrees in 314 programs within 16 independent colleges and schools, taught by a faculty of 2,094 members, which has included 17 National Academy of Sciences members and 6 Nobel Laureates, and

WHEREAS, the freshman class entering Florida State University in the Fall of 2013 was one of the most academically accomplished fresh-

man classes in the university's history, with an average high school GPA of 4.0, an average SAT score of 1,830, and an average composite ACT score of 28, and

WHEREAS, the academic accomplishments of accepted honors students entering Florida State University in the 2013 fall semester are even more impressive, with an average high school GPA of 4.4, an average SAT score of 1,958, and an average composite ACT score of 30, and

WHEREAS, in 2014, for the second consecutive year, Florida State University was ranked by U.S. News & World Report as the nation's "Most Efficient" university, a recognition of the university's efforts to provide the highest quality education with limited or reduced resources and its excellence in devoting these resources to student instruction, research, student services, and other related areas, and

WHEREAS, the Florida State University College of Medicine celebrated placing its 100th new alumni physician in this state, with 60 percent of these graduates practicing primary care and 22 percent caring for patients from rural communities, and

WHEREAS, the Florida State University College of Medicine has launched a unique, statewide Clinical Research Network with the potential to involve a more representative sample of patients accurately reflecting Florida's diverse population, and

WHEREAS, the Florida State University football team capped a historic 2013 season by winning its third Bowl Championship Series National Championship and producing its third Heisman Memorial Trophy winner, quarterback Jameis Winston, and

WHEREAS, the college experience continues to enrich the lives of Florida State University students due to its long-standing tradition of promoting racial, ethnic, and cultural diversity on campus, along with the aggressive recruitment of diverse groups of students, NOW, THEREFORE,

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

That the members of the Florida Senate recognize April 1, 2014, as "FSU Day" in Florida, and celebrate Florida State University's contribution as an outstanding institution of higher education.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Florida State University Interim President Garnett Stokes, as a tangible token of the sentiments expressed in this resolution.

—was introduced out of order and read by title. On motion by Senator Smith, **SR 1360** was read the second time in full and adopted.

On motion by Senator Smith—

By Senator Smith—

SR 1520—A resolution recognizing the outstanding play of the Florida State University Seminoles football team during the 2013 season and postseason championship games and congratulating Head Coach Jimbo Fisher, his coaching staff, and the student athletes who captured the 2014 Bowl Championship Series (BCS) National Championship after a remarkable undefeated season.

WHEREAS, having completed the 2012 season with a 12–2 record, and with 11 players selected in the 2013 National Football League draft, the Florida State University Seminoles football team, led by Head Coach Jimbo Fisher, began the 2013 season ranked 11th in the Associated Press preseason poll, and

WHEREAS, following their 37-7 defeat of the University of Florida Gators to end the 2013 regular season with a flawless record of 12-0, the Seminoles defeated the then 20th-ranked Duke University Blue Devils 45-7 in the Atlantic Coast Conference Championship game on December 7, 2013, giving the Seminoles their 14th Atlantic Coast Conference Championship, and

WHEREAS, on January 6, 2014, under Coach Fisher and his coaching staff and Director of Athletics Stan Wilcox, the top-ranked Seminoles earned a 34-31 victory over second-ranked Auburn University in the

2014 Vizio Bowl Championship Series (BCS) National Championship Game in Pasadena, California, and

WHEREAS, together with the 1950 and 1999 Seminoles football teams that concluded their seasons with undefeated records, the 2013 Florida State Seminoles' 14-0 record marks the third perfect season in school history, and

WHEREAS, outscoring their opponents by a total of 723 to 170 points, the Seminoles established a single-season football bowl subdivision scoring record, surpassing the previous high of 716 points set by the Oklahoma Sooners in 2008, and

WHEREAS, several Seminoles players were recognized for their individual performances, including kicker Roberto Aguayo, who received the Lou Groza Award; center Bryan Stork, who was awarded the Rimington Trophy; and quarterback Jameis Winston, who received the Davey O'Brien Award and the Heisman Memorial Trophy and was named the Walter Camp Player of the Year and the Associated Press Player of the Year, and

WHEREAS, following in the footsteps of legendary Seminoles before them, cornerback Lamarus Joyner, center Bryan Stork, and quarterback Jameis Winston were named consensus All-Americans, and

WHEREAS, with the 2014 BCS National Championship win, the Seminoles earned their third national football title, having claimed national championships in both 1993 and 1999, NOW, THEREFORE,

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

That the Florida Senate recognizes the outstanding play of the Florida State University Seminoles football team during the 2013 season and postseason championship games and congratulates Head Coach Jimbo Fisher, his coaching staff, and the student athletes who captured the 2014 BCS National Championship after a remarkable undefeated season.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Florida State University Interim President Garnett Stokes, Director of Athletics Stan Wilcox, and Head Coach Jimbo Fisher, as a tangible token of the sentiments expressed in this resolution.

—was introduced out of order and read by title. On motion by Senator Smith, **SR 1520** was read the second time in full and adopted.

On motion by Senator Montford—

By Senator Montford—

SR 1200—A resolution recognizing the outstanding performance of Florida State University quarterback Jameis Winston during the 2013 football season and congratulating him on his election as the 2013 recipient of the Heisman Memorial Trophy.

WHEREAS, Jameis Winston was born on January 6, 1994, and attended Hueytown High School in Hueytown, Alabama, where he was regarded by many experts as the best high school quarterback in the nation, and

WHEREAS, with offers from several universities, including Stanford University, the University of Alabama, and Ohio State University, on February 2, 2012, Jameis Winston signed his letter of intent to attend Florida State University, and

WHEREAS, on September 2, 2013, as a redshirt freshman, Jameis Winston started his first game as quarterback of the Florida State University Seminoles playing against the University of Pittsburgh Panthers, where he quickly made himself known by completing 25 of 27 passes for 356 yards and 4 touchdowns, and

WHEREAS, Jameis Winston helped lead the 2013 Seminoles football team to a perfect 12-0 regular season, an Atlantic Coast Conference Championship, and the 2014 Vizio Bowl Championship Series National Championship, and

WHEREAS, completing his season with 4,057 passing yards and a school single-season record of 40 passing touchdowns, Jameis Winston

became the first freshman quarterback in college history to throw 4,000 passing yards and 40 touchdown passes, and

WHEREAS, at the Home Depot College Football Awards on December 12, 2013, Jameis Winston was awarded the Walter Camp Player of the Year Award and the Davey O'Brien National Quarterback Award, and

WHEREAS, on December 14, 2013, less than a month before his 20th birthday, Jameis Winston became the second freshman, and the youngest player ever, to win the Heisman Memorial Trophy, college football's most coveted and prestigious player award, and

WHEREAS, Jameis Winston is the third Florida State University football player to win the Heisman Memorial Trophy, following fellow quarterback legends Charlie Ward and Chris Weinke, NOW, THEREFORE,

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

That the Florida Senate recognizes the outstanding performance of Florida State University quarterback Jameis Winston during the 2013 football season and congratulates him on his election as the 2013 recipient of the Heisman Memorial Trophy.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Jameis Winston as a tangible token of the sentiments expressed in this resolution.

—was introduced out of order and read by title. On motion by Senator Montford, **SR 1200** was read the second time in full and adopted.

At the request of Senator Hays—

By Senator Hays—

SR 1232—A resolution recognizing April 2, 2014, as “Dentists’ Day on the Hill.”

WHEREAS, the Florida Dental Association, a statewide professional membership organization representing nearly 6,500 licensed dentists in this state, was established in 1884 to advance the public health through professional education and public advocacy while promoting high practice standards and improving the professional practice environment, and

WHEREAS, studies show that good oral health may help prevent heart disease, arterial blockage, stroke, diabetes, bacterial pneumonia, preterm delivery, and low birth weight, and

WHEREAS, the Florida Dental Association is promoting “Creating a Masterpiece” to emphasize that oral health is directly linked to a person’s overall health, and

WHEREAS, the Florida Dental Association has developed “Mouth Wise,” a dental health education curriculum designed to give children a basic understanding of their teeth, mouths, and gums, the importance of preventive dentistry, and the relationship of preventive dentistry to overall health care, and

WHEREAS, the Florida Dental Association has also developed a “Mouth Wise” dental health education curriculum for middle school students which teaches the importance of dental health care in four modules, “Nutrition and Soda Consumption,” “The Use of Mouth Guards,” “Smokeless Tobacco,” and “Oral Piercing,” and

WHEREAS, in 1993 the Florida Dental Association joined efforts with the Department of Health’s Volunteer Health Care Provider Program to create “Project: Dentists Care,” a dental access program that, in 2013, provided care for underserved adults and children statewide, donating an estimated \$10 million in services, and

WHEREAS, in February 2014, dentists in this state volunteered dental services for the annual “Give Kids A Smile” event, NOW, THEREFORE,

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

That April 2, 2014, is recognized as “Dentists’ Day on the Hill.”

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Florida Dental Association as a tangible token of the sentiments expressed in this resolution.

—**SR 1232** was introduced, read and adopted by publication.

At the request of Senator Hays—

By Senator Hays—

SR 1540—A resolution recognizing the Florida Dental Association and the Florida Dental Health Foundation for their outstanding contribution to the dental health of the residents of the Tampa Bay area as the hosts of the first Mission of Mercy event in Florida.

WHEREAS, the Florida Dental Association, a statewide professional membership organization representing nearly 6,500 licensed dentists in this state, was established in 1884 to advance the public health through professional education and public advocacy, while promoting high practice standards and improving the professional practice environment, and

WHEREAS, studies show that good oral health may help prevent heart disease, arterial blockage, stroke, diabetes, preterm delivery, low birth weight in babies, and bacterial pneumonia, and

WHEREAS, the Florida Dental Association is promoting the message “Dentistry: Gateway to Good Health” to emphasize that oral health is directly linked to a person’s overall health, and

WHEREAS, on March 28 and 29, 2014, the Florida Dental Association, through the Florida Dental Health Foundation, will host Florida’s first Mission of Mercy event to provide free dental services for the underserved, at the Tampa Fairgrounds, and

WHEREAS, participants may receive dental services at the Mission of Mercy regardless of income status, residency, or health status, and

WHEREAS, hundreds of volunteers, including dentists, dental hygienists, dental assistants, medical professionals, and laypersons, will be actively engaged in providing care to those in need, and

WHEREAS, numerous organizations have joined the Florida Dental Association and the Florida Dental Health Foundation to serve as sponsors of the event, including the Alliance of the Florida Dental Association, the West Coast District Dental Association, Brandon Regional Hospital, Dental Health and Wellness, Crest, Oral-B, the DentaQuest Foundation, Darby Dental, Delta Dental, Dentsply, the Florida Association of Orthodontists, the Florida Association of Periodontists, the Florida Prosthodontic Association, the Hillsborough County Dental Association, Liberty Mutual, The Doctors Company, Managed Care of North America, Regions Bank, the Upper Pinellas County Dental Association, Great Expressions Dental Centers, More Health, and the Florida Association of Endodontists, NOW, THEREFORE,

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

That the Florida Dental Association and the Florida Dental Health Foundation are recognized for their outstanding contribution to the dental health of the residents of the Tampa Bay area as the hosts of the first Mission of Mercy event in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Florida Dental Association and the Florida Dental Health Foundation as a tangible token of the sentiments expressed in this resolution.

—**SR 1540** was introduced, read and adopted by publication.

REPORTS OF COMMITTEES

The Committee on Commerce and Tourism recommends the following pass: SB 1336

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 552

The Committee on Criminal Justice recommends the following pass: CS for SB 1142

The Committee on Judiciary recommends the following pass: CS for SB 834

The Committee on Transportation recommends the following pass: CS for SB 1092

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

The Committee on Education recommends the following pass: SB 420; SB 908; SB 1394

The Committee on Judiciary recommends the following pass: CS for SB 1400

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

The Committee on Education recommends the following pass: SB 138

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1020

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

The Committee on Banking and Insurance recommends the following pass: SB 436

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1484

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

The Committee on Commerce and Tourism recommends the following pass: SB 1176

The Committee on Criminal Justice recommends the following pass: CS for SB 588

The Committee on Education recommends the following pass: SB 1060

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 810

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

The Committee on Criminal Justice recommends the following pass: CS for SB 764

The Committee on Education recommends the following pass: SB 290; SB 566

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 608; CS for SB 1002; SB 1108; SB 1262; CS for SB 1396

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

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1078

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

The Committee on Appropriations recommends the following pass: SB 330; SB 392; CS for SB 398; SB 490; SB 2506

The Committee on Banking and Insurance recommends the following pass: CS for SM 1298

The Committee on Commerce and Tourism recommends the following pass: CS for SB 758; CS for SB 1024

The Committee on Communications, Energy, and Public Utilities recommends the following pass: CS for SM 1174

The Committee on Rules recommends the following pass: SB 162; CS for CS for SB 226; CS for SB 292; CS for SB 366; CS for SB 390; CS for SB 408; SB 516; SB 538; CS for SB 646; CS for SB 648; CS for CS for SB 654; CS for SB 656; SB 796; SB 996; SB 1664

The bills were placed on the Calendar.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1182

The Committee on Education recommends a committee substitute for the following: SB 1206

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

The Committee on Agriculture recommends a committee substitute for the following: CS for SB 1184

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 482; CS for SB 948

The Committee on Community Affairs recommends a committee substitute for the following: SB 470

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 1594

The Committee on Health Policy recommends committee substitutes for the following: CS for SB 1150; SB 1276

The Committee on Transportation recommends a committee substitute for the following: SB 958

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1472

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

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 900

The Committee on Education recommends committee substitutes for the following: SB 212; SB 628; SB 1202; SB 1226; SB 1292; SB 1528

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1640

The bill with committee substitute attached was referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 1014

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

The Committee on Health Policy recommends committee substitutes for the following: SB 1134; SB 1192

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1000

The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SM 1174

The bill with committee substitute attached was referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1274

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1146

The Committee on Education recommends a committee substitute for the following: SB 396

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1464

The Committee on Transportation recommends a committee substitute for the following: CS for SB 1630

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SM 1538

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 698

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1426

The Committee on Education recommends a committee substitute for the following: SB 414

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Govern-

mental Oversight and Accountability under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 316

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1160

The bills with committee substitute attached contained in the foregoing reports were 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 1238

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 944

The Committee on Health Policy recommends a committee substitute for the following: SB 1352

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1466

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 Appropriations recommends a committee substitute for the following: SB 372

The Committee on Education recommends a committee substitute for the following: SR 894

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 280; CS for SB 808; CS for SB 1278; CS for SB 1300

The Committee on Health Policy recommends a committee substitute for the following: SB 1254

The Committee on Judiciary recommends a committee substitute for the following: SB 926

The Committee on Transportation recommends a committee substitute for the following: SB 244

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 Health Policy recommends a committee substitute for the following: SB 1066

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

The Committee on Appropriations recommends committee substitutes for the following: SB 66; CS for SB 274; CS for SB 790; CS for SB 850; SB 1148; SB 1194; SB 1642

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 864

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 172

The Committee on Transportation recommends a committee substitute for the following: CS for CS for SB 218

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Capital Collateral Regional Counsel - Northern Region	
Appointee: Friedman, Robert	01/17/2017
Capital Collateral Regional Counsel - Middle Region	
Appointee: Viggiano, James Vincent, Jr.	09/30/2015
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc.	
Appointees: Adamiak, Robert A.	09/30/2016
Bush, Shawn D.	09/30/2016
Garey, Alan L.	09/30/2015
Holder, Carlyle I.	09/30/2017
Lukis, Vicki L.	09/30/2014
Muhammad, Tadar	09/30/2016
Nicklaus, Harry Gregg	09/30/2014

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governing Board:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director of South Florida Water Management District	
Appointee: Guillory, Blake C.	Pleasure of the Board
Executive Director of Southwest Florida Water Management District	
Appointee: Beltran, Roberto R., Jr.	Pleasure of the Board

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Environmental Regulation Commission	
Appointees: Bauer, Michael R.	07/01/2017
Dooley, Anna M.	07/01/2015
Roth, Cari L.	07/01/2017
Governing Board of the Northwest Florida Water Management District	
Appointee: Pate, Jerome K.	03/01/2017
Governing Board of the St. Johns River Water Management District	
Appointees: Burnett, Douglas	03/01/2017
Ghyabi, Maryam	03/01/2017
Roberts, Frederick N., Jr.	03/01/2015
Governing Board of the South Florida Water Management District	
Appointees: Barber, Frederick T., III	03/01/2015
Hutchcraft, Mitchel A.	03/01/2017
Powers, Kevin P.	03/01/2017

Office and Appointment

Governing Board of the Southwest Florida Water Management District

Appointees: Beruff, Carlos	03/01/2017
Dunbar, David W.	03/01/2017
Moran, Michael A.	03/01/2015

Governing Board of the Suwannee River Water Management District

Appointee: Sanchez, Virginia Marsh	03/01/2017
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The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Banking and Insurance—

SB 1698—A bill to be entitled An act relating to the ratification of rules of the Office of Insurance Regulation; ratifying a specified rule requiring title insurance agencies and the retail offices of certain title insurance underwriters to electronically submit certain statistical data; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

By Senator Bean—

SB 1700—A bill to be entitled An act relating to public records; creating s. 456.61, F.S.; exempting from public records requirements personal identifying information of patients and physicians held by the Department of Health in the compassionate use registry; exempting information related to ordering and dispensing low-THC marijuana; authorizing specified persons and entities access to the exempt information; requiring that information released from the registry remain confidential; providing a criminal penalty; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

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

By the Committee on Education—

SB 1702—A bill to be entitled An act relating to education; providing a directive to the Division of Law Revision and Information; changing the term “school readiness program” to “child care and development program,” the term “school readiness” to “child care and development,” and the term “family day care home” to “family child care home”; amending s. 39.604, F.S.; revising provisions relating to the Rilya Wilson Act; amending ss. 125.0109 and 166.0445, F.S.; including large family child care homes in local zoning regulation requirements; amending s. 402.302, F.S.; conforming provisions to changes made by the act; amending s. 402.3025, F.S.; providing requirements for nonpublic schools delivering certain voluntary prekindergarten education programs and child care and development programs; amending s. 402.305, F.S.; revising certain minimum standards for child care facilities; authorizing the Department of Children and Families to adopt rules for compliance by certain programs not licensed by the department; amending s. 402.311, F.S.; providing for the inspection of programs regulated by the department; amending s. 402.3115, F.S.; providing for abbreviated inspections of specified child care homes; requiring rule-making; amending s. 402.313, F.S.; revising provisions for licensure, registration, and operation of family day care homes; amending s. 402.3131, F.S.; revising requirements for large family child care homes; amending s. 402.316, F.S., relating to exemptions from child care facility licensing standards; requiring a child care facility operating as a provider of certain voluntary prekindergarten education programs or child

care programs to comply with minimum standards; providing penalties for failure to disclose or for use of certain information; requiring the department to establish a fee for inspection and compliance activities; amending s. 627.70161, F.S.; revising restrictions on residential property insurance coverage to include coverage for large family child care homes; amending s. 1001.213, F.S.; providing additional duties of the Office of Early Learning; amending s. 1002.53, F.S.; revising requirements for application and determination of eligibility to enroll in the Voluntary Prekindergarten (VPK) Education Program; amending s. 1002.55, F.S.; revising requirements for a school-year prekindergarten program delivered by a private prekindergarten provider, including requirements for providers, instructors, and child care personnel; providing requirements in the case of provider violations; amending s. 1002.59, F.S.; correcting a cross-reference; amending ss. 1002.61 and 1002.63, F.S.; revising employment requirements and educational credentials of certain instructional personnel; amending s. 1002.71, F.S.; revising information that must be reported to parents; amending s. 1002.75, F.S.; revising provisions included in the standard statewide VPK program provider contract; amending s. 1002.77, F.S.; revising the purpose and meetings of the Florida Early Learning Advisory Council; amending s. 1002.81, F.S.; revising certain program definitions; amending s. 1002.82, F.S.; revising the powers and duties of the Office of Early Learning; revising provisions included in the standard statewide child care and development program provider contract; amending s. 1002.84, F.S.; revising the powers and duties of early learning coalitions; conforming provisions to changes made by the act; amending s. 1002.87, F.S.; revising student eligibility and enrollment requirements for the child care and development program; conforming provisions to changes made by the act; amending s. 1002.88, F.S.; revising eligibility requirements for program providers that want to deliver the child care and development program; providing conditions for denial of initial eligibility; providing child care personnel requirements; amending s. 1002.89, F.S.; revising the use of funds for the child care and development program; conforming provisions to changes made by the act; amending s. 1002.91, F.S.; prohibiting an early learning coalition from contracting with specified persons; amending s. 1002.94, F.S.; revising establishment of a community child care task force by an early learning coalition; providing an effective date.

—was referred to the Committee on Appropriations.

SR 1704—Not introduced.

By the Committee on Governmental Oversight and Accountability—

SB 1706—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; revising requirements for the content of notices of rule development; revising the scope of public workshops to include information gathering for the preparation of statements of estimated regulatory costs; revising requirements for notices of proposed rules; authorizing electronic delivery of notices to persons who have requested advance notice of agency rulemaking proceedings; revising requirements for an agency's filing of specified information with the Administrative Procedures Committee; creating a presumption of adverse impact on small business in specified circumstances; 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; tolling rulemaking deadlines during such separate proceedings; revising requirements for the contents of a notice of change; amending s. 120.541, F.S.; revising requirements for substantially affected persons to submit proposals for lower cost regulatory alternatives to a proposed rule following a notice of change; revising requirements for an agency's consideration of such lower cost regulatory alternatives; providing for an agency's revision and publication of a revised statement of estimated regulatory costs in response to such lower cost regulatory alternatives; deleting the definition of the term "transactional costs"; providing additional requirements for the calculation of estimated regulatory costs; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability—

SB 1708—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; revising the deadline to propose rules

implementing new laws; amending s. 120.74, F.S.; revising requirements for the periodic review of agency rules; requiring agencies to annually review rulemaking and prepare and publish regulatory plans; specifying requirements for such plans; requiring an agency to include a certification of the regulatory plan in a legislative budget request; requiring specified agencies to review the regulatory plans of certain boards; requiring publication by specified dates of notices of rule development and of proposed rules necessary to implement new laws; requiring an agency to file a certification with the Administrative Procedures Committee; requiring an agency to complete a supplement to the regulatory plan under certain circumstances; establishing requirements for the supplement; providing for suspension of an agency's rulemaking authority for failure to comply with specified provisions; providing for applicability; repealing ss. 120.745 and 120.7455, F.S., relating to legislative review of agency rules in effect on or before a specified date and an Internet-based public survey of regulatory impacts, respectively; providing for rescission of the suspension of rulemaking authority under such repealed provisions; providing effective dates.

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

By the Committee on Education—

SB 1710—A bill to be entitled An act relating to postsecondary education; repealing s. 1004.32, F.S., relating to New College of Florida; amending s. 1004.65, F.S.; revising a Florida College System institution's primary responsibilities and secondary role as they relate to providing upper-level instruction and awarding baccalaureate degrees; amending s. 1009.55, F.S.; increasing the annual maximum number of scholarships that may be awarded; increasing the annual maximum award amount per student; creating s. 1009.893, F.S.; creating the Florida National Merit Scholar Incentive Program; defining terms; providing the purpose of the incentive program; requiring the Department of Education to administer the incentive program, advertise the availability of the incentive program, and notify students, teachers, parents, and school administrators about the incentive program's criteria and application procedures; providing eligibility requirements for the incentive program; requiring certain students who are National Merit Scholars or National Achievement Scholars to receive certain incentive awards; providing eligibility requirements to renew an award; authorizing a student to receive an incentive award for certain maximum percentage amounts of the number of credit hours required to complete an associate degree, a baccalaureate degree, or a career certificate; requiring the department to issue awards from the incentive program and to transmit payment for each award; authorizing the department to withhold payment under certain circumstances; requiring institutions to certify to the department the eligibility status of each student to receive a disbursement of an award during a specified time; requiring the institution to certify to the department the disbursement amounts to each student and remit to the department undisbursed funds; providing for proration of funds; prohibiting use of funds for remedial coursework or developmental education; authorizing a student to use funds during the summer term under certain circumstances; authorizing incentive program funds appropriated by the Legislature to be deposited in the State Student Financial Assistance Trust Fund; providing for use of any remaining balance of appropriated funds in the trust fund; requiring the department to allocate funds to appropriate institutions and collect and maintain certain data regarding the incentive program; requiring the State Board of Education to adopt rules; providing an effective date.

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

SR 1712—Not introduced.

By the Committee on Regulated Industries—

SB 1714—A bill to be entitled An act relating to malt beverages; amending s. 561.01, F.S.; defining the term "growler"; amending s. 561.221, F.S.; clarifying three-tier system exceptions and application with respect to the manufacture, distribution, and sale of malt beverages; revising requirements for licensure and operation of manufacturers and vendors; providing legislative intent; amending s. 561.37, F.S., to revise bond requirements for brewers; amending s. 561.5101,

F.S.; adding an exception to the come-to-rest requirement; amending s. 562.34, F.S.; authorizing the possession and transportation of a growler; reenacting s. 563.022(14), F.S., relating to prohibited interests between a manufacturer and a distributor of malt beverages, to incorporate the amendments made to s. 561.221, F.S., in a reference thereto; clarifying provisions; amending s. 563.06, F.S.; revising provisions relating to the sale of malt beverages at retail in containers of specified sizes, to conform to changes made by the act; creating s. 563.061, F.S.; providing requirements for and limitations on the filling, refilling, and sale or distribution of growlers; providing severability; providing an effective date.

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

Senate Resolutions 1716-1720—Not introduced.

Senate Bills 1722-2498—Not used.

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, 2014, and ending June 30, 2015, 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 an effective date.

—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 relating to implementing the General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program for the 2014-2015 fiscal year; providing that funds for instructional materials shall be released and expended as required in specified proviso language, notwithstanding other provisions of law; amending s. 1011.62, F.S.; increasing the number of schools eligible for categorical funding for supplemental academic instruction and for the research-based reading instruction allocation; suspending for the 2014-2015 fiscal year a provision authorizing the Legislature to provide a virtual education contribution to the Florida Education Finance Program; amending s. 1002.32, F.S.; requiring that eligible lab schools that have a permanent high school center receive a proportional share of the sparsity supplement; amending s. 1013.64, F.S.; revising the basis for allocating fixed-capital outlay funds for existing satisfactory facilities; incorporating by reference certain calculations of the Medicaid Low-Income Pool and Disproportionate Share Hospital programs for the 2014-2015 fiscal year; providing requirements governing the continuation of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study; specifying certain prohibitions before completion of the study; prioritizing which categories of individuals on the Agency for Persons with Disabilities wait list will be offered a slot on the Medicaid home and community-based waiver programs; allowing an individual to continue receiving waiver services if his or her parent or guardian is an active-duty service member transferred to Florida; providing that individuals remaining on the wait list are not entitled to an administrative proceeding; prohibiting behavioral health managing entities contracting with the Department of Children and Families from conducting provider network procurements during the 2014-2015 fiscal year; amending s. 216.262, F.S.; authorizing the Department of Corrections to submit a budget amendment for additional positions to operate additional prison bed capacity under certain circumstances; authorizing the Department of Legal Affairs to spend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; requiring the Department of Juvenile Justice to comply with specified reimbursement limitations with respect to payments to hospitals or health care providers for health care services; authorizing certain payments pursuant to a contracted rate only until the contract expires or is renewed; defining the term "hospital" for purposes of such limitations; directing the Department of Management Services to use a tenant broker to renegotiate or reprocure leases for office or storage space and provide a report to the Legislature; reenacting s. 624.502, F.S., relating to a requirement that fees for service of process upon the Chief Financial Officer or Office of Insurance Reg-

ulation be deposited into the Administrative Trust Fund; amending s. 161.143, F.S.; providing an allocation in the General Appropriations Act for inlet management funding; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects; amending s. 259.032, F.S.; authorizing the transfer of moneys in the Conservation and Recreation Lands Trust Fund to the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 375.041, F.S.; providing for the transfer of moneys from the Land Acquisition Trust Fund to support the Total Maximum Daily Loads Program; providing for the transfer of moneys in the Land Acquisition Trust Fund to the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 373.59, F.S.; revising the allocation of moneys from the Water Management Lands Trust Fund; authorizing specified funds to be deposited into the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 376.30711, F.S.; requiring that all task assignments, work orders, and contracts for providers under the Petroleum Restoration Program must meet certain requirements; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain counties for solid waste programs; authorizing the Fish and Wildlife Conservation Commission to pay a bounty for captured and destroyed lionfish; amending s. 339.135, F.S.; authorizing the Department of Transportation to use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; amending s. 335.065, F.S.; authorizing the Department of Transportation to use certain funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; providing criteria for prioritizing trail projects; providing for the reversion of unobligated funds appropriated for certain transportation and economic development projects; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency; providing that the annual salary of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing a legislative determination that the issuance of new debt is in the best interests of the state and necessary to address a critical state emergency; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; authorizing certain agencies to request the transfer of resources between Data Processing Services appropriation categories and appropriation categories for operation based upon changes to the data center services consolidation schedule; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers; prohibiting an agency from transferring funds from a data processing category to another category; reenacting and amending s. 110.12315(2)(b) and (7)(a), F.S., relating to the state employee prescription drug program; updating provisions specifying copayment amounts; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing for severability; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

SB 2506—Previously introduced.

By the Committee on Appropriations—

SB 2508—A bill to be entitled An act relating to executive clemency; amending ss. 27.51 and 27.511, F.S.; removing authority of the trial court to appoint counsel for executive clemency proceedings; amending s. 27.5303, F.S.; removing authority of the court rendering judgment imposing the death penalty to appoint counsel for executive clemency proceedings; amending s. 27.5304, F.S.; removing authority for payment to the appointed attorney for representing a defendant in an application for executive clemency after the imposition of a death sentence; creating s. 940.031, F.S.; authorizing the Board of Executive Clemency to appoint private counsel to represent a person sentenced to death in an executive clemency proceeding; authorizing compensation of up to a specified amount to the appointed attorney from the General Revenue Funds appropriated to the Parole Commission; providing legislative intent; 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 court-appointed counsel; amending s. 27.40, F.S.; eliminating the limited registry for private counsel willing to accept a flat fee; creating s. 27.401, F.S.; establishing the Cross-Circuit Conflict Representation Pilot Program in specified offices of the public defender and offices of criminal conflict and civil regional counsel; providing requirements for appointment of counsel in circuits and regions participating in the pilot program; requiring reports to be submitted by specified dates; requiring the Justice Administrative Commission to provide specified data; providing for future expiration of the pilot program; amending s. 27.5304, F.S.; increasing the statutory caps for certain flat fees in criminal cases; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2512—A bill to be entitled An act relating to Medicaid; amending s. 395.602, F.S.; revising the definition of “rural hospital”; amending s. 409.911, F.S.; updating references to data to be used for calculations under the disproportionate share program; amending s. 409.962, F.S.; revising the term “provider service network”; amending s. 409.972, F.S.; deleting a requirement relating to medically needy recipients; amending s. 409.974, F.S.; expressly providing for contracting with eligible managed care plans; revising provisions relating to procuring a provider service network in a region; providing requirements for termination of a contract with certain managed care plans; requiring the Children’s Medical Services Network to operate as a fee-for-service provider service network under certain conditions; amending s. 409.975, F.S.; deleting a requirement that a managed care plan accept certain medically needy recipients; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2514—A bill to be entitled An act relating to bicycle and pedestrian ways; amending s. 335.065, F.S.; authorizing the Department of Transportation to use appropriated funds for the establishment of a statewide system of interconnected multiuse trails; prioritizing projects for funding; requiring funded projects to be included in the department’s work program; providing that the department is not responsible for or obligated to provide funds for the operation and maintenance of any such project; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senators Flores, Margolis, and Bullard—

CS for SB 66—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing a county as defined in s. 125.011(1), F.S., to levy a surtax up to a specified amount for the benefit of a Florida College System institution and a state university in the county pursuant to an ordinance conditioned to take effect upon approval in a county referendum; requiring the ordinance to provide for a referendum and be enacted within a specified period; providing permissible uses of the surtax proceeds; providing referendum requirements and procedures; requiring that the proceeds from the surtax be transferred into a specified account and managed in a specified manner; establishing an oversight board with specified duties, responsibilities, and requirements relating to the expenditure of surtax proceeds; providing for the appointment of members of the oversight board; requiring that the board of trustees of each institution receiving surtax proceeds prepare an annual plan for submission to the oversight board for approval; providing that state funding may not be reduced because an institution receives surtax funds; providing for the scheduled expiration of the surtax; prohibiting certain counties from levying the surtax within a specified period; providing an effective date.

By the Committees on Regulated Industries; and Commerce and Tourism; and Senator Soto—

CS for CS for SB 172—A bill to be entitled An act relating to notaries public; creating s. 117.055, F.S.; requiring a notary public to record specified information in a notarial journal when performing certain notarial acts; requiring that a notary public retain a notarial journal for a specified period; requiring a notary public to notify the Notary Section of the Executive Office of the Governor if a notarial journal is lost, stolen, misplaced, destroyed, erased, compromised, rendered unusable, or becomes otherwise inaccessible during the retention period; requiring notary employees of a law firm to maintain a separate notarial journal for certain notarial acts pertaining to the law firm and its clients; providing that such a notarial journal is the exclusive property of the law firm; requiring the law firm to comply with notarial journal maintenance and security requirements; providing that all other notarial journals are the exclusive property of a notary public; requiring a notary public to secure a notarial journal; providing that failure to comply with notarial journal requirements does not invalidate a lawful notarization; providing that failure to comply with the notarial journal requirements constitutes grounds for suspension, nonrenewal, or denial of a notary public commission; providing applicability; amending s. 117.10, F.S.; exempting certain acts of specified law enforcement and correctional officers from the notarial journal requirements; providing an effective date.

By the Committee on Education; and Senators Hukill, Sachs, Margolis, Simpson, Latvala, Bradley, Braynon, Thompson, Abruzzo, Gibson, and Garcia—

CS for SB 212—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include standards for financial literacy; amending ss. 1003.428 and 1003.4282, F.S.; revising the required credits for high school graduation and a standard high school diploma to include one-half credit for instruction in personal financial literacy and seven and one-half, rather than eight, credits in electives; providing an effective date.

By the Committees on Transportation; Appropriations; and Transportation; and Senator Grimsley—

CS for CS for CS for SB 218—A bill to be entitled An act relating to transportation; amending s. 316.2397, F.S.; expanding the types of vehicles that may show or display an amber light; amending s. 335.06, F.S.; authorizing the Department of Transportation to improve and maintain roads that provide access to property within the state park system if they are part of a county road system or city street system; requiring that the

appropriate county or municipality maintain such a road if the department does not maintain it; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern; authorizing the Department of Transportation to pay for such costs under certain circumstances; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for capital expenditures; amending s. 339.2818, F.S.; subject to the appropriation of specified additional funding, authorizing a municipality within a rural area of critical economic concern or a rural area of critical economic concern community to compete for certain funding; providing criteria; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed within a certain timeframe if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs against the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

By the Committee on Transportation; and Senator Braynon—

CS for SB 244—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Sun, Sea, and Smiles license plate; limiting the authorized uses of collected annual use fees; defining a term; amending s. 320.08058, F.S.; creating a Sun, Sea, and Smiles license plate; providing for the distribution of use fees received from the sale of such plates; amending s. 320.08062, F.S.; revising provisions relating to audit and attestation requirements for annual use fee proceeds; requiring the Department of Highway Safety and Motor Vehicles to discontinue the distribution of revenues to an organization that does not meet specified requirements; authorizing the department to resume the distribution of revenue under certain conditions; requiring a report to the Legislature; requiring the discontinuance of a specialty plate under certain circumstances; amending chapter 2008-176, Laws of Florida, as amended; extending the prohibition on the issuance of new specialty license plates; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senator Simmons—

CS for CS for SB 274—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; waiving the fee for identification cards issued to certain inmates; amending s. 322.17, F.S.; waiving the fee for replacement driver licenses issued to certain inmates; amending s. 382.0255, F.S.; requiring a waiver of fees for certain inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies in acquiring necessary documents for certain inmates to acquire an identification card before release; providing exceptions; requiring the department to provide an inmate with a replacement identification card or replacement driver license under certain circumstances; requiring the Department of Highway Safety and Motor Vehicles to issue a temporary permit under certain circumstances; requiring the Department of Corrections to provide specified assistance to inmates born outside this state; requiring a report; amending s. 944.803, F.S.; authorizing the department to operate

male and female faith- and character-based institutions; providing an appropriation; providing an effective date.

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

CS for SB 280—A bill to be entitled An act relating to public records; amending s. 397.334, F.S.; exempting from public records requirements information from the screenings for participation in a treatment-based drug court program, substance abuse screenings, behavioral health evaluations, and subsequent treatment status reports regarding a participant or a person considered for participation in a treatment-based program; providing for exceptions to the exemption; providing for retroactive application of the public record exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Bean—

CS for SB 316—A bill to be entitled An act relating to certification of assisted living facility administrators; amending s. 429.52, F.S.; requiring assisted living facility administrators to meet the training and education requirements established by a third-party credentialing entity or by the Department of Elderly Affairs; requiring the department to establish a competency test; requiring a third-party credentialing entity to develop a competency test and a minimum required score to indicate successful completion of the training and educational requirements; revising requirements for facility administrators who are hired on or after a specified date; authorizing the department to require additional training and education of any personal care staff in the facility, except for certain assisted living facility administrators; requiring training to be conducted by an entity recognized by a third-party credentialing entity under s. 429.55, F.S.; authorizing the department to adopt rules to establish staff training requirements; creating s. 429.55, F.S.; providing legislative intent; defining terms; authorizing the department to approve third-party credentialing entities for the purpose of developing and administering a professional credentialing program for assisted living facility administrators; requiring the department to approve a third-party credentialing entity that documents compliance with certain minimum standards; authorizing an administrator to be certified by a third-party credentialing entity; providing that an administrator who fails to be certified under s. 429.55, F.S., or fails to complete training and educational requirements under s. 429.55 is subject to an administrative fine; providing an exemption for an administrator licensed under part II of ch. 468, F.S.; requiring a third-party credentialing entity to allow certain persons to enroll in its certification program for a specified time after the department approves the third-party credentialing entity; requiring an approved third-party credentialing entity to establish the core competencies for administrators according to the standards set forth by the National Commission for Certifying Agencies; requiring a certification program of a third-party credentialing entity to meet certain requirements; authorizing an individual adversely affected by the decision of a third-party credentialing entity to appeal the decision under certain circumstances; providing an effective date.

By the Committee on Appropriations; and Senator Galvano—

CS for SB 372—A bill to be entitled An act relating to developments of regional impact; amending s. 380.06, F.S.; deleting certain exemptions for dense urban land areas; revising the exemption for any proposed development within a county that has a population of at least 300,000 and an average population of at least 400 people per square mile; exempting certain developments from certain statewide standards and guidelines; providing an effective date.

By the Committee on Education; and Senators Bean and Bradley—

CS for SB 396—A bill to be entitled An act relating to the joint use and public access of public school facilities and joint community projects; creating s. 768.072, F.S.; authorizing district school boards to enter into joint-use agreements with a local government or a private organization or adopt public access policies; providing criteria for joint-use agree-

ments; authorizing a district school board to enter into agreements with a county, municipality, or Florida College System institution to develop and operate joint community projects; requiring such agreements to have certain specifications; requiring certain provisions to be included in joint-use agreements for joint community projects, including indemnification of district school boards and liability insurance; providing applicability; providing that s. 1012.467, F.S., does not apply when there is no school-sponsored or school-related program or activity in progress; providing an effective date.

By the Committee on Education; and Senator Dean—

CS for SB 414—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of certain animal researchers at public research facilities, including state universities; providing for retroactive applicability of the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Community Affairs; and Senator Detert—

CS for SB 470—A bill to be entitled An act relating to malt beverage tastings; amending s. 561.42, F.S.; removing the prohibition on beer samplings at the premises of vendors licensed for off-premises sales only; authorizing malt beverage tastings on the licensed premises of certain vendors, subject to certain requirements, limitations, liabilities, and penalties; providing construction with respect to special acts and ordinances; authorizing rulemaking; revising the prohibition on cooperative advertising with a vendor and prohibiting certain persons from naming vendors in advertising for malt beverage tastings; revising language to conform terminology and editorial style; providing an effective date.

By the Committee on Banking and Insurance; and Senator Hays—

CS for SB 482—A bill to be entitled An act relating to the Florida Catastrophic Storm Risk Management Center; amending s. 215.555, F.S.; transferring a portion of the investment income of the Florida Hurricane Catastrophe Fund to the Florida Catastrophic Storm Risk Management Center to support the center's ongoing operations; providing an effective date.

By the Committee on Education; and Senators Montford and Stargel—

CS for SB 628—A bill to be entitled An act relating to independent nonprofit higher education facilities financing; amending s. 243.52, F.S.; expanding the definition of the term "project" as it relates to the Higher Educational Facilities Financing Act; providing an effective date.

By the Committee on Criminal Justice; and Senator Stargel—

CS for SB 698—A bill to be entitled An act relating to sexual misconduct with students by authority figures; providing a short title; creating s. 775.0862, F.S.; providing definitions; providing for reclassification of specified sexual offenses committed against a student by an authority figure; providing for severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

CS for CS for SB 790—A bill to be entitled An act relating to education; amending s. 1011.62, F.S.; providing the purpose for the Florida digital classrooms allocation; requiring a school district to adopt a district digital classrooms plan and submit the plan to the Department of Education for approval; providing requirements for the plan; requiring that allocated funds be used for a specified purpose; requiring a district school board to submit to the department the district's digital classrooms plan; providing requirements for the district's plan; requiring the State Board of Education to adopt a Florida digital classrooms plan that establishes certain protocols, parameters, requirements, and digital tools;

authorizing the Department of Education to consult with qualified experts to develop the Florida digital classrooms plan; providing requirements for the plan; providing calculations for funding; requiring the commissioner to support statewide, coordinated partnerships and efforts of education practitioners to identify and share best practices, corrective actions, and other identified needs; requiring each district school board to report by a specified date to the department the district's use of funds and student performance outcomes; authorizing the department to contract with an independent third-party entity to conduct an annual independent verification of the district's use of Florida digital classrooms allocation funds; requiring the Auditor General to verify the use of Florida digital classrooms allocation funds if an independent third-party verification is not conducted; requiring the commissioner to provide by a specified date to the Governor and the Legislature a summary of each district's use of funds, student performance outcomes, and progress toward meeting statutory requirements and timelines; authorizing the State Board of Education to adopt rules; amending s. 1002.33, F.S.; conforming provisions to changes made by the act; amending s. 1002.45, F.S.; conforming provisions to changes made by the act; requiring school districts to annually provide parents with notification regarding a student's right and choice to participate in a virtual instruction program; repealing s. 1006.281, F.S., relating to local instructional improvement systems; repealing s. 1006.282, F.S., relating to a pilot program for the transition to electronic and digital instructional materials; amending s. 1006.38, F.S.; conforming provisions to changes made by the act; creating s. 1007.2616, F.S.; requiring public schools to provide students in grades K-12 opportunities for learning computer science, including, but not limited to, computer coding and computer programming; authorizing grade-specific instruction in specified areas; authorizing elementary schools and middle schools to establish digital classrooms for specified purposes; authorizing high schools to provide students with opportunities to take certain computer science courses to satisfy requirements for high school graduation; providing exceptions for certain course requirements for high school graduation; authorizing the State Board of Education to adopt rules; creating s. 1004.448, F.S.; establishing the Florida Center for Library Automation; providing the duties of the center; providing that an executive director administers the center; providing the duties of the executive director; repealing s. 1006.72, F.S., relating to licensing electronic library resources; repealing s. 1006.73, F.S., relating to the Florida Virtual Campus; amending s. 1006.735, F.S.; creating the Complete Florida Plus Program, rather than the Complete Florida Degree Program, within the Innovation Institute of the University of West Florida; providing a purpose for the program; establishing the Complete Florida Degree Initiative; requiring the initiative to use labor market data and projections to identify specific workforce needs and targeted occupations; deleting implementing provisions relating to the Complete Florida Degree Program; providing duties of the Complete Florida Degree Initiative; requiring the Complete Florida Plus Program to develop and manage a statewide Internet-based catalog of distance learning courses, degree programs, and resources offered by public postsecondary education institutions; providing requirements for the operational procedures for the catalog; requiring the Complete Florida Plus Program to make available to postsecondary students specified online supports and services; providing that records, personnel, property, existing contracts, unexpended balances of appropriations, allocations, grants, and other funds of the Florida Virtual Campus are transferred to the University of West Florida; providing that the University of West Florida is the successor in interest to the Florida Virtual Campus; deleting an obsolete provision; amending ss. 1007.01, 1009.23, and 1009.24, F.S.; conforming cross-references; amending s. 1011.71, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Regulated Industries; and Senator Galvano—

CS for CS for SB 808—A bill to be entitled An act relating to public records; creating s. 548.062, F.S.; providing an exemption from public records requirements for the information in the reports required to be submitted to the Florida State Boxing Commission by a promoter or obtained by the commission through audit of a promoter's records; 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 Appropriations; and Education; and Senator Legg—

CS for CS for SB 850—A bill to be entitled An act relating to education; amending s. 1001.42, F.S.; requiring a school that includes certain grades to include information, data, and instructional strategies in its school improvement plan; requiring a school that includes certain grades to implement an early warning system based on indicators to identify students in need of additional academic support; amending s. 1002.32, F.S.; revising the kind of lab schools that receive a proportional share of the sparsity supplement; amending s. 1003.42, F.S.; providing State Board of Education duties relating to middle grades courses; amending s. 1003.4203, F.S.; requiring a district school board, in consultation with the district school superintendent, to make CAPE Digital Tool certificates and CAPE industry certifications available to students, including students with disabilities, in prekindergarten through grade 12, to enable students to attain digital skills; providing eligibility for additional FTE funding; requiring innovative programs and courses that combine academic and career instructional tools and industry certifications into education for both college and career preparedness; providing for additional FTE funding; providing for grade point average calculation; requiring the Department of Education to collaborate with Florida educators and school leaders to provide technical assistance to district school boards regarding implementation; authorizing public schools to provide students with access to third-party assessment centers and career and professional academy curricula; encouraging third-party assessment providers and career and professional academy curricula providers to provide annual training; amending s. 1003.4281, F.S.; deleting calculations for paid and unpaid high school credits; amending s. 1003.4285, F.S.; revising requirements to earn a Scholar designation on a standard high school diploma; revising requirements to earn a Merit designation on a standard high school diploma; creating s. 1003.4298, F.S.; requiring the third-party assessment center providers to report return on investment to students and students' families regarding completing CAPE industry certifications and CAPE Digital Tool certificates; providing criteria for the return on investment report; amending s. 1003.4935, F.S.; authorizing additional FTE funding for certain Digital Tool certificates and industry certifications; amending s. 1003.53, F.S.; authorizing dropout prevention and academic intervention services for a student identified by a school's early warning system; amending s. 1006.135, F.S.; including middle grades schools under provisions prohibiting hazing; revising the definition of the term "hazing"; requiring a school district policy that prohibits hazing and establishes consequences for an act of hazing; revising penalty provisions and providing for applicability; creating s. 1007.273, F.S.; requiring a Florida College System institution to work with each district school board in its designated service area to establish a collegiate high school program; providing options for participation in a collegiate high school program; requiring a Florida College System institution to execute a contract with each district school board in its designated service area to establish the program; authorizing another Florida College System institution to execute a contract with the district school board in certain circumstances; requiring the contract to be executed by a specified date for the purpose of implementation; requiring Florida College System institutions to collaborate with the district school boards they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating district school board to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; providing the calculation for funding the collegiate high school program; prohibiting a Florida College System institution from reporting certain funds for purposes of funding or receiving the standard tuition rate per credit hour for a student enrolled in a dual enrollment course at the institution unless the institution establishes a collegiate high school program; providing that certain independent colleges and universities are eligible to work with district school boards to establish a collegiate high school program; requiring such independent colleges and universities to collaborate with the district school boards they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating district school board to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; amending s. 1008.44, F.S.; requiring the department to annually identify CAPE Di-

gital Tool certificates and CAPE industry certifications; authorizing the Commissioner of Education to recommend adding certain certificates and certifications; providing requirements for inclusion of CAPE Digital Tool certificates and CAPE industry certifications on the funding list; authorizing the commissioner to limit certain Digital Tool certificates and CAPE industry certifications to students in certain grades; providing requirements for the Articulation Coordinating Committee; amending s. 1011.62, F.S.; specifying requirements relating to additional FTE funding based on completion of certain courses or programs and issuance of CAPE industry certification; deleting obsolete provisions; deleting provisions regarding Florida Cyber Security Recognition, Florida Digital Arts Recognition, and Florida Digital Tool Certificates; amending s. 1012.98, F.S.; providing requirements relating to professional development, including inservice plans and instructional strategies, for middle grades educators; requiring the Department of Education to disseminate professional development in the use of integrated digital instruction; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Hays, Benacquisto, and Negron—

CS for SB 864—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; providing that the district school board has the constitutional duty and responsibility to select and provide adequate instructional materials for all students; redefining the term "adequate instructional materials"; amending s. 1006.283, F.S.; requiring a district school board or consortium of school districts to implement an instructional materials program; including criteria for the review and recommendation of instructional materials, the process by which instructional materials are adopted, and the process by which a school district will notify parents of their ability to access their children's instructional materials in the list of the subjects that must be addressed by rule of the district school board; requiring adopted instructional materials to be provided in digital format; defining the term "digital format"; requiring the Department of Education to publish minimum, recommended technology requirements; requiring the Department of Education to publish annually a 5-year schedule of subject areas to be reviewed by local school districts, to begin by a specified date; requiring the district to make available, upon request, sample copies of its adopted instructional materials; repealing s. 1006.29, F.S., relating to state instructional materials reviewers; amending s. 1006.30, F.S.; requiring each district instructional materials reviewer to file an affidavit with the district school board, rather than the department; amending s. 1006.31, F.S.; deleting references to the Department of Education regarding the duties of instructional materials reviewers; revising the evaluation procedure for instructional materials; amending s. 1006.32, F.S.; conforming provisions to changes made by the act; deleting references to the Commissioner of Education regarding a pilot program and the adoption of instructional materials; repealing s. 1006.33, F.S., relating to bids, proposals, and advertisement regarding the adoption of instructional materials; repealing s. 1006.34, F.S., relating to powers and duties of the Commissioner of Education and the department in selecting and adopting instructional materials; amending s. 1006.35, F.S.; requiring the district school board, rather than the commissioner, to conduct an independent investigation to determine the accuracy of district-adopted instructional materials; authorizing the district school board, rather than the commissioner, to remove materials from the list of district-adopted materials under certain circumstances; repealing s. 1006.36, F.S., relating to the term of adoption for instructional materials; amending s. 1006.37, F.S.; authorizing, rather than requiring, the district school superintendent to requisition adopted instructional materials from the depository of a publisher with whom a contract has been made or any other vendor selling the adopted instructional materials; deleting provisions regarding the superintendent's requisition of instructional materials; conforming provisions to changes made by the act; authorizing a district school board or a consortium of school districts to requisition instructional materials from the publisher's depository or any other vendor selling adopted instructional materials; amending s. 1006.38, F.S.; conforming provisions to changes made by the act; revising the duties, responsibilities, and requirements of instructional materials publishers and manufacturers; amending s. 1006.40, F.S.; deleting provisions regarding the adoption of instructional materials for certain core courses in the subject area of mathematics; allowing each district school board to use all of the annual allocation for the purchase of digital, rather than electronic, instructional materials that meet certain goals, objectives, and requirements; deleting provisions regarding the use of

the district's annual allocation for the purchase of instructional materials; amending s. 1006.41, F.S.; conforming provisions to changes made by the act; amending ss. 1003.621, 1006.282, and 1010.82, F.S.; conforming cross-references; providing an effective date.

By the Committee on Education; and Senators Sobel and Brandes—

CS for SR 894—A resolution expressing opposition to the academic boycott of Israeli universities and institutions of higher learning and support of academic and political freedom and collaboration with Israeli universities.

By the Committees on Community Affairs; and Education; and Senator Latvala—

CS for CS for SB 900—A bill to be entitled An act relating to public-private partnerships; creating s. 1013.505, F.S.; defining terms; providing legislative findings and intent; authorizing formation of a public-private partnership between a state university or direct-support organization and a private entity; establishing procedures and requirements for the receipt, solicitation, and evaluation of proposals received by a state university board of trustees or direct-support organization; authorizing the Board of Governors to establish a fee for unsolicited proposal submissions; requiring a board of trustees or direct-support organization to conduct an analysis before entering a comprehensive agreement; specifying analysis requirements; requiring approval of comprehensive agreements by the Board of Governors; requiring additional approval by the Governor and Cabinet for certain comprehensive agreements; requiring a state university to provide a summary of a proposal to the Board of Governors, the Governor, Cabinet officers, and the Legislature; specifying summary requirements; prohibiting a board of trustees or direct-support organization from proceeding with a comprehensive agreement under certain circumstances; requiring the Board of Governors to establish procedures for the evaluation and approval of comprehensive agreements; requiring the private entity to enter into a comprehensive agreement with the board of trustees or direct-support organization; establishing requirements for a comprehensive agreement; authorizing certain financing agreements for a qualifying project; specifying the responsibilities of the private entity; specifying the powers and duties of a board of trustees or direct-support organization upon expiration or termination of an agreement; providing for the sole authority for a board of trustees or direct-support organization to enter a comprehensive agreement; providing for applicability of sovereign immunity to a comprehensive agreement; requiring a state university to prepare an annual report to the Board of Governors after a certain date; requiring the Board of Governors to specify the format and the timeframe of the report; authorizing the Board of Governors to adopt rules and specify certain restrictions; providing for applicability of other laws; providing an effective date.

By the Committee on Judiciary; and Senator Simpson—

CS for SB 926—A bill to be entitled An act relating to local regulation of wage theft; creating s. 448.111, F.S.; defining terms; requiring a county that decides to create a local solution to wage theft to adopt one of two processes and specifying the requirements of those processes; providing an exception for an ordinance enacted by a specified date; providing an effective date.

By the Committees on Criminal Justice; and Health Policy; and Senator Sobel—

CS for CS for SB 944—A bill to be entitled An act relating to mental health treatment; amending s. 916.107, F.S.; authorizing forensic and civil facilities to order the continuation of psychotherapeutics for individuals receiving such medications in the jail before admission; amending s. 916.13, F.S.; providing timeframes within which status hearings must be held; amending s. 916.145, F.S.; revising the time for dismissal of certain charges for defendants that remain incompetent to proceed to trial; providing exceptions; amending s. 916.15, F.S.; providing a timeframe within which status hearings must be held; providing an effective date.

By the Committees on Banking and Insurance; and Governmental Oversight and Accountability; and Senator Ring—

CS for CS for SB 948—A bill to be entitled An act relating to foreign investments; amending s. 215.47, F.S.; revising the percentage of investments that the State Board of Administration may invest in foreign securities; amending s. 215.473, F.S.; revising and providing definitions with respect to requirements that the board divest securities in which public moneys are invested in certain companies doing specified types of business in or with Sudan or Iran; revising exclusions from the divestment requirements; conforming cross-references; creating s. 624.449, F.S.; requiring a domestic insurer to provide a list of investments that it has in companies on the State Board of Administration's lists of scrutinized companies with activities in Sudan or in Iran's petroleum energy sector; providing for severability; providing an effective date.

By the Committee on Transportation; and Senators Simpson, Benacquisto, Altman, Sobel, Joyner, Bradley, Thompson, Stargel, Ring, Garcia, Thrasher, Montford, Sachs, Gibson, Evers, Richter, Clemens, Detert, Dean, Latvala, Soto, Bullard, Abruzzo, Galvano, Hukill, Diaz de la Portilla, and Negron—

CS for SB 958—A bill to be entitled An act relating to fee waivers for Purple Heart recipients; amending s. 258.0145, F.S.; providing that a Purple Heart recipient is eligible to receive a lifetime family annual entrance pass to state parks at no charge; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Braynon—

CS for SB 1000—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool is required to compensate day laborers; requiring a labor pool to provide certain notice before a day laborer's first pay period; specifying requirements for a labor pool that selects to compensate a day laborer by payroll debit card; authorizing a labor pool to deliver a wage statement electronically upon request by the day laborer; providing an effective date.

By the Committees on Banking and Insurance; and Health Policy; and Senator Garcia—

CS for CS for SB 1014—A bill to be entitled An act relating to pharmacy benefit managers; creating s. 465.1862, F.S.; defining terms; specifying contract terms that must be included in a contract between a pharmacy benefit manager and a pharmacy; providing restrictions on the inclusion of prescription drugs on a list that specifies the maximum allowable cost for such drugs; requiring the pharmacy benefit manager to disclose certain information to a plan sponsor; requiring a contract between a pharmacy benefit manager and a pharmacy to include an appeal process; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 1066—A bill to be entitled An act relating to the Department of Health; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide reproductions of specified records to the Department of Health under certain circumstances; amending s. 395.3025, F.S.; clarifying duties of the Department of Health to maintain the confidentiality of patient records that it obtains under subpoena pursuant to an investigation; authorizing licensees under investigation to inspect or receive copies of patient records connected with the investigation, subject to certain conditions; amending s. 456.013, F.S.; deleting requirements for the physical size of licenses issued for various health professions; amending s. 456.025, F.S.; deleting a fee provision for the issuance of wall certificates for various health profession licenses; authorizing the boards or the department to adopt rules waiving certain fees for a specified period in certain circumstances; amending s. 458.319, F.S.; providing continuing medical education requirements for Board of Medicine licensees; authorizing the board to adopt rules; amending s. 458.3485, F.S.; deleting language relating to the certification and registration of medical assistants; amending s. 464.203, F.S.; revising certified nursing assistant inservice training requirements; repealing s. 464.2085, F.S., relating to the creation, membership, and duties of the Council on Certified Nursing Assistants;

amending s. 466.032, F.S.; deleting a requirement that the department provide certain notice to a dental laboratory operator who fails to renew her or his registration; amending s. 467.009, F.S.; updating the name of the organization that accredits certain midwifery programs; amending s. 468.1665, F.S.; increasing the number of members of the Board of Nursing Home Administrators who must be licensed nursing home administrators and decreasing the number of members who must be health care practitioners; amending s. 468.1695, F.S.; revising the qualifications of applicants who may sit for the licensed nursing home administrator examination to include an applicant with a master's degree in certain subjects; repealing s. 468.1735, F.S., relating to provisional licenses for nursing home administrators; amending ss. 468.503 and 468.505, F.S.; revising the organization with whom an individual must be registered to be a registered dietitian; revising a definition; amending ss. 480.033 and 480.041, F.S.; deleting provisions relating to massage therapy apprentices and apprenticeship programs; deleting a definition and revising licensure requirements for massage therapists, to conform; amending s. 480.042, F.S.; revising requirements for conducting massage therapist licensing examinations and maintaining examination records; amending s. 480.044, F.S.; deleting a fee for massage therapy apprentices; amending s. 486.031, F.S.; revising provisions relating to the recognition of physical therapy programs and educational credentials from foreign countries to meet requirements for licensing as a physical therapist; amending s. 823.05, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Health Policy; and Senator Detert—

CS for SB 1134—A bill to be entitled An act relating to home medical equipment; amending section 400.93; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment and supplies to their patients in the course of their practice from licensure as home medical equipment providers; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Altman—

CS for SB 1146—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an individual with a disability under certain conditions; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties to include community service for certain persons or entities who interfere with use of a service animal in specified circumstances; providing equal access to housing accommodations for an individual with a disability accompanied by an emotional support animal; providing conditions under which a landlord may request documentation of a qualifying disability; providing a penalty for knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

By the Committees on Appropriations; and Education—

CS for SB 1148—A bill to be entitled An act relating to postsecondary education; amending s. 1001.03, F.S.; requiring the State Board of Education to review baccalaureate degree programs currently offered by Florida College System institutions, rather than proposed baccalaureate degree programs; amending s. 1001.60, F.S.; revising the purpose of the Florida College System with regard to baccalaureate degrees; conforming provisions to changes made by the act; deleting provisions that authorize a Florida College System institution to change its name; requiring a Florida College System institution authorized to offer a baccalaureate degree before a specified date to maintain an agreement with the State Board of Education; repealing s. 1004.32, F.S., relating to New College of Florida; amending s. 1004.65, F.S.; revising a Florida College System institution's primary responsibilities and secondary role as they relate to providing upper-level instruction and awarding baccalaureate degrees; authorizing a Florida College System institution to provide access to and award baccalaureate degrees for the completion of baccalaureate degree programs that are approved by the State Board of Education on or before a specified date; amending s. 1007.33, F.S.; prohibiting the State Board of Education from approving a Florida College System institution's proposal to establish a new baccalaureate degree program after a specified date; deleting legislative intent relating to expanding access to baccalaureate degree programs through Florida

College System institutions; authorizing a Florida College System institution to offer baccalaureate degree programs that are authorized by law before a specified date; deleting provisions relating to the authorization of the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs and associate degree programs; deleting provisions relating to the approval process for proposed baccalaureate degree programs; conforming provisions to changes made by the act; amending s. 1009.22, F.S.; deleting a provision relating to the automatic rate of inflation increase in tuition and out-of-state fee per contact hour for workforce education programs; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the State Board of Education; deleting the definition of the term "rate of inflation"; amending s. 1009.23, F.S.; requiring the board of trustees of a Florida College System institution to establish tuition and out-of-state fees for upper-division courses in baccalaureate degree programs at the same rate as lower-division courses; deleting a provision relating to the automatic rate of inflation increase in tuition and out-of-state fees at Florida College System institutions; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the State Board of Education; deleting the definition of the term "rate of inflation"; amending s. 1009.24, F.S.; deleting a provision relating to the automatic rate of inflation increase in resident undergraduate tuition per credit hour at state universities; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the Board of Governors; deleting the definition of the term "rate of inflation"; revising the annual percentage increase allowed in the aggregate sum of tuition and the tuition differential at state universities; amending s. 1009.55, F.S.; increasing the annual maximum number of scholarships that may be awarded in the Rosewood Family Scholarship Program; increasing the annual maximum award amount per student; creating s. 1009.893, F.S.; creating the Florida National Merit Scholar Incentive Program; defining terms; providing the purpose of the incentive program; requiring the Department of Education to administer the incentive program, advertise the availability of the incentive program, and notify students, teachers, parents, and school administrators about the incentive program's criteria and application procedures; providing eligibility requirements for the incentive program; requiring certain students who are National Merit Scholars or National Achievement Scholars to receive certain incentive awards; providing eligibility requirements to renew an award; authorizing a student to receive an incentive award for certain maximum percentage amounts of the number of credit hours required to complete an associate degree, a baccalaureate degree, or a career certificate; requiring the department to issue awards from the incentive program and to transmit payment for each award; authorizing the department to withhold payment under certain circumstances; requiring institutions to certify to the department the eligibility status of each student to receive a disbursement of an award during a specified time; requiring the institution to certify to the department the disbursement amounts to each student and remit to the department undisbursed funds; providing for proration of funds; prohibiting use of funds for remedial coursework or developmental education; authorizing a student to use funds during the summer term under certain circumstances; authorizing incentive program funds appropriated by the Legislature to be deposited in the State Student Financial Assistance Trust Fund; providing for use of any remaining balance of appropriated funds in the trust fund; requiring the department to allocate funds to appropriate institutions and collect and maintain certain data regarding the incentive program; requiring the State Board of Education to adopt rules; providing for retroactive application; providing an effective date.

By the Committees on Health Policy; and Commerce and Tourism; and Senator Bean—

CS for CS for SB 1150—A bill to be entitled An act relating to medical tourism; amending s. 288.0001, F.S.; requiring an analysis of medical tourism in the Economic Development Programs Evaluation; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care destination; amending s. 288.923, F.S.; requiring the Division of Tourism Marketing to include in its 4-year plan a discussion of the promotion of medical tourism; creating s. 288.924, F.S.; requiring the plan to promote national and international awareness of the qualifications, scope of services, and specialized expertise of health

care providers in this state, to promote national and international awareness of certain business opportunities to attract practitioners to destinations in this state, and to include an initiative to showcase qualified health care providers; requiring a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation to be allocated for the medical tourism marketing plan; requiring the Florida Tourism Industry Marketing Corporation to create a matching grant program; specifying criteria for the grant program; requiring that a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation be allocated for the grant program; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Evers—

CS for SB 1160—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; delaying the effective date of the prohibition against the land application of septage from onsite sewage treatment and disposal systems; requiring the Department of Environmental Protection to examine and report on potential options for safely and appropriately disposing or reusing septage; requiring the department to submit a report of its findings and recommendations; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Gibson—

CS for SM 1174—A memorial to the Congress of the United States, urging Congress to direct the United States Environmental Protection Agency to use specified criteria in developing guidelines for regulating carbon dioxide emissions from existing fossil-fueled electric generating units.

By the Committee on Commerce and Tourism; and Senator Brandes—

CS for SB 1182—A bill to be entitled An act relating to secondary metals recyclers; providing for a type two transfer of the regulation of secondary metals recyclers from the Department of Revenue to the Department of Agriculture and Consumer Services; amending s. 213.05, F.S.; repealing provision that requires that the Department of Revenue regulate the registration of secondary metals recyclers; amending s. 213.053, F.S.; authorizing the Department of Revenue to share specified information with the Department of Agriculture and Consumer Services; conforming provisions to changes made by the act; amending s. 319.30, F.S.; redefining the term “certificate of registration number”; amending s. 538.18, F.S.; redefining terms; amending s. 538.19, F.S.; requiring the Department of Agriculture and Consumer Services, rather than the Department of Law Enforcement, to approve the form of certain records maintained by secondary metals recyclers; amending s. 538.20, F.S.; authorizing investigators of the Department of Agriculture and Consumer Services to inspect regulated metals property and records of secondary metals recyclers; amending s. 538.21, F.S.; clarifying a provision of law; amending s. 538.23, F.S.; providing criminal penalties for specified prohibited acts and practices; amending s. 538.25, F.S.; revising required application information for a secondary metals recycler registration; requiring that a secondary metals recycler maintain certain insurance coverage throughout the registration period; requiring that certain applicants for a secondary metals recycler registration be fingerprinted by certain agencies, entities, or vendors; requiring such agencies, entities, or vendors to submit a complete set of the applicant’s fingerprints to the Department of Law Enforcement for state processing; requiring the Department of Law Enforcement to forward the applicant’s fingerprints to the Federal Bureau of Investigation for national processing; providing that fees for fingerprint processing and retention be borne by the applicant; providing for retention of the fingerprints; requiring the department to notify the Department of Law Enforcement of certain individuals who are no longer registered as secondary metals recyclers; requiring the department to screen results of background checks; increasing registration and renewal fees; requiring that fees be deposited into the General Inspection Trust Fund, rather than the Operating Trust Fund; requiring a secondary metals recycler to allow personnel of the Department of Agriculture and Consumer Services to inspect a registration at the listed place of business; providing remedies to the Department of Agriculture and Consumer Services if a secondary metals recycler fails to allow such inspection; repealing certain civil

finis; revising criteria to deny or revoke a registration as a secondary metals recycler; providing for immediate suspension of an application for registration or a registration if the applicant or registrant, or an owner, officer, director, or trustee of an applicant or registrant is convicted of certain felonies; conforming provisions to changes made by the act; amending s. 538.26, F.S.; prohibiting a secondary metals recycler from purchasing or allowing any person to purchase certain metals on a Sunday; revising the list of regulated metals subject to certain purchase restrictions; creating s. 538.27, F.S.; providing administrative penalties; specifying administrative procedures; providing for the collection of administrative fines; creating s. 538.29, F.S.; authorizing the Department of Agriculture and Consumer Services to adopt certain rules and forms; providing an appropriation; providing an effective date.

By the Committees on Agriculture; and Commerce and Tourism; and Senator Brandes—

CS for CS for SB 1184—A bill to be entitled An act relating to gasoline stations; amending s. 526.141, F.S.; requiring self-service gasoline pumps to display an additional decal containing specified information; requiring the Department of Agriculture and Consumer Services to confirm compliance by a specified date; providing for preemption of local laws and regulations pertaining to fueling assistance for certain motor vehicle operators; creating s. 526.142, F.S.; providing that no motor fuel outlet shall be required to provide air or vacuum supply without charge; preempts to the state the power to regulate and set pricing for air and vacuum commodities; providing an effective date.

By the Committee on Health Policy; and Senators Sobel, Latvala, Soto, and Flores—

CS for SB 1192—A bill to be entitled An act relating to palliative care; defining terms; creating the Palliative Care and Quality of Life Interdisciplinary Advisory Council; specifying the purpose of the council; providing for membership on the council; providing for staggered terms; requiring the Department of Health to provide staff, information, and other assistance as necessary to the council; requiring the department to set regular meeting times for the council; requiring the council to adopt certain internal organizational procedures; authorizing reimbursement for certain expenses for council members; requiring the department to establish a palliative care consumer and professional information and education program; requiring the department to publish certain educational information and materials about palliative care on the department website; authorizing the department to develop and implement other services and education initiatives regarding palliative care; requiring the department to consult with the council to implement this act; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability—

CS for SB 1194—A bill to be entitled An act relating to citizen support and direct-support organizations; amending s. 14.29, F.S.; providing for future review and repeal of provisions authorizing the Florida Commission on Community Service to establish and operate a direct-support organization; amending s. 16.616, F.S.; providing for future review and repeal of the direct-support organization established within the Department of Legal Affairs; creating s. 20.058, F.S.; requiring citizen support and direct-support organizations to annually submit certain information to the appropriate agency; requiring each agency receiving such information to post submissions on the agency’s website; requiring each agency receiving such information to annually submit a report to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability; providing report requirements; requiring that a contract between an agency and a citizen support organization or direct-support organization be contingent on disclosure requirements; requiring an agency head to terminate a contract if an organization fails to meet disclosure requirements; requiring that each citizen support organization or direct-support organization created or authorized by law be subject to legislative review and repeal; requiring that citizen support organizations or direct-support organizations in existence as of a certain date be subject to future legislative review; amending s. 20.2551, F.S.; providing for future review and repeal of the citizen support organization established within the Department of Environmental Protection; amending s. 39.0011, F.S.; providing for future

review and repeal of the direct-support organization of the Office of Adoption and Child Protection; amending s. 39.8298, F.S.; providing for future review and repeal of the Statewide Guardian Ad Litem Office's authorization to create a direct-support organization; amending s. 250.115, F.S.; providing for future review and repeal of the direct-support organization of the Department of Military Affairs; amending s. 257.43, F.S.; providing for future review and repeal of the citizen support organization of the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; providing for future review and repeal of provisions relating to citizen support organizations under the Division of Recreation and Parks of the Department of Environmental Protection; amending s. 259.10521, F.S.; providing for future review and repeal of the citizen support organization benefitting the Babcock Ranch Preserve; amending s. 265.703, F.S.; providing for future review and repeal of the citizen support organization of the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; providing for future review and repeal of the citizen support organization of the Division of Historical Resources of the Department of State; amending s. 288.1226, F.S.; providing for future review and repeal of the Florida Tourism Industry Marketing Corporation; amending s. 288.809, F.S.; providing for future review and repeal of the Florida Intergovernmental Relations Foundation; amending s. 288.923, F.S.; providing for future review and repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.; amending s. 292.055, F.S.; providing for future review and repeal of the direct-support organization of the Department of Veterans' Affairs; amending s. 379.223, F.S.; providing for future review and repeal of the Fish and Wildlife Conservation Commission's authorization to establish citizen support organizations; amending s. 413.0111, F.S.; providing for future review and repeal of the direct-support organization of the Division of Blind Services of the Department of Education; amending s. 413.615, F.S.; providing for future review and repeal of the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 430.82, F.S.; providing for future review and repeal of the Department of Elderly Affairs' authority to establish a direct-support organization; amending s. 570.903, F.S.; providing for future review and repeal of the Department of Agriculture and Consumer Services' authority to establish a direct-support organization; amending s. 570.9135, F.S.; providing for future review and repeal of the Florida Beef Council, Inc.; amending s. 626.9895, F.S.; providing for future review and repeal of the Division of Insurance Fraud of the Department of Financial Services' authority to establish a direct-support organization; amending s. 683.231, F.S.; providing for future review and repeal of the Department of Law Enforcement's authority to establish a citizen support organization for Florida Missing Children's Day; amending s. 744.7082, F.S.; providing for future review and repeal of the direct-support organization supporting the Statewide Public Guardianship Office; amending s. 893.055, F.S.; providing for future review and repeal of the Department of Health's authority to establish a direct-support organization supporting the prescription drug monitoring program; amending s. 944.802, F.S.; providing for future review and repeal of the Department of Corrections' authority to establish a direct-support organization; amending s. 960.002, F.S.; providing for future review and repeal of the Governor's authority to authorize a direct-support organization to assist victims of adult and juvenile crime; amending s. 985.672, F.S.; providing for future review and repeal of the Department of Juvenile Justice's direct-support organization; amending s. 1009.983, F.S.; providing for future review and repeal of the Florida Prepaid College Board's authority to establish a direct-support organization; providing an effective date.

By the Committee on Education; and Senator Montford—

CS for SB 1202—A bill to be entitled An act relating to career centers and charter technical career centers; amending s. 1001.44, F.S.; authorizing a career center to offer college credit courses applicable toward specific certificates or degrees; providing a process for approval to offer specific degree programs; requiring the State Board of Education to adopt rules; authorizing a career center to change the institution's name if certain requirements are met; amending s. 1002.34, F.S.; authorizing a charter technical career center to offer college credit courses applicable toward specific certificates or degrees; providing an approval process; authorizing a charter technical career center to change the institution's name if certain requirements are met; amending s. 1004.02, F.S., relating to definitions; renaming the applied technology diploma program as the college credit certificate program and clarifying the program; amending ss. 1007.23 and 1007.25, F.S.; conforming provisions;

amending s. 1009.22, F.S.; revising and clarifying tuition and fees for specific workforce education programs; amending ss. 1009.53, 1009.532, and 1009.536, F.S.; conforming provisions; amending s. 1011.80, F.S., relating to funds for operation of workforce education programs; conforming provisions; authorizing a career center to offer associate in applied science degree programs; requiring school districts and Florida College System institutions to maintain certain records; revising operational and performance funding calculation and allocation for workforce education programs; deleting provisions relating to a program to assist in responding to needs of new and expanding businesses; correcting a cross-reference; providing an effective date.

By the Committee on Education; and Senator Montford—

CS for SB 1206—A bill to be entitled An act relating to agricultural industry certifications; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to annually provide to the State Board of Education and the Department of Education information and industry certifications for farm occupations to be considered for placement on industry certification funding lists; amending s. 1003.492, F.S.; defining the term "industry certification"; requiring the state board to adopt rules for implementing an industry certification process for farm occupations; amending s. 1003.4935, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Education; and Senator Montford—

CS for SB 1226—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451; conforming cross-references; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215, F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent's designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term "Next Generation Sunshine State Standards"; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of prekindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending s. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s.

1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term “adult high school credit program”; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr. Alzheimer’s Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; revising the effective date of the Adults with Disabilities Workforce Education Pilot Program; increasing the age limitation for a program participant; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term “student with a disability”; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education post-secondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; amending s. 1011.62, F.S.; deleting an obsolete provision; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-re-

ferences relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

By the Committee on Banking and Insurance; and Senator Richter—

CS for SB 1238—An act relating to family trust companies; amending s. 655.005, F.S.; revising the definition of the term “financial institutions codes”; creating chapter 662, F.S.; creating s. 662.10, F.S.; providing a short title; creating s. 662.102, F.S.; providing the purpose of the act; creating s. 662.111, F.S.; defining terms; creating s. 662.112, F.S.; providing for the calculation of kinship; creating s. 662.114, F.S.; exempting a family trust company or foreign licensed family trust company from licensure; creating s. 662.115, F.S.; providing for the applicability of the chapter to a family trust company or foreign licensed family trust company; creating s. 662.120, F.S.; specifying the maximum number of designated relatives allowed for a family trust company and a licensed family trust company; creating s. 662.121, F.S.; providing procedures for applying for a family trust company license; requiring a fee; creating s. 662.1215, F.S.; providing for investigations of applicants by the Office of Financial Regulation; creating s. 662.122, F.S.; providing procedures for the registration of a family trust company or a foreign licensed family trust company; requiring a fee; creating s. 662.1225, F.S.; providing requirements for a family trust company, licensed family trust company, and foreign licensed family trust company; creating s. 662.123, F.S.; requiring organizational documents to include certain provisions; authorizing the use of the term “trust”; creating s. 662.124, F.S.; requiring a minimum capital account; creating s. 662.125, F.S.; vesting exclusive authority to manage a family trust company or licensed family trust company in a board of directors or managers; providing for appointment of directors and managers; requiring certain notice to the office in specified circumstances; requiring the office to issue a notice of disapproval of a proposed appointment in specified circumstances; creating s. 662.126, F.S.; requiring that licensed family trust companies procure and maintain fidelity bonds or specified minimum capital account and errors and omissions insurance; authorizing a family trust company that is not licensed to procure and maintain such coverage; authorizing licensed and unlicensed family trust companies to procure and maintain other insurance policies; creating s. 662.127, F.S.; requiring certain books and records to be segregated; creating s. 662.128, F.S.; requiring annual license and registration renewal; requiring a fee; creating s. 662.129, F.S.; providing for the discontinuance of a licensed family trust company; creating s. 662.130, F.S.; authorizing family trust companies to conduct certain activities; creating s. 662.131, F.S.; prohibiting certain activities on the part of family trust companies; creating s. 662.132, F.S.; imposing certain requirements on the assets that form the minimum capital of licensed family trust companies and family trust companies; authorizing such trust companies to purchase or rent real or personal property, invest funds, and, while acting as a fiduciary, make certain purchases; imposing a restriction on that authorization; clarifying the degree of prudence required of fiduciaries; restricting the authority of a fiduciary to purchase certain bonds or securities; specifying additional authority of fiduciaries; applying the duty of loyalty to family trust companies in certain cases; creating s. 662.133, F.S.; requiring certain officers, directors, or managers of a licensed family trust company or a family trust company to make an oath, affirmation, affidavit, or acknowledgment on behalf of the company in certain circumstances; creating s. 662.134, F.S.; prohibiting a family trust company from advertising to the public; creating s. 662.135, F.S.; providing that a licensed family trust company is not required to post a bond to serve as a court-appointed fiduciary; creating s. 662.140, F.S.; authorizing the commission to adopt rules; creating s. 662.141, F.S.; authorizing the office to conduct examinations and investigations; requiring that family trust

companies be examined at least once every 18 months; authorizing the office to accept an independent audit in lieu of conducting an examination; requiring the office to examine the books and records of a family trust company or licensed family trust company; authorizing the office to rely on a certificate of trust, trust summary, or written statement in certain circumstances; authorizing the commission to adopt rules relating to records and requirements; authorizing the office to examine the books and records of a foreign licensed family trust company; requiring family trust companies to pay examination fees tied to actual costs incurred by the office; providing a penalty for late payment and authorizing an administrative fine if late payment is intentional; creating s. 662.142, F.S.; providing for license revocation; specifying acts and conduct that constitute grounds for revocation; authorizing the office to suspend a license pending revocation; creating s. 662.143, F.S.; authorizing the office to issue a cease and desist order and an emergency cease and desist order; creating s. 662.144, F.S.; authorizing the office to collect fines for the failure to submit required reports; creating s. 662.145, F.S.; providing grounds for the removal of an officer, director, manager, employee, or agent of a licensed family trust company or a family trust company; creating s. 662.146, F.S.; providing for the confidentiality of certain company books and records; creating s. 662.147, F.S.; providing requirements for books and records of family trust companies; requiring the office to retain certain records for a specified time; allowing the introduction of certain copies into evidence; requiring the office to establish a schedule of fees for such copies; providing requirements for orders issued by courts or administrative law judges for the production of confidential records or information; creating s. 662.150, F.S.; providing for the domestication of a foreign family trust company; creating s. 662.151, F.S.; providing for the registration of a foreign licensed family trust company; amending s. 120.80, F.S.; adding licensed family trust companies to the entities regulated by the office that are exempted from licensing timeframes under ch. 120, F.S.; amending s. 736.0802, F.S.; providing circumstances under which certain trust transactions are not voidable by a beneficiary affected by a transaction; providing circumstances under which certain transactions involving the investment or management of trust property are not presumed to be affected by conflicts of interest; providing an exception; amending s. 744.351, F.S.; exempting a family trust company from certain bond requirements and applying those requirements to licensed family trust companies and foreign licensed family trust companies; providing a contingent effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 1254—A bill to be entitled An act relating to health care services; amending ss. 390.012, 400.021, 400.0712, 400.23, 400.487, 400.497, 400.506, 400.509, 400.6095, 400.914, 400.935, 400.962, 400.967, 400.980, 409.912, 429.255, 429.73, 440.102, 483.245, 765.541, and 765.544, F.S.; removing certain rulemaking authority relating to the disposal of fetal remains by abortion clinics, nursing home equipment and furnishings, license applications for nursing home facilities, evaluation of nursing home facilities, home health agencies and cardiopulmonary resuscitation, home health agency standards, nurse registry emergency management plans, registration of certain service providers, hospice and cardiopulmonary resuscitation, standards for prescribed pediatric extended care facilities, minimum standards relating to home medical equipment providers, standards for intermediate care facilities for the developmentally disabled, rules and the classification of deficiencies for intermediate care facilities for the developmentally disabled, the registration of health care service pools, participation in a Medicaid provider lock-in program, assisted living facilities and cardiopulmonary resuscitation, adult family-care homes and cardiopulmonary resuscitation, guidelines for drug-free workplace laboratories, penalties for rebates, standards for organ procurement organizations; administrative penalties for violations of the organ and tissue donor education and procurement program; creating s. 400.9141; limiting services at PPEC centers; amending s. 400.934, relating to home medical equipment providers; requiring that the emergency management plan include criteria relating to the maintenance of patient equipment and supply lists; amending s. 409.962, F.S.; redefining the term “provider service network”; amending s. 409.972; exempting certain people from the requirement to enroll in Medicaid managed care; amending s. 409.974, F.S.; providing for contracting with eligible plans; revising provisions relating to negotiation with a provider service network; providing re-

quirements for termination of a contract with a provider service network; providing an effective date.

By the Committee on Banking and Insurance; and Senator Hays—

CS for SB 1274—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing exemptions from the restriction on obtaining coverage from the corporation for substantial improvement to major structures under certain conditions; requiring the corporation to submit any alternate study relating to windstorm mitigation discounts to the office and, if approved, including the discounts in its next rate filing; amending s. 627.711, F.S.; authorizing the corporation to create an addendum to the uniform mitigation verification form for use by counties under certain circumstances; prohibiting a mitigation inspector from paying for referrals from an insurance broker, insurance agent, or employee of an insurance agency and a broker, agent, or employee from receiving such compensation; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 1276—A bill to be entitled An act relating to trauma service centers; amending s. 395.401, F.S.; restricting trauma service fees to \$15,000 until July 1, 2015; amending s. 395.402, F.S.; requiring the Department of Health to convene the Florida Trauma System Plan Advisory Council by October 1, 2014; requiring the Florida Trauma System Plan Advisory Council to review the Trauma System Consultation Report and make recommendations to the Legislature by February 1, 2015; amending s. 395.4025, F.S.; deleting a provision relating to the procedure for protesting an application decision by the department; conforming cross-references; requiring the department to redesignate certain hospitals as Level II trauma centers; restricting the department from verifying, designating, or provisionally approving hospitals as trauma centers until July 1, 2015; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senator Richter—

CS for CS for SB 1278—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain informal enforcement actions by the Office of Financial Regulation, to which penalties apply for willful disclosure of such confidential information; providing an exemption from public records requirements for certain trade secrets held by the office, to which penalties apply for willful disclosure of such confidential information; defining terms; providing for future legislative review and repeal of the section; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Education; and Senator Legg—

CS for SB 1292—A bill to be entitled An act relating to postsecondary education; creating s. 1004.448, F.S.; establishing the Florida Center for Library Automation; providing the duties of the center; providing that an executive director administers the center; providing the duties of the executive director; repealing s. 1006.72, F.S., relating to licensing electronic library resources; repealing s. 1006.73, F.S., relating to the Florida Virtual Campus; amending s. 1006.735, F.S.; creating the Complete Florida Plus Program, rather than the Complete Florida Degree Program, within the Innovation Institute of the University of West Florida; providing a purpose for the program; establishing the Complete Florida Degree Initiative; requiring the initiative to use labor market data and projections to identify specific workforce needs and targeted occupations; deleting implementing provisions relating to the Complete Florida Degree Program; providing duties of the Complete Florida Degree Initiative; requiring the Complete Florida Plus Program to develop and manage a statewide Internet-based catalog of distance learning courses, degree programs, and resources offered by public postsecondary education institutions; providing requirements for the operational procedures for the catalog; requiring the Complete Florida Plus Program to make available to postsecondary students specified online supports and services; providing that records, personnel, property, existing contracts, unexpended balances of appropriations, allocations, grants, and other funds of the Florida Virtual Campus are transferred to the University of

West Florida; providing that the University of West Florida is the successor in interest to the Florida Virtual Campus; deleting an obsolete provision; amending ss. 1007.01, 1009.23, and 1009.24, F.S.; conforming cross-references; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senator Simmons—

CS for CS for SB 1300—A bill to be entitled An act relating to public records; creating s. 624.4212, F.S.; defining the term “proprietary business information”; creating an exemption from public records requirements for proprietary business information and information that is confidential when held by another entity in this state, the Federal Government, or another state or nation, and which is held by the Office of Insurance Regulation; providing exceptions; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 1352—A bill to be entitled An act relating to health care practitioners; amending s. 110.12315, F.S.; expanding who may prescribe brand drugs under the prescription drug program when medically necessary; amending ss. 310.071, 310.073, and 310.081, F.S.; excepting controlled substances prescribed by an advanced practice registered nurse from the disqualifications for continued certification or licensure as a deputy or state pilot; amending s. 394.455, F.S.; updating terminology to make reference to “psychiatric-mental health advanced practice registered nurse” instead of “psychiatric nurse”; requiring that such nurse hold a specified national certification; conforming a reference to the term; amending s. 394.463, F.S.; authorizing a psychiatric-mental health advanced practice registered nurse to approve the involuntary examination or release of a patient from a receiving facility; amending s. 397.501, F.S.; prohibiting service providers from denying access to substance abuse services to an individual who takes medications prescribed by an advanced practice registered nurse; amending s. 456.053, F.S.; providing an additional exception to prohibited referrals; amending s. 456.057, F.S.; requiring rates charged for copies of certain medical records to be the same regardless of format or medium; amending s. 456.072, F.S.; applying existing penalties for violations relating to the prescribing or dispensing of controlled substances to an advanced practice registered nurse; amending s. 456.44, F.S.; requiring advanced practice registered nurses who prescribe controlled substances for certain pain to make a certain designation, comply with registration requirements, and follow specified standards of practice; amending s. 458.348, F.S.; deleting obsolete language regarding the number of offices a physician may supervise; conforming terminology; amending s. 458.3485, F.S.; deleting language relating to the certification and registration of medical assistants; amending s. 459.025; deleting obsolete language regarding the number of offices a physician may supervise; amending s. 464.012, F.S.; authorizing an advanced practice registered nurse to prescribe, dispense, administer, or order drugs in accordance with a specified formulary, if such formulary is established; requiring the Board of Nursing to appoint a committee to determine whether such a formulary is needed and specifying the membership of the committee; providing parameters for the recommendations of the committee; requiring that any formulary be adopted by board rule; specifying the process for amending the formulary and imposing a burden of proof; requiring notice of proposed, pending, or adopted changes; specifying a deadline for initiating any required rulemaking; conforming terminology; amending s. 464.015, F.S.; applying current provisions and criminal penalties relating to restrictions on the use of titles and abbreviations to certified nurse practitioners; conforming terminology; amending s. 464.018, F.S.; specifying acts that constitute grounds for denial of a license for or disciplinary action against an advanced practice registered nurse who practices without specified supervision; amending s. 893.02, F.S.; redefining the term “practitioner” to include advanced practice registered nurses under the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 948.03, F.S.; including drugs or narcotics prescribed by an advanced practice registered nurse in an exception relating to the possession of drugs or narcotics during probation; amending ss. 39.303, 39.304, 90.503, 112.0455, 121.0515, 252.515, 381.00315, 381.00593, 383.141, 390.0111, 390.012, 394.4574, 394.4655, 394.467, 395.0191, 395.602, 395.605, 397.311, 397.405, 397.427, 400.021, 400.0255, 400.172, 400.462, 400.487, 400.506, 401.445, 409.905, 409.908,

409.9081, 409.9122, 409.973, 429.26, 429.918, 440.102, 456.0391, 456.0392, 456.041, 456.048, 458.3265, 458.331, 459.0137, 459.015, 464.003, 464.004, 464.016, 464.0205, 467.003, 480.0475, 483.041, 483.801, 486.021, 490.012, 491.0057, 491.012, 493.6108, 626.9707, 627.357, 627.6471, 627.6472, 627.736, 633.412, 641.3923, 641.495, 744.331, 744.703, 766.102, 766.103, 766.1115, 766.1116, 794.08, 943.13, 945.603, 1002.20, 1002.42, 1006.062, 1009.65, 1009.66, and 1009.67; conforming terminology to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senators Flores and Bullard—

CS for SB 1426—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; 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 Environmental Preservation and Conservation; and Senator Simpson—

CS for SB 1464—A bill to be entitled An act relating to environmental regulation; amending s. 163.3184, F.S.; revising procedures for the transmittal and adoption of a comprehensive plan or plan amendment; providing applicability; amending s. 253.0347, F.S.; exempting certain lessees of sovereignty submerged lands from lease renewal processing fees under certain circumstances; amending s. 373.236, F.S.; specifying the authorized duration of consumptive use permits for certain developments; amending s. 373.308, F.S.; encouraging certain counties to establish water well construction advisory boards; specifying the recommended composition of such boards; amending s. 373.4136, F.S.; providing that proof of insurance satisfies a specified requirement to obtain a mitigation bank permit; requiring the Department of Environmental Protection and water management districts to adopt certain rules by a specified date; amending s. 373.709, F.S.; requiring that certain criteria be incorporated into a regional water supply plan; amending s. 380.276, F.S.; authorizing the Department of Environmental Protection to approve additional beach safety and warning devices to be used in conjunction with uniform warning and safety flags; amending s. 403.201, F.S.; providing applicability of the prohibition against certain variances from regulations concerning discharges of waste into waters of the state or concerning hazardous waste management; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund for specified purposes; requiring the Department of Environmental Protection to deposit specified funds into the account; extending and renewing building permits and certain permits issued by the Department of Environmental Protection or a water management district, including any local government-issued development order or building permit issued pursuant thereto; limiting certain permit extensions to a specified period of time; extending commencement and completion dates for required mitigation associated with a phased construction project; requiring the holder of an extended permit or authorization to provide notice to the authorizing agency; providing exceptions to the extension and renewal of such permits; providing that extended permits are governed by certain rules; providing exceptions; providing applicability; providing an effective date.

By the Committee on Regulated Industries; and Senators Lee and Evers—

CS for SB 1466—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term “community association management”; amending s. 718.116, F.S.; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a claim of lien on a condominium parcel to be in a specific form; requiring a release of lien to be in a specific form; requiring a preforeclosure notice to be in a specific form; amending s. 718.121, F.S.; requiring a prelien notice to be in a specific form; amending s. 719.108, F.S.; allowing for reasonable charges to be imposed for collection of a

delinquent assessment; deleting a provision providing for the expiration of certain liens; revising notice requirements; requiring a prelien notice to be in a specific form; requiring a claim of lien on a cooperative parcel to be in a specific form; providing for the content of a recording notice; requiring a release of lien to be in a specific form; amending s. 720.3085, F.S.; requiring a claim of lien on a parcel within a homeowners' association to be in a specific form; requiring a release of lien to be in a specific form; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a prelien notice to be in a specific form; requiring a preforeclosure notice to be in a specific form; providing an effective date.

By the Committee on Criminal Justice; and Senator Abruzzo—

CS for SB 1472—A bill to be entitled An act relating to personal identification information theft; amending s. 817.568, F.S.; providing that it is unlawful for any person to willfully and without authorization fraudulently use personal identification information concerning specified individuals without their consent; providing criminal penalties; providing for a surcharge and allocation thereof; providing legislative findings; creating s. 817.5686, F.S.; creating the Identity Theft and Fraud Task Force within the Department of Law Enforcement to assist in investigation and prosecution of criminal use of personal identification information in specified counties; providing for membership; requiring the task force to organize by a specified date; providing for meetings; specifying the duties of the task force; providing rulemaking authority; requiring a report to the Governor and Legislature; providing for future repeal; providing an effective date.

By the Committee on Education; and Senator Bradley—

CS for SB 1528—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; authorizing contract disputes to be referred to the Division of Administrative Hearings for summary final order; requiring a charter school to request that withdrawing students or parents of withdrawing students complete a survey; requiring a charter school to annually report information concerning why students leave the charter school to its sponsor and the Department of Education; providing that a charter school may only discipline students for the grounds and in the manner specified in the code of student conduct; providing an effective date.

By the Committee on Banking and Insurance; and Senator Bean—

CS for SM 1538—A memorial to the Congress of the United States, urging Congress to reauthorize the Terrorism Risk Insurance Act of 2002 as subsequently amended.

By the Committees on Criminal Justice; and Environmental Preservation and Conservation; and Senators Bradley, Dean, and Latvala—

CS for CS for SB 1594—A bill to be entitled An act relating to vessel safety; amending s. 327.44, F.S.; defining terms; authorizing the Fish and Wildlife Conservation Commission and certain law enforcement agencies or officers to relocate or remove vessels that unreasonably or unnecessarily constitute a navigational hazard or interfere with another vessel; exempting the commission or a law enforcement agency or officer from liability for damages to such a vessel caused by the relocation or removal thereof; providing an exception; specifying requirements for contractors relocating or removing a vessel at the direction of the commission or a law enforcement agency or officer; providing that the commission or a law enforcement agency may recover from the vessel owner its costs for the relocation or removal of such vessel; requiring the Department of Legal Affairs to represent the commission in actions to recover such costs; amending ss. 376.15 and 823.11, F.S.; defining terms; authorizing the commission and certain law enforcement agencies and officers to relocate or remove a derelict vessel from public waters; exempting the commission or a law enforcement agency or officer from liability for damages to such a vessel caused by the relocation or removal thereof; providing an exception; expanding costs recoverable by the commission or a law enforcement agency against the owner of a derelict vessel for the relocation or removal thereof; specifying requirements for contractors relocating or removing a vessel at the direction of the commission or a law enforcement agency or officer; abrogating the power of

the commission to remove certain abandoned vessels and recover its costs therefor; conforming a cross-reference; amending ss. 376.11 and 705.101, F.S.; conforming cross-references; providing an effective date.

By the Committees on Transportation; and Agriculture; and Senator Montford—

CS for CS for SB 1630—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 282.709, F.S.; adding a representative to the Joint Task Force on State Agency Law Enforcement Communications, to be appointed by the Commissioner of Agriculture; transferring, renumbering, and amending s. 570.0741, F.S., relating to the energy efficiency and conservation clearinghouse; deleting an obsolete provision; amending s. 379.361, F.S.; requiring a person to retake an educational seminar when renewing an Apalachicola Bay oyster harvesting license; amending s. 487.041, F.S.; requiring a registrant to continue the registration of a brand of pesticide that continues to remain on retailers' shelves in this state under certain circumstances; amending ss. 487.046 and 487.048, F.S.; authorizing applications for certain licenses to be submitted through the department's website; amending s. 487.159, F.S.; deleting the requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; requiring all licensed private applicators to keep the same records as licensed public applicators and licensed commercial applicators with respect to the application of restricted pesticides; amending s. 487.2031, F.S.; revising the term "material safety data sheet"; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; transferring and renumbering s. 570.545, F.S., relating to unsolicited goods; amending s. 500.03, F.S.; revising the definition of the term "food establishment"; amending s. 500.12, F.S.; revising the exemption from permit requirements for minor food outlets; requiring an establishment to apply for and receive a permit prior to the commencement of operations; requiring the department to adopt a schedule of fees to be paid by each food establishment and retail food store; providing that food permits are not transferable; updating terminology; amending s. 500.121, F.S.; authorizing the department to order the immediate closure of certain establishments upon determination that the establishment presents a severe and immediate threat to the public health, safety, and welfare; specifying the procedure the department must use in ordering immediate closure; conforming provisions to changes made by the act; providing criminal penalties; authorizing the department to adopt rules; amending s. 500.147, F.S.; authorizing the department to inspect food records to facilitate tracing of food products in certain circumstances; amending s. 500.165, F.S.; revising the administrative fine amount for violating provisions relating to transporting shipments of food items; amending s. 500.172, F.S.; authorizing the department to issue and enforce a stop-sale, stop-use, removal, or hold order for certain food-processing or food storage areas; amending s. 501.019, F.S.; revising the administrative fine amount for violations relating to health studios; amending s. 501.059, F.S.; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 501.922, F.S.; revising the administrative fine amount for certain violations relating to the "Anti-freeze Act"; transferring, renumbering, and amending s. 570.42, F.S., relating to the Dairy Industry Technical Council; conforming a cross-reference; creating part I of ch. 570, F.S., entitled "General Provisions"; renumbering and amending s. 570.14, F.S., relating to the seal of the department; restricting the seal of the department from being used without written approval by the department; renumbering ss. 570.18 and 570.16, F.S., relating to organization of departmental work and the interference with department employees, respectively; amending s. 570.07, F.S.; conforming a cross-reference; transferring and renumbering ss. 570.17 and 570.531, F.S., relating to the regulatory work of the state relating to the protection of agricultural interests and the Market Improvements Working Capital Trust Fund, respectively; amending s. 570.23, F.S.; conforming a cross-reference; renumbering s. 570.0705, F.S., relating to advisory committees; creating part II of ch. 570, F.S., entitled "Program Services"; amending s. 570.36, F.S.; making a technical change; amending s. 570.44, F.S.; revising the duties of the Division of Agricultural Environmental Services; amending s. 570.45, F.S.; conforming provisions to changes made by the act; amending s. 570.451, F.S.; conforming a cross-reference; amending ss. 570.50 and 570.51, F.S.; conforming provisions to changes made by the act; amending s. 570.543,

F.S.; conforming a cross-reference; renumbering s. 570.073, F.S., relating to the Office of Agricultural Law Enforcement; renumbering and amending s. 570.074, F.S.; requiring the Office of Agricultural and Water Policy to enforce and implement ch. 582, F.S., and rules relating to soil and water conservation; creating s. 570.67, F.S.; codifying the creation of the Office of Energy; providing for management and specifying duties; renumbering s. 570.951, F.S., relating to the Florida Agriculture Center and Horse Park; renumbering and amending s. 570.952, F.S., relating to the Florida Agricultural Center and Horse Park Authority; conforming provisions to changes made by the act; deleting obsolete provisions; renumbering s. 570.953, F.S., relating to the identity of donors to the Florida Agriculture Center and Horse Park Authority; renumbering and amending s. 570.902, F.S., relating to definitions; conforming provisions to changes made by the act; renumbering ss. 570.903, 570.901, and 570.91, F.S., relating to direct-support organizations, the Florida Agricultural Museum, and Florida agriculture in the classroom, respectively; creating part III of ch. 570, F.S., entitled "Agricultural Development"; amending s. 570.71, F.S.; authorizing the department to use certain funds for administrative and operating expenses related to appraisals, mapping, title process, personnel, and other real estate expenses; renumbering s. 570.241, F.S., relating to the Agricultural Economic Development Act; renumbering and amending s. 570.242, F.S., relating to the Agricultural Economic Development Act; removing the definition of the terms "commissioner" and "department"; renumbering ss. 570.243, 570.244, 570.245, 570.246, F.S., relating to the Agricultural Economic Development Program, the powers of the department, interaction with other economic development agencies and groups, and agricultural economic development funding, respectively; renumbering and amending s. 570.247, F.S., relating to certain department rules; deleting obsolete provisions; renumbering ss. 570.248 and 570.249, F.S., relating to the Agricultural Economic Development and Project Review Committee and disaster loans and grants and aid, respectively; renumbering and amending s. 570.9135, F.S., relating to the Beef Market Development Act; conforming cross-references; making technical changes; renumbering ss. 570.954 and 570.96, F.S., relating to the farm-to-fuel initiative and agritourism, respectively; renumbering and amending s. 570.961, F.S., relating to definitions; conforming cross-references; renumbering s. 570.962, F.S., relating to agritourism participation impact on land classification; renumbering and amending s. 570.963, F.S., relating to liability; conforming a cross-reference; renumbering and amending s. 570.964, F.S., relating to posting and notification requirements for agritourism operators; conforming provisions to changes made by the act; creating part IV of ch. 570, F.S., entitled "Agricultural Water Policy"; renumbering s. 570.075, F.S., relating to water supply agreements; renumbering and amending s. 570.076, F.S., relating to Environmental Stewardship Certification; conforming a cross-reference; renumbering ss. 570.085 and 570.087, F.S., relating to agricultural water conservation and agricultural water supply planning and best management practices for wildlife, respectively; creating part V of ch. 570, F.S., entitled "Penalties"; creating s. 570.971, F.S.; providing administrative fines and civil penalties; authorizing the department to refuse to issue or renew a license, permit, authorization, certificate, or registration under certain circumstances; authorizing the department to adopt rules; amending s. 576.021, F.S.; updating terminology; authorizing applications for registration for specialty fertilizers to be submitted using the department's website; making technical changes; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; extending the period of retention for an official check sample; amending s. 576.061, F.S.; deleting the penalty imposed when it is determined by the department that a fertilizer has been distributed without being licensed or registered, or without labeling; conforming provisions to changes made by the act; making technical changes; amending s. 576.071, F.S.; requiring the department to survey the fertilizer industry of this state to determine the commercial value used in assessing penalties for a deficiency; amending s. 576.087, F.S.; deleting certain requirements relating to antisiphon devices; amending s. 576.101, F.S.; deleting the department's authorization to place a licensee on probationary status under certain circumstances; amending s. 578.08, F.S.; deleting the requirement that the application for registration as a seed dealer include the name and location of each place of business at which the seed is sold, distributed, offered, exposed, or handled for sale; requiring the application to be made by submitting a form prescribed by department rule or using the department's website; establishing a registration fee for receipts of certain amounts; amending s. 580.036, F.S.; requiring that standards for the sale, use, and distribution of commercial feed or

feedstuff, if adopted, be developed in consultation with the Agricultural Feed, Seed, and Fertilizer Advisory Council; amending s. 580.041, F.S.; removing the requirement that the master registration form for each distributor of commercial feed identify the manufacturer's or guarantor's name and place of business and the location of each manufacturing facility; revising the requirement that the department must mail a copy of the master registration in order to signify that the administrative requirements have been met; amending s. 580.071, F.S.; providing additional factors that would make a commercial feed or feedstuff be deemed adulterated; amending s. 581.091, F.S.; deleting the definition of the term "commercial citrus grove"; deleting provisions relating to special permits authorizing a person to plant *Casuarina cunninghamiana* as part of a pilot program; eliminating a requirement that the department develop and implement a monitoring protocol to determine invasiveness of *Casuarina cunninghamiana*; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; redefining the term "dealer"; transferring, renumbering, and amending s. 570.38, F.S., relating to the Animal Industry Technical Council; conforming a cross-reference; amending s. 589.08, F.S.; requiring the Florida Forest Service to pay a certain percentage of the gross receipts from the Goethe State Forest to each fiscally constrained county; requiring such funds to be equally divided between the board of county commissioners and the school board; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other governmental entities; amending s. 590.02, F.S.; renaming the Florida Center for Wildfire and Forest Resources Management Training as the Withlacoochee Training Center; making technical changes; amending s. 590.125, F.S.; providing that new authorization is not required for smoldering that occurs within the authorized burn area unless new ignitions are conducted by certain persons; providing that monitoring the smoldering activity of a burn does not require an additional authorization; transferring and renumbering s. 570.0725, F.S., relating to food recovery; amending s. 597.003, F.S.; amending the powers and duties of the department to include providing training as necessary to lessees of certain lands for aquaculture use; amending s. 597.004, F.S.; requiring an applicant for an aquaculture certificate to submit a certificate of training if required; amending s. 597.020, F.S.; authorizing the department to adopt training requirements for shellfish processors by rule; transferring and renumbering ss. 570.481 and 570.55, F.S., relating to food recovery, fruit and vegetable inspection fees, and identification of sellers or handlers of tropical or subtropical fruit and vegetables, respectively; amending s. 604.16, F.S.; providing an exemption for certain dealers in agricultural products from certain requirements; amending s. 604.22, F.S.; revising certain penalties for dealers in agricultural products; repealing s. 487.172, F.S., relating to an educational program for organotin compounds in antifouling paints; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, 500.306, F.S., relating to the standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to the retail sale of meat; repealing s. 570.345, F.S., relating to the Pest Control Compact; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; repealing s. 589.081, F.S., relating to the Withlacoochee State Forest and Goethe State Forest; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending ss. 193.461, 253.74, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.047, 487.091, 487.175, 493.6118, 496.420, 500.70, 501.612, 501.619, 502.231, 507.09, 507.10, 509.032, 525.16, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 571.11, 571.28, 571.29, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.30, 616.242, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Governmental Oversight and Accountability, and Commerce and Tourism—

CS for SB 1640—A bill to be entitled An act relating to the entertainment industry; amending s. 288.125, F.S.; specifying the application of the term "entertainment industry"; transferring, renumbering,

and amending s. 288.1251, F.S.; renaming the Office of Film and Entertainment within the Department of Economic Opportunity as the Division of Film and Entertainment and housing the division within Enterprise Florida, Inc.; requiring Enterprise Florida, Inc., to conduct a national search for a film commissioner; requiring the president of Enterprise Florida, Inc., to hire the film commissioner; revising the requirements of the division's 5-year plan; transferring, renumbering, and amending s. 288.1252, F.S.; revising the powers and duties of the Florida Film and Entertainment Advisory Council; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 288.1253, F.S.; conforming provisions to changes made by the act; amending s. 288.1254, F.S.; redefining and deleting terms; requiring the department, rather than the Office of Film and Entertainment, to be responsible for applications for the entertainment industry financial incentive program; revising provisions relating to the application process, tax credit eligibility, election and distribution of tax credits, annual allocation of tax credits, forfeiture of tax credits, and annual report; extending the repeal date; conforming provisions to changes made by the act; specifying a date on which the applications on file with the department and not yet certified are deemed denied; amending s. 288.1258, F.S.; conforming provisions to changes made by the act; requiring the department to develop a standardized application form in cooperation with the division and other agencies; amending s. 288.92, F.S.; requiring Enterprise Florida, Inc., to have a division relating to film and entertainment; amending ss. 212.08, 220.1899, and 477.0135, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Education—

CS for SB 1642—A bill to be entitled An act relating to education accountability; amending s. 1008.34, F.S.; providing definitions for the statewide, standardized assessment program and school grading system; deleting annual reports; revising authority over allocation of a school's budget based on school grades; revising the basis for the calculation of school grades; revising the contents of the school report card; revising the basis for the calculation of district grades; requiring the Department of Education to develop a district report card; providing for transition to the revised school grading system; amending s. 1001.42, F.S.; revising criteria that necessitate a school's improvement plan to include certain strategies; amending s. 1002.33, F.S.; revising cross-references; amending s. 1003.621, F.S.; revising cross-references; amending s. 1008.31, F.S.; revising legislative intent for the K-20 education performance accountability system; amending s. 1008.33, F.S.; conforming provisions relating to school improvement and education accountability; amending s. 1008.341, F.S.; revising provisions relating to the school improvement rating for alternative schools; amending s. 1008.3415, F.S.; correcting cross-references; requiring the Commissioner of Education to exempt students from taking statewide, standardized assessments under certain circumstances; authorizing a parent to request that a student who is granted an exemption participate in statewide, standardized assessments; requiring the State Board of Education to adopt rules; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Education; and Senator Montford—

CS for SB 1206—A bill to be entitled An act relating to agricultural industry certifications; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to annually provide to the State Board of Education and the Department of Education information and industry certifications for farm occupations to be considered for placement on industry certification funding lists; amending s. 1003.492, F.S.; defining the term "industry certification"; requiring the state board to adopt rules for implementing an industry certification process for farm occupations; amending s. 1003.4935, F.S.; conforming a cross-reference; providing an effective date.

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

By the Committee on Education; and Senator Montford—

CS for SB 1226—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451; conforming cross-references; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215, F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent's designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term "Next Generation Sunshine State Standards"; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of prekindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending s. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term "adult high school credit program"; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for

a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr. Alzheimer's Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; revising the effective date of the Adults with Disabilities Workforce Education Pilot Program; increasing the age limitation for a program participant; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term "student with a disability"; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education post-secondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; amending s. 1011.62, F.S.; deleting an obsolete provision; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 1254—A bill to be entitled An act relating to health care services; amending ss. 390.012, 400.021, 400.0712, 400.23, 400.487, 400.497, 400.506, 400.509, 400.6095, 400.914, 400.935, 400.962, 400.967, 400.980, 409.912, 429.255, 429.73, 440.102, 483.245, 765.541, and 765.544, F.S.; removing certain rulemaking authority relating to the disposal of fetal remains by abortion clinics, nursing home equipment and furnishings, license applications for nursing home facilities, evaluation of nursing home facilities, home health agencies and cardiopulmonary resuscitation, home health agency standards, nurse registry emergency management plans, registration of certain service providers, hospice and cardiopulmonary resuscitation, standards for prescribed pediatric extended care facilities, minimum standards relating to home medical equipment providers, standards for intermediate care facilities for the developmentally disabled, rules and the classification of deficiencies for intermediate care facilities for the developmentally disabled, the registration of health care service pools, participation in a Medicaid provider lock-in program, assisted living facilities and cardiopulmonary resuscitation, adult family-care homes and cardiopulmonary resuscitation, guidelines for drug-free workplace laboratories, penalties for rebates, standards for organ procurement organizations; administrative penalties for violations of the organ and tissue donor education and procurement program; creating s. 400.9141; limiting services at PPEC centers; amending s. 400.934, relating to home medical equipment providers; requiring that the emergency management plan include criteria relating to the maintenance of patient equipment and supply lists; amending s. 409.962, F.S.; redefining the term "provider service network"; amending s. 409.972; exempting certain people from the requirement to enroll in Medicaid managed care; amending s. 409.974, F.S.; providing for contracting with eligible plans; revising provisions relating to negotiation with a provider service network; providing requirements for termination of a contract with a provider service network; providing an effective date.

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

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 522, CS for SB 524, CS for CS for CS for SB 526, and CS for CS for SB 528** which he approved on April 1, 2014.

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: Lane, James M., Winter Park	10/31/2017
Florida Citrus Commission Appointee: Pines, Francisco J., Pinecrest	06/30/2016
Florida Commission on Community Service Appointees: Gonzalez, Marcia C., Miami McLeod, Michael J., Sebring	09/14/2016 09/14/2016
Board of Trustees of Daytona State College Appointee: Escudero, Stanley T., Daytona Beach Shores	05/31/2015
Board of Trustees of Lake-Sumter State College Appointees: Butler, Marcia M., The Villages Morris, Timothy "Tim", Confidential pursuant to s. 119.071(4), F.S.	05/31/2017 05/31/2017

<i>Office and Appointment</i>		<i>For Term</i>	<i>Ending</i>
Board of Trustees of Miami-Dade College			
Appointees:	Bucelo, Armando J., Jr., Coral Gables	05/31/2017	
	Ferre, Helen A., Miami Shores	05/31/2017	
	Navarro, Bernardo, Miami	05/31/2017	
Board of Trustees of Palm Beach State College			
Appointee:	Williams, Carolyn L., West Palm Beach	05/31/2017	
Board of Trustees of Pasco-Hernando Community College			
Appointee:	Musunuru, Rao, New Port Richey	05/31/2017	
Board of Trustees of Pensacola State College			
Appointees:	Carlan, Carol H., Pensacola	05/31/2017	
	White, Frank, Pensacola	05/31/2014	
Board of Trustees of St. Johns River State College			
Appointee:	Keith, Brian E., Confidential pursuant to s. 119.071(4), F.S.	05/31/2017	
Board of Governors of the State University System			
Appointee:	Doyle, Daniel M., Jr., Belleair	01/06/2017	
Board of Hearing Aid Specialists			
Appointee:	Pickard, Robert E., Miami	10/31/2017	
Citrus County Hospital Board			
Appointees:	Joseph, Krista K., Crystal River	07/11/2017	
	Ressler, Deborah L., Inverness	07/05/2017	
Board of Medicine			
Appointees:	Goersch, Brigitte Rivera, Confidential pursuant to s. 119.071(4), F.S.	10/31/2017	
	Lopez, Jorge, Orlando	10/31/2017	
State Retirement Commission			
Appointee:	Jackson, Priscilla Cheryl, Cantonment	12/31/2017	

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 9, CS for CS for HB 53, CS for CS for HB 175, CS for CS for HB 287, CS for HB 313, CS for HB 375, CS for CS for HB 405, CS for CS for HB 511, CS for HB 533, CS for HB 635, CS for HB 707, HB 7009, CS for CS for HB 7057; has passed as amended CS for CS for HB 433, CS for CS for HB 633; has passed by the required constitutional two-thirds vote of the members voting CS for HB 115, CS for HB 177 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By State Affairs Committee and Representative(s) Nuñez, McBurney—

CS for HB 9—A bill to be entitled An act relating to the Legislature; fixing the date for convening the regular session of the Legislature in even-numbered years; providing an effective date.

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

By Judiciary Committee, Justice Appropriations Subcommittee and Representative(s) Stone, Baxley, Albritton, Campbell, Harrell, Hood, McGhee, Moskowitz, Powell, Rouson, Santiago, Van Zant—

CS for CS for HB 53—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; waiving the fee for identification cards issued to certain inmates; authorizing issuance of temporary permits in certain circumstances; amending s. 322.17, F.S.; waiving the fee for replacement driver licenses for certain inmates; amending s. 382.0255, F.S.; requiring a waiver of fees for certain inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies in acquiring necessary documents for certain inmates to acquire an identification card or driver license before release; providing exceptions; requiring the department to provide specified assistance to inmates born outside this state; requiring a report; amending s. 944.803, F.S.; authorizing the department to operate male and female faith- and character-based institutions; providing appropriations; providing an effective date.

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

By Regulatory Affairs Committee, Finance & Tax Subcommittee and Representative(s) Steube, Campbell, Fresen, Mayfield, Raburn—

CS for CS for HB 175—A bill to be entitled An act relating to emergency communication system; amending s. 365.172, F.S., relating to the Emergency Communications Number E911 System; revising definitions; revising provisions relating to oversight of certain fees by the Technology Program within the Department of Management Services; revising E911 board appointment provisions; revising duties of the board; revising provisions for administration, distribution, and use of the E911 fee; revising provisions for state E911 Grant Program funding; revising E911 fee provisions; revising fee collection procedures; providing that the state and local governments are not consumers for certain purposes; specifying the amount of the fee; revising provisions for use of the fees collected; authorizing the board to adjust the rate of the fee; providing that fees collected may not be included in the base for measuring any tax, fee, surcharge, or other charge; providing for a prepaid wireless E911 fee; limiting the amount of the fee; providing procedures for adjustment and imposition of the fee; requiring the Department of Revenue to provide notice to sellers; providing requirements for collection of the fee by the seller; providing criteria for the location of the transaction; providing requirements and procedures for filing returns and remitting fees to the Department of Revenue; directing the Department of Revenue to administer, collect, and enforce the fee pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales tax under specified provisions; providing applicability with respect to specified provisions of chapter 212, F.S.; requiring sellers of prepaid wireless services to register with the department; providing for distribution of funds remitted; limiting liability of provider or seller of prepaid wireless service; prohibiting a local government from imposing a fee on sellers of prepaid wireless services; providing that the state and local governments are not consumers for certain purposes; providing definitions for specified purposes; revising provisions for authorized expenditures of the E911 fee; providing that certain costs of the Department of Health are functions of 911 services; amending s. 365.173, F.S.; revising provisions for accounting, distribution, use, and auditing of the Emergency Communications Number E911 System Fund; providing for a prepaid wireless category in such fund; amending s. 401.465, F.S.; conforming a cross-reference; providing appropriations; providing effective dates.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Artiles, Williams, A., Berman, Caldwell, Campbell, Combee, Harrell, Hill, Jones, S., Mayfield, Nuñez, Pritchett, Raburn, Richardson, Rodrigues, R., Smith, Steube—

CS for CS for HB 287—A bill to be entitled An act relating to certificates of need; amending s. 408.034, F.S.; decreasing the subdistrict average occupancy rate that the Agency for Health Care Administration

is required to maintain as a goal of its nursing-home-bed-need methodology; conforming a provision to changes made by the act; authorizing an applicant to aggregate the need of geographically contiguous sub-districts within a district for a proposed community nursing home under certain circumstances; requiring the proposed nursing home site to be located in the subdistrict with the greater need under certain circumstances; recognizing an additional positive application factor for an applicant who voluntarily relinquishes certain nursing home beds; requiring the applicant to demonstrate that it meets certain requirements; amending s. 408.036, F.S.; providing that, under certain circumstances, replacement of a nursing home and relocation of a portion of a nursing home's licensed beds to another facility, or to establish a new facility, is a health-care-related project subject to expedited review; conforming a cross-reference; revising the requirements for projects that are exempted from applying for a certificate of need; creating s. 408.0436, F.S.; prohibiting the agency from approving a certificate-of-need application for new community nursing home beds under certain circumstances; defining the term "batching cycle"; providing for future repeal; repealing s. 408.0435, F.S., relating to the moratorium on the approval of certificates of need for additional community nursing home beds; providing an effective date.

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

By Choice & Innovation Subcommittee and Representative(s) Diaz, M., Campbell, Hood, Hutson, Nuñez, Oliva—

CS for HB 313—A bill to be entitled An act relating to single-gender public school programs; amending s. 1002.311, F.S.; providing requirements for a district school board when establishing a gender-specific elementary, middle, or high school; requiring school administrative and instructional personnel to participate in professional development; providing accountability requirements; providing an effective date.

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

By Regulatory Affairs Committee and Representative(s) Santiago—

CS for HB 375—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract; amending s. 627.94072, F.S.; authorizing the offer of a nonforfeiture benefit in the form of a return of premium under specified circumstances; providing an effective date.

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

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

CS for CS for HB 405—A bill to be entitled An act relating to trusts; amending s. 736.0703, F.S.; limiting the liability of excluded trustees; providing that certain duties of trustees do not apply to an excluded trustee in certain circumstances; providing an effective date.

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

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

CS for CS for HB 511—A bill to be entitled An act relating to cancer control and research; amending s. 1004.435, F.S.; revising definitions; revising the membership of the Florida Cancer Control and Research Advisory Council and selection of the council chairperson; authorizing renewal of member terms; revising compensation of council members; renaming the Florida Cancer Plan; requiring the council to collaborate with the Florida Biomedical Research Advisory Council to formulate and review a statewide research plan; requiring the council to develop and review a statewide treatment plan; deleting council, Board of Governors,

and State Surgeon General duties relating to the awarding of grants and contracts for cancer-related programs; deleting council duties relating to the development of written summaries of treatment alternatives; deleting financial aid provisions and the Florida Cancer Control and Research Fund; amending ss. 458.324, and 459.0125, F.S.; conforming provisions; providing an effective date.

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

By Choice & Innovation Subcommittee and Representative(s) Diaz, M., Saunders, Campbell, Fresen, Hutson—

CS for HB 533—A bill to be entitled An act relating to student eligibility for extracurricular activities; amending s. 1002.33, F.S.; conforming provisions; amending s. 1006.15, F.S.; revising the definition of extracurricular activities; correcting cross-references; revising provisions enabling home education, charter school, virtual education, and certain private school students to participate in extracurricular activities at a public school; authorizing students attending certain public schools to participate in extracurricular activities at another public school; requiring that district school board eligibility policies apply evenly to all students regardless of a student's extracurricular activity; amending s. 1006.20, F.S.; revising requirements for the bylaws of the Florida High School Athletic Association; revising a transfer deadline; requiring the bylaws to specify that the preparticipation physical evaluation form advise students to complete a cardiovascular assessment that includes an electrocardiogram; requiring the association to make available to parents literature on the importance of preparticipation cardiovascular assessment; providing an effective date.

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

By Civil Justice Subcommittee and Representative(s) Passidomo, Caldwell, Hager, Pilon—

CS for HB 635—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term "audit"; amending s. 744.3135, F.S.; revising provisions relating to the requirements for and court authority concerning requirements for specified guardians to submit to a credit history investigation and background screening; authorizing a nonprofessional guardian to petition the court for reimbursement for the costs of a credit history investigation and background screening; amending s. 744.368, F.S.; authorizing a clerk of the court to obtain and review records impacting guardianship assets and to issue subpoenas to nonparties upon application to the court; providing requirements for affidavits, notice, and subpoenas; providing for objection to a subpoena; amending s. 744.3685, F.S.; authorizing the court to require the production of records and documents by a guardian who fails to submit them during an audit; amending s. 744.474, F.S.; providing for the removal of a guardian for a bad faith failure to submit guardianship records during an audit; amending ss. 943.0585 and 943.059, F.S.; providing that a person seeking an appointment as a guardian may not lawfully deny or fail to acknowledge the arrests covered by an expunged or sealed record; reenacting s. 943.0585(4)(c), F.S., relating to court-ordered expunction of criminal history records, to incorporate the amendments made to s. 943.0585, F.S., in a reference thereto; reenacting s. 943.059(4)(c), F.S., relating to court-ordered sealing of criminal history records, to incorporate the amendments made to s. 943.059, F.S., in a reference thereto; providing an effective date.

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

By K-12 Subcommittee and Representative(s) Diaz, M., Ahern, Campbell—

CS for HB 707—A bill to be entitled An act relating to background screening; amending s. 1002.45, F.S.; revising the requirement relating to background screening of instructional personnel in virtual instruction programs; amending s. 1012.315, F.S.; providing additional offenses that determine ineligibility for educator certification or employment in a position that requires direct contact with students; amending s. 1012.32, F.S.; revising requirements for the retention, search, and reporting of fingerprints of school personnel; providing for Department of Law En-

forcement participation in the national retained print arrest notification program; providing for fees; amending s. 1012.465, F.S.; providing background screening requirements for certain school district employees, certain contractual personnel, and instructional personnel in virtual instruction programs; requiring a fingerprint-based criminal history background screening; providing requirements for submission, retention, search, and reporting of fingerprints; providing for fees; amending s. 1012.467, F.S.; requiring the fingerprints of certain noninstructional contractors to be enrolled in the national retained print arrest notification program; requiring arrest fingerprints to be searched against state and federal retained fingerprints; providing for fees to be established in rule; revising provisions relating to sharing criminal history information; amending s. 1012.56, F.S.; revising provisions relating to background rescreening for educator certification; amending s. 1012.796; including persons employed by virtual instruction providers against which complaints may be filed; amending s. 1012.797, F.S.; revising provisions relating to notification to education providers of charges against school district employees; reenacting ss. 1001.42(7), 1002.33(12)(g), 1002.36(7)(g), 1002.421(4)(a), 1012.32(1) and (2), 1012.56(10)(a) and (c), and 1012.795(1)(n), F.S., relating to district school board powers and duties, charter schools, the Florida School for the Deaf and the Blind, the accountability of private schools participating in state school choice scholarship programs, qualifications of personnel, educator certification requirements, and Education Practices Commission authority to discipline, respectively, to incorporate the amendment made to s. 1012.315, F.S., in references thereto; providing an effective date.

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

By Insurance & Banking Subcommittee and Representative(s) Moraitis, Mayfield—

HB 7009—A bill to be entitled An act relating to security for public deposits; amending s. 280.02, F.S.; revising definitions; amending s. 280.03, F.S.; clarifying provisions exempting public deposits from state security requirements; amending s. 280.04, F.S.; revising the collateral-pledging level for public deposits; amending s. 280.05, F.S.; conforming provisions to changes made by the act; amending s. 280.051, F.S.; updating terms; repealing s. 280.071, F.S., relating to the Qualified Public Depository Oversight Board; amending s. 280.085, F.S.; providing that a notice of the default or insolvency of a qualified public depository is not required under certain circumstances; amending s. 280.10, F.S.; requiring information from a nonqualified bank, savings bank, or savings association that acquires public depository by default or insolvency; amending s. 280.11, F.S.; conforming cross-references; amending s. 280.16, F.S.; deleting certain provisions relating to required reports and forms; amending s. 280.17, F.S.; revising notice requirements for public depositors; revising restrictions on loss protection provisions in certain circumstances in which a public depositor fails to comply with the notice requirements; providing an effective date.

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

By Education Committee, Education Appropriations Subcommittee, Higher Education & Workforce Subcommittee and Representative(s) Rodrigues, R., Campbell—

CS for CS for HB 7057—A bill to be entitled An act relating to career centers and charter technical career centers; amending s. 1001.44, F.S.; authorizing a career center to offer college credit courses applicable toward specific certificates or degrees; providing a process for approval to offer specific degree programs; requiring the State Board of Education to adopt rules; authorizing a career center to change the institution's name if certain requirements are met; amending s. 1002.34, F.S.; authorizing a charter technical career center to offer college credit courses applicable toward specific certificates or degrees; providing an approval process; authorizing a charter technical career center to change the institution's name if certain requirements are met; amending s. 1004.02, F.S., relating to definitions; renaming the applied technology diploma program as the college credit certificate program and clarifying the program; amending ss. 1007.23 and 1007.25, F.S.; conforming provisions; amending s. 1009.22, F.S.; revising and clarifying tuition and fees for specific workforce education programs; amending ss. 1009.53, 1009.532,

and 1009.536, F.S.; conforming provisions; reordering and amending s. 1011.80, F.S., relating to funds for operation of workforce education programs; conforming provisions; authorizing a career center to offer associate in applied science degree programs; requiring school districts and Florida College System institutions to maintain certain records; revising operational and performance funding calculation and allocation for workforce education programs; deleting provisions relating to a program to assist in responding to needs of new and expanding businesses; correcting a cross-reference; providing an effective date.

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

By Education Committee, K-12 Subcommittee and Representative(s) Spano—

CS for CS for HB 433—A bill to be entitled An act relating to educator certification; amending s. 1004.04, F.S.; providing requirements for certain instructional personnel who supervise or direct preservice field experience; amending s. 1012.56, F.S.; deleting an obsolete provision; revising acceptable means of demonstrating mastery of general knowledge, subject area knowledge, and professional preparation and education competence; requiring the State Board of Education to adopt rules; revising components of a competency-based professional development certification and education competency program; repealing s. 1012.56(17), F.S., relating to a study to compare the performance of certain certificateholders; amending s. 1012.585, F.S.; revising certain requirements for the renewal or reinstatement of a professional certificate; providing an effective date.

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

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Ingram, Rouson, Van Zant—

CS for CS for HB 633—A bill to be entitled An act relating to the Division of Insurance Agents and Agency Services; amending s. 20.121, F.S.; revising the name of the division; amending s. 624.310, F.S.; revising service delivery methods; amending s. 624.318, F.S.; prohibiting the removal of specified original documents under certain conditions; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; prohibiting new limited customer representative licenses from being issued after a specified date; defining the term “unaffiliated insurance agent”; amending s. 626.0428, F.S.; revising prohibitions relating to binding insurance and soliciting insurance; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee and any person under his or her supervision; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing for expiration of an agency license under specified circumstances; amending s. 626.112, F.S.; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.171, F.S.; providing an exemption from certain licensure application fees; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; amending s. 626.207, F.S.; conforming a cross-reference; amending s. 626.241, F.S.; revising the scope of the examination for a limited agent; amending s. 626.261, F.S.; deleting a provision requiring certain costs to be paid by applicants who request licensure examinations in Spanish; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses employees and authorized representatives of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted

by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; amending s. 626.611, F.S.; requiring the department to suspend certain licenses and appointments; amending s. 626.641, F.S.; conforming a cross-reference; amending s. 626.733, F.S.; revising applicability of certain appointment provisions; amending s. 626.7355, F.S.; revising qualifications for a temporary customer representative's license; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances on a specified date; amending s. 626.7845, F.S.; revising a prohibition against unlicensed transaction of life insurance; amending ss. 626.8411, 626.861, and 626.862, F.S.; conforming cross-references; amending s. 626.9272, F.S.; revising requirements for the licensure of nonresident surplus lines agents; creating s. 627.4553, F.S.; requiring an insurance agent who recommends the surrender of certain annuity or life insurance to provide certain information to the department; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; amending s. 627.706, F.S.; revising definitions; amending s. 627.7074, F.S.; providing grounds for the department to deny an application, or suspend or revoke approval of certification, of a neutral evaluator; requiring the department to adopt rules; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval, of a mediator; authorizing the department to adopt rules; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending s. 648.43, F.S.; revising requirements for the submission of a power of attorney; amending s. 648.49, F.S.; revising provisions relating to the duration of suspension or revocation of a license; amending ss. 943.0585 and 943.059, F.S.; prohibiting persons seeking to be licensed by the Division of Insurance Agent and Agency Services from denying or failing to acknowledge certain expunged or sealed records; conforming cross-references; providing an effective date.

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

By Government Operations Subcommittee and Representative(s) Pigman—

CS for HB 115—A bill to be entitled An act relating to public meetings; amending s. 1004.28, F.S.; providing an exemption from public meeting requirements for any portion of a meeting of the board of directors of a university direct-support organization, or of the executive committee or other committees of such board, at which any proposal seeking research funding from the organization or a plan or program for either initiating or supporting research is discussed; providing for review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Government Operations Subcommittee and Representative(s) Steube, Campbell, Fresen—

CS for HB 177—A bill to be entitled An act relating to public records; amending s. 365.174, F.S.; providing an exemption from public records requirements for proprietary confidential business information submitted by a wireless service provider to the Department of Revenue; authorizing the department to share such information with the Secretary of Management Services and the E911 Board; 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 Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 236 and CS for CS for SB 404.

Robert L. "Bob" Ward, Clerk

The bills contained in the foregoing messages were ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 26 was corrected and approved.

CO-INTRODUCERS

Senators Abruzzo—SB 214, SB 1078; Altman—SB 322, SB 418; Bul-lard—SB 146, SB 1056; Detert—CS for CS for CS for SB 542; Evers—SB 776, SB 1304; Flores—SB 162, SB 334; Galvano—CS for SB 1122, SB 1340; Garcia—CS for SB 346, CS for SB 408, SB 712; Sachs—CS for SB 298; Smith—SB 578, SB 732; Sobel—CS for SB 220, SB 320, SB 928; Soto—SB 928, CS for SB 1142, CS for SB 1400; Thompson—SB 882

ADJOURNMENT

On motion by Senator Smith, the Senate adjourned at 1:39 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 11:00 a.m., Thursday, April 3 or upon call of the President.

SENATE PAGES

March 31-April 4, 2014

Jack Abberger, New Port Richey; Meredith Abberger, New Port Richey; Hunter Altman, Rockledge; José Barajas, Tallahassee; Chrissy Barber, Bristol; Ian Bernander, Tallahassee; Ricky Berthiaume II, Rockledge; Nolan Buttner, Jacksonville; William Colson, Tallahassee; Olivia Everett, Lakeland; Paige Highstone, Palm City; Adrian Hill, Tallahassee; Heather Hofstee, Fort Pierce; Antonio Knox, Jacksonville; Chloe Ross, Davie; Elizabeth Tauchen, Sebring



Journal of the Senate

Number 10—Regular Session

Thursday, April 3, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 11:00 a.m. A quorum present—38:

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

PRAYER

The following prayer was offered by Reverend Robert Jakoby, Director of Pastoral Care Services at Baptist Health South Florida, Miami:

Almighty God, we acknowledge you as a loving God, and we thank you for your presence here today. As creator of heaven and earth, you know all things. You know us intimately inside and out. You know when our hearts are right with you and with others. You know our thoughts before we think them and our motives with each action we take. Where our hearts have been calloused toward you and others, or where our thoughts and motives have been displeasing to you, we ask for your forgiveness. We desire to honor you in every area of our life. We acknowledge that our total being is under your control and providence, even when we do not understand, agree, or at times are unaware. Make us conscious of your love and desire to bless us and guide us in the details of life. In doing so, we will become better persons and citizens in the community and state in which we live.

Dear Lord, we ask for your guidance as these Senators make enormous financial, moral, and ethical decisions which are crucial to the people and organizations of this state. In their difficult struggles, direct them. May their intelligence, knowledge, and reasoning pass through your crucible of refinement so that their decisions made will honor you and be for the greater good.

Most loving God, bless Governor Scott, his family, and each Senator and their families with good health and safety. We pray for each elected official that they may have courage and boldness even when making tough decisions. May all they do be honorable and pleasing to you that we may prosper in this Great State of Florida.

In the holy name of your Son, Amen.

PLEDGE

Senate Pages, William Colson of Tallahassee; Christina Barber of Bristol; Antonio Knox of Jacksonville; and Chloe Ross of Davie, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Jason Pirozzolo of Winter Garden, sponsored by Senator Thrasher, as the doctor of the day. Dr. Pirozzolo specializes in family and sports medicine.

ADOPTION OF RESOLUTIONS

On motion by Senator Dean—

By Senators Dean, Soto, and Bradley—

SR 382—A resolution recognizing April 2014 as “Springs Protection Awareness Month” in Florida.

WHEREAS, Florida’s springs are essential to the environment, economy, and residents of, and visitors to, this state, and

WHEREAS, Florida has one of the most productive aquifers in the world, which supports more than 700 natural springs, giving this state the world’s highest concentration of springs, and

WHEREAS, more than 93 percent of Florida residents rely on this groundwater supply and its vitality to the state’s economy, and

WHEREAS, springs are a natural resource that must be protected, as they reflect groundwater conditions and provide an important habitat for wildlife, including species listed as threatened or endangered under the Endangered Species Act, and

WHEREAS, springs provide important recreation resources and opportunities that are enjoyed by residents and visitors alike, and

WHEREAS, Florida’s springs discharge more than 8 billion gallons of water each day, which is essential for sustaining spring runs and associated receiving water bodies, and

WHEREAS, healthy springs reflect the State of Florida’s commitment to sustainable ground and surface water resource protection, NOW, THEREFORE,

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

That April 2014 is recognized as “Springs Protection Awareness Month” in Florida, and all levels of government are encouraged to support springs protection, restoration, and preservation awareness.

—was introduced out of order and read by title. On motion by Senator Dean, **SR 382** was read the second time by title and adopted.

On motion by Senator Bradley—

By Senator Bradley—

SR 1718—A resolution recognizing April 2, 2014, as “University of Florida Day” in Florida.

WHEREAS, the University of Florida tradition of enrolling some of the most academically talented students in the nation continued during the 2013-2014 academic year, with incoming freshmen having a grade point average of 4.4 and an average SAT score of 1,960, and

WHEREAS, in 2014, the University of Florida launched UF Online, the first fully online 4-year bachelor’s degree program at a public university in Florida and one of the first such programs nationwide to be offered at a leading national research university, and

WHEREAS, in 2013, the University of Florida dedicated more than \$13 million in state preeminence funding to hiring new faculty, whose work will further 16 university research proposals in fields including computing, biology, and business, and

WHEREAS, in 2013, the University of Florida’s Innovation Square continued to draw outside technology companies, including Boston-area mobile application developer Mobiquity and CurtCo Robb Media, the publisher of the Robb Report, to Gainesville, where they established offices and created jobs, and

WHEREAS, in 2012, the University of Florida ranked fourth nationally among universities in launching startup companies that use the school’s own technologies, a testament to the university’s world-renowned faculty, and

WHEREAS, the business incubator Florida Innovation Hub at the University of Florida contributed to the creation of 250 jobs in its first 20 months of operation and already has more than two dozen tenants, and

WHEREAS, in 2013, the University of Florida surged to number 14 among the nation’s best public universities as ranked by U.S. News & World Report, and

WHEREAS, in 2012, the Wall Street Journal’s Smartmoney magazine reported that the University of Florida offers students and their families the second-highest return on investment of any university in the nation, and

WHEREAS, in 2013, the University of Florida continued to grow and expand its campus, including the completion of the Clinical and Translational Research Building, the launch of a major renovation and expansion of the J. Wayne Reitz Union, and the groundbreaking for both Heavener Hall and the Harrell Medical Education Building, and

WHEREAS, in 2013, the University of Florida significantly expanded its scientific research computing capabilities with the completion of Hi-PerGator, the state’s fastest supercomputer that is among the top 200 supercomputers in the world, and

WHEREAS, the University of Florida unified the six colleges of the UF Health Science Center and Shands Hospital by bringing them together under one shared brand, UF Health, and

WHEREAS, the University of Florida also excels in its student athletic program, the only program in the nation to rank in the top ten nationally for the past 30 years and whose athletic victories include 31 national team championships, 213 Southeastern Conference titles, and more than 259 individual national titles, NOW, THEREFORE,

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

That April 2, 2014, is recognized as “University of Florida Day” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to J. Bernard Machen, D.D.S., Ph.D., President of the University of Florida, as a tangible token of the sentiments expressed herein.

—was introduced out of order and read by title. On motion by Senator Bradley, **SR 1718** was read the second time in full and adopted.

At the request of Senator Richter—

By Senator Richter—

SR 630—A resolution recognizing July 2014 as “Bladder Cancer Awareness Month” in Florida.

WHEREAS, according to the Centers for Disease Control and Prevention, bladder cancer is the sixth most common cancer in the United States, and

WHEREAS, among the states, Florida has the fourth largest population, the third highest incidence of bladder cancer, and the second highest rate of bladder cancer deaths in the country, and

WHEREAS, bladder cancer is the fourth most common cancer in men and the tenth most common cancer in women, and

WHEREAS, men have a 1 in 26 chance and women have a 1 in 90 chance of being diagnosed with bladder cancer in their lifetimes, and

WHEREAS, this year in the United States, approximately 73,000 new cases of bladder cancer will be diagnosed and nearly 15,000 people will die from the disease, and

WHEREAS, bladder cancer occurs in more women annually than cervical cancer, and

WHEREAS, women often have a delayed diagnosis due to bladder cancer being mistaken for common gynecological problems, and

WHEREAS, although bladder cancer can occur at any age, a high percentage of people suffering from the disease are over the age of 55, and

WHEREAS, even though bladder cancer is the sixth most common cancer in the United States, it ranks twenty-second in research money received, and

WHEREAS, due to a recurrence rate of 50 to 80 percent, bladder cancer is one of the most expensive cancers to treat, NOW, THEREFORE,

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

That July 2014 is recognized as “Bladder Cancer Awareness Month” in Florida.

—**SR 630** was introduced, read and adopted by publication.

At the request of Senator Diaz de la Portilla—

By Senator Diaz de la Portilla—

SR 1694—A resolution commemorating the 50th anniversary of the Dade County Police Benevolent Association.

WHEREAS, the Dade County Police Benevolent Association was incorporated in December 1963 to protect the rights of law enforcement personnel and promote professionalism, and

WHEREAS, the Dade County Police Benevolent Association is the largest police organization in Miami-Dade County, with more than 6,500 law enforcement officers, and

WHEREAS, the Dade County Police Benevolent Association provides a wealth of benefits for its members, including union-type services such as collective bargaining and labor relations and legal assistance, and

WHEREAS, the Dade County Police Benevolent Association remains civically engaged, fostering relationships with elected officials and taking an active role in crafting legislation in the criminal justice field, and

WHEREAS, the Dade County Police Benevolent Association strives to enhance relations between law enforcement personnel and the community, and the association's members have volunteered their time and given financial support to numerous nonprofit organizations in Miami-Dade County, NOW, THEREFORE,

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

That the 50th anniversary of the Dade County Police Benevolent Association is commemorated.

—**SR 1694** was introduced, read and adopted by publication.

At the request of Senator Richter—

By Senator Richter—

SR 1696—A resolution recognizing the vital importance of Walton County's coastal dune lakes to the ecological and economic health of this state.

WHEREAS, the unique coastal dune and watershed system known as coastal dune lakes is one of the rarest and most unique natural systems in the world, occurring only in Australia, New Zealand, Madagascar, Oregon, South Carolina, and Northwest Florida, and

WHEREAS, Walton County is known worldwide for its sugar-white sand beaches and emerald gulf waters and is home to 15 named coastal dune lakes that constitute a rarely occurring natural phenomenon based on dynamic and intermittent exchange with the Gulf, and

WHEREAS, these coastal dune lakes, Lake Powell, Alligator Lake, Lake Allen, Camp Creek, Little Redfish Lake, Stallworth Lake, Deer Lake, Big Redfish Lake, Campbell Lake, Eastern Lake, Draper Lake, Morris Lake, Western Lake, Oyster Lake, and Fuller Lake, are fed by streams, groundwater seepage, rain, and storm surge, with water conditions between lakes varying greatly, from completely fresh to significantly saline, and

WHEREAS, the coastal dune lakes, which are listed as “globally imperiled” by the Florida Natural Areas Inventory, create a uniquely pristine environment that exists nowhere else in Florida, and contribute to Walton County's ranking as one of the top ten most biodiverse areas in the nation, and

WHEREAS, this complex hydrologic system is habitat for struggling plant communities without which the integrity and preservation of a stable dune complex cannot exist; functions as an aquatic nursery; and provides habitat for a wide array of animal life, including protected and endangered species, and

WHEREAS, protection of Walton County's coastal dune lakes provides important ecological benefits, such as storm protection and restoration of essential water flow into the Gulf, and

WHEREAS, the coastal dune lakes are vital to the economies of Walton County, providing opportunities for fishing, hiking, birding, canoeing, kayaking, ecotouring, plein-air painting, photographic expeditions, and other activities that provide recreation and intimate connection with nature, and

WHEREAS, the current “Outstanding Florida Water” designation of Lake Powell establishes a foundation and provides a precedent for the effort to protect the unparalleled beauty and diversity of Florida's natural, cultural, and economic legacies for future generations, and

WHEREAS, recognition of the coastal dune lakes by the Legislature will strengthen existing policies in the Walton County Comprehensive Plan and the Land Development Code, NOW, THEREFORE,

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

That Walton County's coastal dune lakes are designated as state ecological treasures; that the vital importance of Walton County's

coastal dune lakes to the ecological and economic health of this state is recognized; and that the natural beauty of Florida's ecological treasures, the coastal dune lakes, is celebrated.

—**SR 1696** was introduced, read and adopted by publication.

At the request of Senator Margolis—

By Senator Margolis—

SR 1704—A resolution recognizing April 2 and 3, 2014, as “Miami-Dade County Days at the Capitol” and celebrating the 26th anniversary of this event.

WHEREAS, greater Miami-Dade County contains thousands of businesses that employ millions of people and is the site of foreign consulates, international trade offices, and binational chambers of commerce, and

WHEREAS, Miami-Dade County is a center of world finance, with hundreds of financial institutions and foreign agencies within its boundaries, and

WHEREAS, the film and music industries have made Miami-Dade County one of the largest entertainment production centers in the nation, and

WHEREAS, agriculture continues to provide millions of dollars annually in economic activity to Miami-Dade County, and the agricultural industry has diversified in such a manner that Miami-Dade County is now one of the largest producers in the United States of tropical fruits, ornamental plants, and fish, and

WHEREAS, Miami-Dade County is currently experiencing a cultural boom in world-class entertainment and cultural activities, which is evidenced by the thousands of nonprofit cultural organizations offering dance, theater, music, visual arts, and other festivals and special events, and

WHEREAS, the Miami-Dade County community is a microcosm of the world in which scores of countries are represented and diverse languages are spoken daily, and

WHEREAS, 26 years ago, the late Representative John F. Cosgrove, as chairperson of the former Dade County legislative delegation, worked with the private sector to create what is now Miami-Dade County Days at the Capitol, NOW, THEREFORE,

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

That the Florida Senate recognizes April 2 and 3, 2014, as “Miami-Dade County Days at the Capitol” and celebrates the 26th anniversary of this event.

—**SR 1704** was introduced, read and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1728—A resolution recognizing April 2014 as “Financial Literacy Month” in Florida.

WHEREAS, in a letter to Thomas Jefferson dated August 23, 1787, John Adams recognized the need for financial literacy, writing, “All the perplexities, confusions, and distresses in America arise, not from defects in their constitution or confederation, not from a want of honor or virtue, so much as from downright ignorance of the nature of coin, credit, and circulation,” and

WHEREAS, in 1914, the Smith-Lever Act created the Cooperative Extension Service to provide a learning experience that would develop skills that people needed at home, on the farm, and in their communities, including financial skills, and

WHEREAS, in 1919, Junior Achievement, a nonprofit youth organization, was founded to work with local businesses and organizations to

deliver financial literacy, entrepreneurship, and work-readiness education, and

WHEREAS, the 1950s marked a time when issues relating to financial management, including retirement security, composed 50 percent of the research that was conducted in the field of home economics, with financial literacy continuing to gain greater prominence in the field of education and beyond, and

WHEREAS, in 1995, William E. Odom, former chairman and CEO of Ford Motor Credit Corporation, developed the concept that led to the formation of the Jump\$tart Coalition, and

WHEREAS, Jump\$tart is a nonprofit organization that includes about 150 national organizations and entities consisting of corporate, nonprofit, academic, government, and other groups working to advance financial literacy among students in prekindergarten to college, and

WHEREAS, in 1996, Dr. Lewis Mandell developed the financial literacy survey that now is a hallmark of the Jump\$tart Coalition's work, and Dr. Mandell provided the guidelines that evolved into the National Standards in K-12 Personal Financial Education, and

WHEREAS, the Financial Literacy and Education Commission was established under the Fair and Accurate Credit Transactions Act of 2003 to improve financial literacy and to develop a national strategy on financial education, and

WHEREAS, in 2004, the United States Senate passed Resolution 316, which officially recognized April 2004 as "National Financial Literacy Month," and

WHEREAS, in 2004, Citigroup announced a 10-year, \$200 million commitment to meet the growing financial education needs of the communities that Citigroup served, and the American Institute of Certified Public Accountants launched a unified financial literacy initiative called "360 Degrees of Financial Literacy" to address the widespread financial illiteracy epidemic, and

WHEREAS, in 2008, President George W. Bush signed Executive Order 13455, which created the President's Advisory Council on Financial Literacy to recommend steps that should be taken to enhance the state of financial literacy in the United States, and

WHEREAS, in 2010, the U.S. Congress passed the Dodd-Frank Wall Street Reform and Consumer Protection Act, creating the Consumer Financial Protection Bureau to promote financial education, among other things, and

WHEREAS, in 2011, President Barack Obama designated April 2011 as "National Financial Literacy Month," declaring that during this month we recommit to improving financial literacy and ensuring all Americans have access to trustworthy financial services and products, and

WHEREAS, in 2012, 52 percent of teens polled said they wanted to learn more about how to manage their money and that they were particularly interested in learning more about basic personal finance topics such as budgeting, saving, checking accounts, and investing, and

WHEREAS, in 2013, 40 percent of adults polled gave themselves a grade of C, D, or F on their knowledge of personal finance, and 78 percent said they agreed that they could benefit from additional advice and answers to everyday financial questions from a professional, and

WHEREAS, today, Americans carry more than \$2 trillion in consumer debt, with 30 percent of consumers reporting that they have no extra cash, making it impossible to escape the burden of living paycheck to paycheck, and

WHEREAS, currently, 43 states require some form of financial literacy content to be taught in high schools, with 19 states requiring an individual financial literacy course to be offered and 17 states requiring an individual financial literacy course to be taken, and

WHEREAS, National Financial Literacy Month is recognized in the United States each April in an effort to highlight the importance of financial literacy, to teach Americans how to establish and maintain healthy financial habits, and to remind us of the importance of teaching

students how to be financially savvy, empowering them to be economically successful throughout their lives, NOW, THEREFORE,

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

That April 2014 is recognized as "Financial Literacy Month" in Florida and that all residents of this state are urged to recognize that financial literacy is an important part of our students' education in order to ensure their bright futures.

—SR 1728 was introduced, read and adopted by publication.

SPECIAL PERFORMANCE

The President introduced Nicole Henry who sang *God Bless America*. Nicole graduated from the University of Miami with a degree in Communications and Theatre. She performed at the 2014 Orange Bowl.

SPECIAL GUESTS

Senator Legg introduced his wife, Suzanne, who was present in the gallery.

MOMENT OF SILENCE

At the request of Senator Hays, the Senate observed a moment of silence honoring those who were injured or killed by the shooting that occurred at Fort Hood, Texas on April 2, 2014.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Don Gaetz
President, The Florida Senate

April 3, 2014

Dear President Gaetz:

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>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Architecture and Interior Design Appointee: Blanz, James	10/31/2016
Board of Athletic Training Appointee: Harris, Brandon L.	10/31/2017
Florida Building Code Administrators and Inspectors Board Appointee: Raines, Andrew J.	10/31/2017
Florida Building Commission Appointee: Carlson, E. Jay	02/11/2017
Board of Chiropractic Medicine Appointee: Pelaez, Ruth E.	10/31/2015
Board of Clinical Laboratory Personnel Appointee: Hernandez, Alvaro A.	10/31/2014
Florida Communities Trust Appointee: Lindblad, A. Erick	01/31/2017
Florida Commission on Community Service Appointee: Towler, Susan	09/14/2016
Board of Trustees of Eastern Florida State College Appointee: Landman, Alan H.	05/31/2017
Board of Trustees of Broward College Appointee: Fernandez, Gloria M.	05/31/2017

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of College of Central Florida Appointees: Durrance, Robert E. Ewers, Ronald L.	05/31/2017 05/31/2017	Padget, John R. Tuck, Andy	12/31/2016 12/31/2017
Board of Trustees of Florida Keys Community College Appointee: O'Bannon, Anne M.	05/31/2017	Board of Trustees, Florida Atlantic University Appointees: Cane, Daniel McDonald, Mary Beth	01/06/2018 01/06/2016
Board of Trustees of Gulf Coast State College Appointees: Kirvin, Elizabeth M. Millaway, Steve D.	05/31/2016 05/31/2017	Board of Trustees, University of Central Florida Appointees: Brown, Clarence H., III Seay, Beverly Jo	01/06/2018 01/06/2018
Board of Trustees of South Florida State College Appointees: Backer, Timothy D. Kirschner, Louis H.	05/31/2017 05/31/2017	Board of Trustees, Florida State University Appointees: Ballard, Kathryn S. Duda, Emily F.	01/06/2018 01/06/2016
Construction Industry Licensing Board Appointees: Cobb, Christopher M. Korelishn, Albert C.	10/31/2017 10/31/2017	Board of Trustees, Florida Gulf Coast University Appointees: Gable, Robert Blakeslee Klaas, Richard Lee Spilker, Christian M.	01/06/2018 01/06/2016 01/06/2015
Florida Elections Commission Appointees: Bernard, Mackenson Hollarn, Patricia M. Seymour, Brian M.	12/31/2016 12/31/2016 12/31/2016	Board of Trustees, Florida Polytechnic University Appointees: Bostick, R. Mark Brown, William M. Featherman, Sandra Hammack, Scott J. Hyman, Kevin M. Martin, Frank T. Stork, Robert W. Wilson, Donald H.	06/30/2015 11/07/2017 07/15/2015 06/30/2015 06/30/2015 07/15/2015 06/30/2014 07/15/2014
Board of Funeral, Cemetery, and Consumer Services Appointee: Hall, Lewis	09/30/2017	Board of Trustees, University of North Florida Appointee: Korman, Joy G.	01/06/2018
Board of Trustees of South Lake County Hospital District Appointees: Duke, Jeff C. Kesselring, Kasey C. Solis, Carlos	07/05/2017 07/05/2017 07/05/2015	Board of Trustees, University of West Florida Appointee: May, LuTimothy	01/06/2018
Board of Massage Therapy Appointee: Phillips, Sharon L.	10/31/2017	The following executive appointments were referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:	
Board of Nursing Home Administrators Appointee: Fernandez, Chantelle	10/31/2016	<i>Office and Appointment</i>	
Board of Occupational Therapy Practice Appointee: Hicks, Anthony J.	10/31/2017	<i>For Term Ending</i>	
Board of Opticianry Appointee: Girdler, John B., III	10/31/2014	Environmental Regulation Commission Appointees: Bauer, Michael R. Roth, Cari L.	07/01/2017 07/01/2017
Board of Optometry Appointees: Maule, Tamara L. McNaughton, Rosa N.	10/31/2017 10/31/2017	Governing Board of the Northwest Florida Water Management District Appointee: Pate, Jerome K.	03/01/2017
Board of Osteopathic Medicine Appointees: Hayden, Anna Z. Mendez, Michelle R.	10/31/2017 10/31/2016	Governing Board of the Southwest Florida Water Management District Appointees: Beruff, Carlos Dunbar, David W. Moran, Michael A.	03/01/2017 03/01/2017 03/01/2015
Board of Physical Therapy Practice Appointee: Petraglia, Gina C.	10/31/2017	Executive Director of Southwest Florida Water Management District Appointee: Beltran, Roberto R., Jr.	Pleasure of the Board
Board of Pilot Commissioners Appointee: Kurtz, Carolyn J.	10/31/2017	Governing Board of the Suwannee River Water Management District Appointee: Sanchez, Virginia Marsh	03/01/2017
Florida Real Estate Commission Appointee: Boring, Claude D.	10/31/2017	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:	
Board of Veterinary Medicine Appointees: Hase, Robert R., Jr. Johnson, Connie M. Leonard, Robert B., Jr.	10/31/2016 10/31/2017 10/31/2017	<i>Office and Appointment</i>	

The following executive appointments were referred to the Senate Committee on Education and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Board of Education Appointees: Armas, Ada Gonzalez Colon, John A.	12/31/2016 12/31/2014

<i>Office and Appointment</i>	<i>For Term Ending</i>
Investment Advisory Council Appointee: Elia, MaryEllen	12/12/2016

The following executive appointment was referred to the Senate Committee on Health Policy and the Senate Appropriations Subcommittee on Health and Human Services and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

Office and Appointment

State Surgeon General
Appointee: Armstrong, John H.

*For Term
Ending*

Pleasure of
Governor

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 a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;

(2) Senate action on said appointments be taken prior to the adjournment of the 2014 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Jack Latvala, Chair

On motion by Senator Latvala, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—38

Mr. President	Galvano	Negron
Abruzzo	Garcia	Richter
Altman	Gardiner	Ring
Bean	Gibson	Sachs
Benacquisto	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Smith
Bullard	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher
Flores	Montford	

Nays—None

VOTE PREFERENCE

Senator Gibson was recorded as voting “nay” on the appointment of John H. Armstrong as State Surgeon General.

BILLS ON THIRD READING

Consideration of **SB 160** was deferred.

CS for CS for SB 448—A bill to be entitled An act relating to the threatened use of force; providing legislative findings and intent; amending s. 775.087, F.S.; prohibiting the court from imposing certain mandatory minimum sentences if the court makes specified written findings; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; providing

that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be; amending s. 776.013, F.S.; applying presumption relating to the use of deadly force to the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; removing provisions relating to one’s duty to retreat prior to using force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; providing that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; limiting immunity provisions to civil actions by the person, personal representative, or heirs of the person against whom force was used; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; amending s. 776.06, F.S., clarifying that the statute relates to use of force by a law enforcement or correctional officer; creating s. 776.09, F.S.; providing that a person is eligible to apply for a certificate of eligibility for expunction, notwithstanding the eligibility requirements, if the charging document in the case is not filed or is dismissed because it is found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; requiring a prosecutor, statewide prosecutor, or court to document and retain such findings; amending s. 943.0585, F.S.; requiring the Department of Law Enforcement to provide a certificate of eligibility for expunction, notwithstanding the eligibility requirements, to a person who has a written, certified statement from a prosecutor or statewide prosecutor indicating that the charging document in the case was not filed or was dismissed because it was found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in ch. 776, F.S.; providing a penalty for knowingly providing false information on a sworn statement; providing applicability; requiring the department to adopt rules; providing an effective date.

—as amended March 20 was read the third time by title.

Pending further consideration of **CS for CS for SB 448** as amended, on motion by Senator Evers, by two-thirds vote **CS for CS for HB 89** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

On motion by Senator Evers, by two-thirds vote—

CS for CS for HB 89—A bill to be entitled An act relating to the threatened use of force; providing legislative findings and intent; amending s. 775.087, F.S.; prohibiting the court from imposing certain mandatory minimum sentences if the court makes specified written findings; amending s. 776.012, F.S.; applying provisions relating to the use of force in defense of persons to the threatened use of force; providing that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening to use the deadly force is not engaged in a criminal activity and is in a place where he or she has a right to be; amending s. 776.013, F.S.; applying presumption relating to the use of deadly force to the threatened use of deadly force in the defense of a residence and similar circumstances; applying provisions relating to such use of force to the threatened use of force; removing provisions relating to one’s duty to retreat before using force; amending s. 776.031, F.S.; applying provisions relating to the use of force in defense of property to the threatened use of force; providing that a person who lawfully uses or threatens to use nondeadly force does not have a duty to retreat; providing that a person who lawfully uses or threatens to use deadly force does not have a duty to retreat if the person using or threatening to use the deadly force is not engaged in a criminal activity and is in a place where he or she has

a right to be; amending s. 776.032, F.S.; applying immunity provisions that relate to the use of force to the threatened use of force; limiting immunity provisions to civil actions by the person, personal representative, or heirs of the person against whom force was used; amending s. 776.041, F.S.; applying provisions relating to the use of force by an aggressor to the threatened use of force; providing exceptions; amending s. 776.051, F.S.; providing that a person is not justified in the threatened use of force to resist an arrest by a law enforcement officer; amending s. 776.06, F.S.; clarifying that the provision relates to use of force by a law enforcement officer or correctional officer; creating s. 776.09, F.S.; providing that a person is eligible to apply for a certificate of eligibility for expunction, notwithstanding specified eligibility requirements, if the charging document in the case is not filed or is dismissed because it is found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in chapter 776, F.S.; requiring a prosecutor, statewide prosecutor, or court to document and retain such findings; amending s. 943.0585, F.S.; requiring the Department of Law Enforcement to provide a certificate of eligibility for expunction, notwithstanding the eligibility requirements, to a person who has a written, certified statement from a prosecutor or statewide prosecutor indicating that the charging document in the case was not filed or was dismissed because it was found that the person acted in lawful self-defense pursuant to the provisions related to the justifiable use of force in chapter 776, F.S.; providing a penalty for knowingly providing false information on a sworn statement; providing applicability; requiring the department to adopt rules; providing an effective date.

—a companion measure, was substituted for CS for CS for SB 448 as amended and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Smith moved the following amendment which failed:

Amendment 1 (306012) (with title amendment)—Delete lines 286-624.

And the title is amended as follows:

Delete lines 45-67 and insert: officer or correctional officer; providing an effective

On motion by Senator Evers, by two-thirds vote CS for CS for HB 89 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Sachs
Bean	Gardiner	Simmons
Benacquisto	Gibson	Simpson
Bradley	Grimsley	Sobel
Clemens	Hays	Soto
Dean	Hukill	Stargel
Detert	Latvala	Thompson
Diaz de la Portilla	Lee	Thrasher
Evers	Montford	

Nays—7

Braynon	Legg	Smith
Bullard	Margolis	
Joyner	Ring	

Vote after roll call:

Yea—Brandes

Vote preference:

April 9, 2014: Yea to Nay—Sobel

EXPLANATION OF VOTE

Debbie Brown
Secretary of the Senate

April 3, 2014

Dear Secretary Brown:

I agree with the premise of this bill that 10-20-Life law is draconian and has been shown to produce absurd results. The best chance for fair results to occur is when a judge is able to weigh all the facts and make a decision, rather than being forced to render one-size-fits-all rulings in complex cases due to a statutory mandate. So, while I fully support the effort to address the inadequacies of the 10-20-Life law, I am concerned that doing so in the manner used in SB 448 in today's climate is not just wrong, but dangerous for Florida.

I fully support the fundamental right to self-defense. Florida law has never required anyone to flee in the face of imminent danger, and never required anyone to retreat if it meant endangering themselves or another.

The foreseeable consequences of this bill are that innocent people will be hurt through the neglect of others who will see it as their right to introduce deadly force into any conflict and under any circumstances, even if that means shooting into a crowd, in the middle of a busy highway, or randomly into the air. Introducing the mere threat of deadly violence into a situation unleashes uncertain results but an exponentially greater possibility of death. Stand Your Ground has already caused deadly shoot-outs, and we can only expect more senseless violence if this expansion of Stand Your Ground is approved.

Both the recent verdicts and revelations from jurors that they felt required to set a guilty man free have understandably upset many of our constituents and compromised the public's confidence in the integrity of our justice system. We cannot restore that confidence by adding more confusion to a flawed law and encouraging more recklessness – which is exactly what SB 448 promises.

Lastly, without an open public record, we would have no way of knowing whether an individual was truly in fear of his life, or someone who exploited the law for a violent agenda. Record of these incidents are critically needed to determine whether the law is working as intended.

If the true aim of this Legislature is to retool mandatory sentencing under 10-20-Life, this bill is not the way to go about it. It is less a measure to allow judges more discretion and more about broadening the right to shoot first in this state.

Sincerely,
Christopher L. Smith
Senator, District 31

SB 496—A bill to be entitled An act relating to warranty associations; amending ss. 634.121 and 634.312, F.S.; authorizing electronic transmission of service agreements and home warranties; providing requirements for electronic transmission; providing notice requirements; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; amending s. 634.414, F.S.; providing requirements for the delivery of service warranty contracts; providing notice requirements; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 496**, on motion by Senator Simpson, by two-thirds vote **HB 291** was withdrawn from the Committees on Banking and Insurance; and Commerce and Tourism.

On motion by Senator Simpson, by two-thirds vote—

HB 291—A bill to be entitled An act relating to warranty associations; amending ss. 634.121 and 634.312, F.S.; authorizing electronic transmission of service agreements and home warranties; providing requirements for electronic transmission; providing notice requirements; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability po-

licies that insure warranty associations; amending s. 634.414, F.S.; providing requirements for the delivery of service warranty contracts; providing notice requirements; providing an effective date.

—a companion measure, was substituted for **SB 496** and read the second time by title.

On motion by Senator Simpson, by two-thirds vote **HB 291** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 208—A bill to be entitled An act relating to motorsports entertainment complexes; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a complex certified as a motorsports entertainment complex by the Department of Economic Opportunity; amending s. 288.1171, F.S.; authorizing the department to certify a single motorsports complex if it meets specified criteria; authorizing the Auditor General to verify the expenditure of specified distributions and to notify the Department of Revenue of improperly expended funds so that it may pursue recovery; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **CS for CS for SB 208** was passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Galvano	Richter
Abruzzo	Gardiner	Ring
Altman	Gibson	Sachs
Bean	Grimsley	Simpson
Bradley	Hays	Smith
Brandes	Hukill	Sobel
Braynon	Joyner	Soto
Bullard	Latvala	Stargel
Clemens	Margolis	Thompson
Dean	Montford	Thrasher
Evers	Negron	

Nays—5

Benacquisto	Flores	Lee
Diaz de la Portilla	Garcia	

Vote after roll call:

Yea—Detert, Legg, Simmons

CS for SJR 1188—A joint resolution proposing amendments to Sections 10 and 11 of Article V of the State Constitution to authorize the Governor to prospectively fill vacancies in certain judicial offices.

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

That the following amendments to Sections 10 and 11 of Article V 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 V

JUDICIARY

SECTION 10. Retention; election and terms.—

(a) Any justice or judge may qualify for retention by a vote of the electors in the general election next preceding the expiration of the justice's or judge's term in the manner prescribed by law. ~~When~~ *When* ~~if~~ a justice or judge is ineligible for retention or fails to qualify for retention, a prospective vacancy is deemed to occur at the conclusion of the qualifying period for retention for the purpose of appointing a successor justice or judge, and a vacancy shall exist in that office upon the expiration of the term being served by the justice or judge. When a justice or judge so qualifies, the ballot shall read substantially as follows: "Shall Justice (or Judge) _____ (name of justice or judge) of the _____ (name of the court) be retained in office?" If a majority of the qualified electors voting within the territorial jurisdiction of the court vote to retain, the justice or judge shall be retained for a term of six years. The term of the justice or judge retained shall commence on the first Tuesday after the first Monday in January following the general election. If a majority of the qualified electors voting within the territorial jurisdiction of the court vote to not retain, a prospective vacancy is deemed to occur immediately following the general election for the purpose of appointing a successor justice or judge, and a vacancy shall exist in that office upon the expiration of the term being served by the justice or judge.

(b)(1) The election of circuit judges shall be preserved notwithstanding the provisions of subsection (a) unless a majority of those voting in the jurisdiction of that circuit approves a local option to select circuit judges by merit selection and retention rather than by election. The election of circuit judges shall be by a vote of the qualified electors within the territorial jurisdiction of the court.

(2) The election of county court judges shall be preserved notwithstanding the provisions of subsection (a) unless a majority of those voting in the jurisdiction of that county approves a local option to select county judges by merit selection and retention rather than by election. The election of county court judges shall be by a vote of the qualified electors within the territorial jurisdiction of the court.

(3)a. A vote to exercise a local option to select circuit court judges and county court judges by merit selection and retention rather than by election shall be held in each circuit and county at the general election in the year 2000. If a vote to exercise this local option fails in a vote of the electors, such option shall not again be put to a vote of the electors of that jurisdiction until the expiration of at least two years.

b. After the year 2000, a circuit may initiate the local option for merit selection and retention or the election of circuit judges, whichever is applicable, by filing with the custodian of state records a petition signed by the number of electors equal to at least ten percent of the votes cast in the circuit in the last preceding election in which presidential electors were chosen.

c. After the year 2000, a county may initiate the local option for merit selection and retention or the election of county court judges, whichever is applicable, by filing with the supervisor of elections a petition signed by the number of electors equal to at least ten percent of the votes cast in the county in the last preceding election in which presidential electors were chosen. The terms of circuit judges and judges of county courts shall be for six years.

SECTION 11. Vacancies.—

(a)(1) Whenever a vacancy occurs in a judicial office to which election for retention applies, the governor shall fill the vacancy by appointing for a term ending on the first Tuesday after the first Monday in January of the year following the next general election occurring at least one year after the date of appointment, one of not fewer than three persons nor

more than six persons nominated by the appropriate judicial nominating commission.

(2) *Whenever a prospective vacancy occurs in a judicial office for which election for retention applies, the governor shall fill the prospective vacancy by appointing a justice or judge from among at least three persons but not more than six persons nominated by the appropriate judicial nominating commission. The term of the appointment commences upon the expiration of the term of the office being vacated and ends on the first Tuesday after the first Monday in January of the year following the next general election.*

(b) The governor shall fill each vacancy on a circuit court or on a county court, wherein the judges are elected by a majority vote of the electors, by appointing for a term ending on the first Tuesday after the first Monday in January of the year following the next primary and general election occurring at least one year after the date of appointment, one of not fewer than three persons nor more than six persons nominated by the appropriate judicial nominating commission. An election shall be held to fill that judicial office for the term of the office beginning at the end of the appointed term.

(c) The nominations shall be made within thirty days from the occurrence of a vacancy or prospective vacancy unless the period is extended by the governor for a time not to exceed thirty days. The governor shall make the appointment within sixty days after the nominations have been certified to the governor.

(d) There shall be a separate judicial nominating commission as provided by general law for the supreme court, each district court of appeal, and each judicial circuit for all trial courts within the circuit. Uniform rules of procedure shall be established by the judicial nominating commissions at each level of the court system. Such rules, or any part thereof, may be repealed by general law enacted by a majority vote of the membership of each house of the legislature, or by the supreme court, five justices concurring. Except for deliberations of the judicial nominating commissions, the proceedings of the commissions and their records shall be open to the public.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE V, SECTIONS 10, 11

PROSPECTIVE APPOINTMENT OF CERTAIN JUDICIAL VACANCIES. Proposing an amendment to the State Constitution requiring the Governor to prospectively fill vacancies in a judicial office to which election for retention applies resulting from the justice's or judge's reaching the mandatory retirement age or failure to qualify for a retention election; and allowing prospective appointments if a justice or judge is not retained at an election. Currently, the Governor may not fill an expected vacancy until the current justice's or judge's term expires.

—was read the third time by title.

On motion by Senator Lee, **CS for SJR 1188** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—26

Mr. President	Evers	Lee
Altman	Flores	Legg
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gardiner	Simmons
Brandes	Grimsley	Simpson
Dean	Hays	Stargel
Detert	Hukill	Thrasher
Diaz de la Portilla	Latvala	

Nays—14

Abruzzo	Bullard	Gibson
Braynon	Clemens	Joyner

Margolis	Sachs	Soto
Montford	Smith	Thompson
Ring	Sobel	

SENATOR GARDINER PRESIDING

Consideration of **CS for SB 260** was deferred.

CS for SB 262—A bill to be entitled An act relating to motorist safety; authorizing the governing body of a county to create a yellow dot critical motorist medical information program for certain purposes; authorizing a county to solicit sponsorships and enter into an interlocal agreement with another county to solicit such sponsorships for the medical information program; authorizing the Department of Highway Safety and Motor Vehicles and the Department of Transportation to provide education and training and publicize the program; requiring the program to be free to participants; providing for yellow dot program applications, decals, folders, and participant information forms; providing procedures for use of the decal, folder, and form; providing for limited use of information on the forms by emergency medical responders; requiring the governing body of a participating county to adopt guidelines and procedures to ensure that confidential information is not made public; providing an effective date.

—was read the third time by title.

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

Amendment 1 (670330) (with title amendment)—Delete lines 44-65 and insert:

(3) *Any owner or lessee of a motor vehicle may request to participate in the program in the manner prescribed by the governing body of the county. A participant shall receive a yellow dot decal, a yellow dot folder, and a form on which the participant shall provide his or her personal and medical information.*

(a) *The form must include a statement that the information provided will be disclosed only to authorized personnel of law enforcement and public safety agencies, emergency medical services agencies, and hospitals for the purposes authorized in subsection (5).*

(b) *The form must describe the confidential nature of the medical information voluntarily provided by the participant and must include a notice to the participant stating that, by providing the medical information and signing the form, he or she agrees to the disclosure of the medical information to authorized personnel and their use of such information solely for the purposes listed in subsection (5).*

(c) *The county may not charge a fee to participate in the yellow dot program.*

(4)(a) *The participant shall affix the decal onto the rear*

And the title is amended as follows:

Delete line 13 and insert: yellow dot program decals, folders, and

On motion by Senator Abruzzo, **CS for SB 262** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dean	Joyner
Abruzzo	Detert	Latvala
Altman	Diaz de la Portilla	Lee
Bean	Evers	Legg
Benacquisto	Flores	Margolis
Bradley	Galvano	Montford
Brandes	Gibson	Negron
Braynon	Grimsley	Richter
Bullard	Hays	Ring
Clemens	Hukill	Sachs

Simmons	Sobel	Thompson
Simpson	Soto	Thrasher
Smith	Stargel	

Nays—None

Vote after roll call:

Yea—Garcia

CS for CS for SB 590—A bill to be entitled An act relating to money services businesses; amending s. 560.111, F.S.; providing that failing to provide certain information relating to a check cashing transaction is a felony; reenacting and amending s. 560.114, F.S.; updating cross-references; authorizing the Office of Financial Regulation to summarily suspend a license if criminal charges are filed against certain persons or such persons are arrested for certain offenses; amending s. 560.1235, F.S.; updating cross-references; amending s. 560.125, F.S.; providing that a deferred presentment transaction conducted by an unauthorized person is void; amending ss. 560.1401, 560.141, and 560.309, F.S.; updating cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for CS for SB 590** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Altman

CS for CS for SB 670—A bill to be entitled An act relating to nursing home litigation; amending s. 400.023, F.S.; specifying that a cause of action for negligence or violation of residents' rights alleging direct or vicarious liability for the injury or death of a nursing home resident may be brought against a licensee, its management or consulting company, its managing employees, and any direct caregiver employees or contractors; providing that a cause of action may not be asserted against other individuals or entities except under certain circumstances; revising related judicial procedures; defining terms; amending s. 400.0237, F.S.; providing that a claim for punitive damages may not be brought unless there is a showing of evidence that provides a reasonable basis for recovery of such damages when certain criteria are applied; requiring the court to conduct a hearing to determine whether there is sufficient evidence to demonstrate that the recovery of punitive damages is warranted; requiring the trier of fact to find that a specific person or corporate defendant participated in or engaged in conduct that constituted gross negligence and contributed to the damages or injury suffered by the claimant before a defendant may be held liable for punitive damages; requiring an officer, director, or manager of the employer, corporation, or legal entity to condone, ratify, or consent to specified conduct before holding such person or entity vicariously liable for punitive damages; creating s. 400.024, F.S.; authorizing the Agency for Health Care Administration to revoke the license or deny a license renewal or change of ownership application of a nursing home facility that fails to pay a judgment or settlement agreement; providing for notification to the

agency of such failure and for agency notification to the licensee of disciplinary action; providing licensee grounds for overcoming failure to pay; authorizing the agency to issue an emergency order and notice of intent to revoke or deny a license; authorizing the agency to deny a license renewal and requiring the agency to deny a change of ownership; amending s. 400.145, F.S.; revising procedures for obtaining the records of a resident; specifying which records may be obtained and who may obtain them; providing immunity from liability to a facility that provides such records in good faith; providing that the agency may not cite a facility that does not meet these records requirements; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Thrasher, **CS for CS for SB 670** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Latvala	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher

Nays—3

Evers Hukill Joyner

Vote after roll call:

Yea—Richter

CS for SB 182—A bill to be entitled An act relating to child pornography; amending s. 775.0847, F.S.; redefining the term “child pornography” and defining the term “minor”; amending s. 827.071, F.S.; defining the terms “child pornography” and “minor”; conforming cross-references; including possession of child pornography within specified criminal offenses; providing criminal penalties; amending s. 921.0022, F.S.; revising provisions of the offense severity ranking chart of the Criminal Punishment Code to conform to changes made by the act; amending ss. 947.1405 and 948.30, F.S.; prohibiting certain conditional releasees, probationers, or community controllees from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating material; providing an exception; reenacting s. 794.0115(2), F.S., relating to dangerous sexual felony offenders and mandatory sentencing thereof, to incorporate the amendment to s. 827.071, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for SB 182** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Detert	Joyner
Abruzzo	Diaz de la Portilla	Latvala
Altman	Evers	Lee
Bean	Flores	Legg
Benacquisto	Galvano	Margolis
Bradley	Garcia	Montford
Brandes	Gardiner	Negron
Braynon	Gibson	Richter
Bullard	Grimsley	Ring
Clemens	Hays	Sachs
Dean	Hukill	Simmons

Simpson	Soto	Thrasher
Smith	Stargel	
Sobel	Thompson	

Nays—None

CS for SB 256—A bill to be entitled An act relating to public records; creating s. 916.1065, F.S.; creating an exemption from public records requirements for a forensic behavioral health evaluation filed with a court; providing a definition for the term “forensic behavioral health evaluation”; providing retroactive application; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for SB 256** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

Nays—None

Vote after roll call:

Yea—Joyner

SB 308—A bill to be entitled An act relating to public assistance fraud; amending s. 414.411, F.S.; authorizing the Department of Financial Services to administer oaths and affirmations and issue and serve subpoenas when conducting investigations into public assistance fraud; providing a penalty; providing for award of attorney fees and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **SB 308** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 320—A bill to be entitled An act relating to commercial parasailing; providing a short title; amending s. 327.02, F.S.; defining terms; creating s. 327.375, F.S.; requiring the operator of a vessel engaged in commercial parasailing to ensure that specified requirements are met; requiring the owner of a vessel engaged in commercial parasailing to obtain and maintain an insurance policy; providing minimum coverage requirements for the insurance policy; providing requirements for proof of insurance; specifying the insurance information that must be provided upon request; requiring the operator to have a current and valid license issued by the United States Coast Guard; prohibiting commercial parasailing unless certain equipment is present on the vessel and certain weather conditions are met; requiring that a weather log be maintained and made available for inspection; providing a criminal penalty; amending ss. 320.08, 327.391, 328.17, 342.07, 713.78, and 715.07, F.S.; conforming cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Sachs, **SB 320** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Hays, by unanimous consent—

SM 476—A memorial to the Congress of the United States, applying to Congress to call a convention for the sole purpose of proposing amendments to the Constitution of the United States which impose fiscal restraints on the Federal Government, limit the power and jurisdiction of the Federal Government, and limit the terms of office for federal officials and members of Congress.

—was taken up out of order and read the second time by title. On motion by Senator Hays, **SM 476** was adopted and certified to the House.

On motion by Senator Abruzzo, by unanimous consent—

SM 576—A memorial to the Congress of the United States, urging Congress to restore funding for the Supportive Housing for the Elderly Program.

—was taken up out of order and read the second time by title. On motion by Senator Abruzzo, **SM 576** was adopted and certified to the House.

On motion by Senator Stargel, by unanimous consent—

SM 658—A memorial to the Congress of the United States, applying to Congress to call a convention for the sole purpose of proposing an amendment to the Constitution of the United States which requires a balanced federal budget.

—was taken up out of order and read the second time by title. On motion by Senator Stargel, SM 658 was adopted and certified to the House.

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2014, and ending June 30, 2015, 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 an effective date.

—was read the second time by title.

THE PRESIDENT PRESIDING

SENATOR GARDINER PRESIDING

THE PRESIDENT PRESIDING

Senator Negron moved the following amendment which was adopted:

Amendment 1 (995057)—

Table with columns DELETE and INSERT. Row 1: EDUCATION, DEPARTMENT OF Florida Colleges, Division Of Program: Florida Colleges 48400600. Row 2: In Section 02 On Page 034 126 Aid To Local Governments 050217 Grants And Aids - Florida College System Program Fund IOEB. Row 3: 1000 General Revenue Fund 863,352,997 866,803,546 CA 3,450,549 FSI1 3,450,549

Immediately following Specific Appropriation 126, DELETE:

Funds provided in Specific Appropriation 126 are provided for operating funds and approved baccalaureate programs, and shall be allocated as follows:

Table listing college names and amounts. Includes Eastern Florida State College (32,344,185), Broward College (65,020,671), College of Central Florida (16,591,922), Chipola College (8,719,804), Daytona State College (39,414,667), Edison State College (23,697,783), Florida State College at Jacksonville (61,033,491), Florida Keys Community College (5,053,281), Gulf Coast State College (16,743,493), Hillsborough Community College (44,225,273), Indian River State College (36,029,985), Florida Gateway College (10,278,548), Lake-Sumter State College (10,221,040), State College of Florida, Manatee-Sarasota (17,370,826), Miami Dade College (133,728,133), North Florida Community College (5,589,616), Northwest Florida State College (14,642,902), Palm Beach State College (43,065,491), Pasco-Hernando Community College (21,427,238), Pensacola State College (26,627,902), Polk State College (20,736,366), Saint Johns River State College (13,758,942), Saint Petersburg College (51,296,067), Santa Fe College (27,465,202), Seminole State College of Florida (29,357,371), South Florida State College (12,256,612), Tallahassee Community College (24,139,374), Valencia College (52,516,812)

Immediately following Specific Appropriation 126, INSERT:

Funds provided in Specific Appropriation 126 are provided for operating funds and approved baccalaureate programs, and shall be

allocated as follows:

Table listing college names and amounts. Includes Eastern Florida State College (32,367,473), Broward College (65,231,054), College of Central Florida (16,647,230), Chipola College (8,755,529), Daytona State College (39,639,340), Edison State College (23,857,092), Florida State College at Jacksonville (61,375,397), Florida Keys Community College (5,053,281), Gulf Coast State College (16,758,312), Hillsborough Community College (44,225,273), Indian River State College (36,345,692), Florida Gateway College (10,282,517), Lake-Sumter State College (10,229,773), State College of Florida, Manatee-Sarasota (17,471,387), Miami Dade College (134,231,464), North Florida Community College (5,589,616), Northwest Florida State College (14,738,699), Palm Beach State College (43,215,803), Pasco-Hernando Community College (21,427,238), Pensacola State College (26,688,503), Polk State College (20,900,174), Saint Johns River State College (13,802,342), Saint Petersburg College (51,964,795), Santa Fe College (27,567,880), Seminole State College of Florida (29,488,894), South Florida State College (12,267,991), Tallahassee Community College (24,139,374), Valencia College (52,541,423)

Universities, Division Of Program: Educational And General Activities 48900100

In Section 02 On Page 039 143 Aid To Local Governments 052310 Grants And Aids - Education And General Activities IOEB

Table with columns 1000 General Revenue Fund 1,610,836,321 1,607,385,772 CA -3,450,549 FSI1 -3,450,549

In Section 02, on Page 39, DELETE the following:

Funds in Specific Appropriation 143 from the General Revenue Fund shall be allocated as follows:

Table with columns University of Florida 279,087,010 Florida State University 247,706,273

In Section 02, on Page 39, INSERT the following:

Funds in Specific Appropriation 143 from the General Revenue Fund shall be allocated as follows:

Table with columns University of Florida 277,361,735 Florida State University 245,980,999

Senator Stargel moved the following amendment which was adopted:

Amendment 2 (995062)—

Table with columns DELETE and INSERT. Row 1: EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEPP 48250400. Row 2: In Section 02 On Page 027 110 Special Categories 104026 Grants And Aids - Strategic Statewide Initiatives IOEB

Table with columns 1000 General Revenue Fund 18,415,000 18,415,000 CA 0

DELETE the proviso immediately following Specific Appropriation 110:

Funds in Specific Appropriation 110 shall be allocated as follows:

Safe Schools Security Assessments.....	15,000
Personalized Accounts for Learning.....	18,400,000

Funds in Specific Appropriation 110 for Safe Schools Security Assessments are provided to maintain the security assessment tool used by school officials at public schools to conduct security assessments throughout the state.

Funds in Specific Appropriation 110 for Personalized Accounts for Learning shall be transferred by the Department of Education for awards to a separate account as provided in Senate Bill 1512. The funds in Specific Appropriation 110 for Personalized Accounts for Learning shall be contingent on the passage of Senate Bill 1512.

AND INSERT:

Funds in Specific Appropriation 110 shall be allocated as follows:

Safe Schools Security Assessments.....	15,000
Personal Learning Scholarship Accounts.....	18,400,000

Funds in Specific Appropriation 110 for Safe Schools Security Assessments are provided to maintain the security assessment tool used by school officials at public schools to conduct security assessments throughout the state.

Funds in Specific Appropriation 110 for Personal Learning Scholarship Accounts shall be transferred to the Agency for Persons with Disabilities for the program created by Senate Bill 1512. The appropriation is contingent on Senate Bill 1512 or similar legislation becoming law.

Senator Thrasher moved the following amendment which was adopted:

Amendment 3 (995066)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: Workforce Education 48250800		
In Section 02 On Page 030 120 Aid To Local Governments 050035 Performance Based Incentives IOEB		
1000 General Revenue Fund CA -3,000,000 FSI1 -3,000,000	8,000,000	5,000,000

DELETE the proviso following Specific Appropriation 120:

From the funds in Specific Appropriation 120, \$3,000,000 shall be provided to district adult education programs based on student performance as measured by learning gains, placements, and special populations served and shall be allocated as follows:

Alachua.....	4,421
Baker.....	6,845
Bay.....	23,753
Bradford.....	4,212
Brevard.....	79,324
Broward.....	448,540
Calhoun.....	2,089
Charlotte.....	10,941
Citrus.....	16,815
Clay.....	23,030
Collier.....	43,916
Columbia.....	11,028
Miami-Dade.....	710,558
DeSoto.....	9,880
Dixie.....	341
Escambia.....	20,069

Flagler.....	16,148
Gadsden.....	1,468
Glades.....	35
Gulf.....	1,754
Hamilton.....	1,491
Hardee.....	4,050
Hendry.....	7,738
Hernando.....	10,005
Hillsborough.....	260,307
Indian River.....	13,353
Jackson.....	6,220
Jefferson.....	503
Lafayette.....	1,651
Lake.....	32,894
Lee.....	86,797
Leon.....	41,699
Liberty.....	3,218
Madison.....	1,639
Manatee.....	37,673
Marion.....	39,020
Martin.....	9,340
Monroe.....	11,027
Nassau.....	13,897
Orange.....	171,902
Osceola.....	48,579
Palm Beach.....	204,678
Pasco.....	55,501
Pinellas.....	284,894
Polk.....	71,272
Putnam.....	1,385
Saint Johns.....	19,108
Santa Rosa.....	17,864
Sarasota.....	70,185
Sumter.....	1,580
Suwannee.....	6,528
Taylor.....	5,200
Union.....	3,352
Wakulla.....	3,700
Walton.....	4,322
Washington.....	12,261

Universities, Division Of Program: Educational And General Activities 48900100			
In Section 02 On Page 039 143 Aid To Local Governments 052310 Grants And Aids - Education And General Activities IOEB			
1000 General Revenue Fund CA 3,000,000 FSI1 3,000,000	1,610,836,321	1,613,836,321	

DELETE the proviso following Specific Appropriation 143:

Funds in Specific Appropriation 143 from the General Revenue Fund shall be allocated as follows:

University of Florida.....	279,087,010
Florida State University.....	247,706,273
Florida A&M University.....	80,744,181
University of South Florida.....	169,957,954
University of South Florida, St. Petersburg.....	20,514,526
University of South Florida, Sarasota/Manatee.....	10,831,272
Florida Atlantic University.....	116,363,557
University of West Florida.....	69,067,017
University of Central Florida.....	205,334,321
Florida International University.....	155,978,256
University of North Florida.....	62,279,433
Florida Gulf Coast University.....	46,449,065
New College of Florida.....	16,288,785
Florida Polytechnic University.....	30,234,671
State University Performance Based Incentives.....	100,000,000

AND INSERT:

Funds in Specific Appropriation 143 from the General Revenue Fund

shall be allocated as follows:

University of Florida.....	279,087,010
Florida State University.....	250,706,273
Florida A&M University.....	80,744,181
University of South Florida.....	169,957,954
University of South Florida, St. Petersburg.....	20,514,526
University of South Florida, Sarasota/Manatee.....	10,831,272
Florida Atlantic University.....	116,363,557
University of West Florida.....	69,067,017
University of Central Florida.....	205,334,321
Florida International University.....	155,978,256
University of North Florida.....	62,279,433
Florida Gulf Coast University.....	46,449,065
New College of Florida.....	16,288,785
Florida Polytechnic University.....	30,234,671
State University Performance Based Incentives.....	100,000,000

In Section 03 On Page 083
 443 Aid To Local Governments 050310
 Grants And Aids - Minority Health
 Initiatives IOEB

Following Specific Appropriation 443, INSERT:

From the funds in Specific Appropriation 443, and for the 2014-2015 fiscal year only, \$50,000 from the General Revenue Fund is provided to the Sports Medicine and Athletic Related Trauma Institute (SMART) at the University of South Florida College of Medicine to initiate a pilot program in the Tampa Bay area to screen and educate high school athletes regarding the sickle cell trait.

Senator Gibson moved the following amendment which was adopted:

Amendment 7 (995059)—

DELETE INSERT

Senator Smith moved the following amendment which was adopted:

Amendment 4 (995067)—

DELETE INSERT

In Section On Page 000
 EDUCATION, DEPARTMENT OF
 Program: Education - Fixed Capital Outlay 48150000
 In Section 02 On Page 008
 27 Fixed Capital Outlay 089006
 Florida College System Projects IOEL

Following Specific Appropriation 27, DELETE:

Lake Sumter State College - Clermont Campus Science Lab 6,000,000

AND INSERT:

Lake Sumter State College - Clermont Campus Science Lab 5,500,000
 Broward College - Remodel/Renovate Building 32
 Instructional & Support - Downtown 500,000

In Section On Page 000

Senator Galvano moved the following amendment which was adopted:

Amendment 5 (995077)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
 Program: Education - Fixed Capital Outlay 48150000
 In Section 02 On Page 008
 27 Fixed Capital Outlay 089006
 Florida College System Projects IOEL

Following Specific Appropriation 27, DELETE:

Lake Sumter State College - Clermont Campus Science Lab 6,000,000

AND INSERT:

Lake Sumter State College - Clermont Campus Science Lab 5,500,000
 St. Petersburg State College - Bay Pines Marine Science
 Labs/Classrooms 500,000

Senator Smith moved the following amendment which was adopted:

Amendment 6 (995058)—

DELETE INSERT

HEALTH, DEPARTMENT OF
 Program: Executive Direction And Support
 Administrative Support 64100200

HEALTH, DEPARTMENT OF
 Program: Community Public Health
 Community Health Promotion 64200100

In Section 03 On Page 086
 468 Special Categories 100778
 Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund	11,077,755	11,067,755
CA -10,000 FSIINR -10,000		

In Section 03 On Page 087

DELETE the proviso immediately following Specific Appropriation 468:

From the funds in Specific Appropriation 468, the following projects are funded from nonrecurring funds in the General Revenue Fund:

Barry University School of Podiatric Medicine - PedCAT 3D Imaging Machine.....	150,000
Barry University College of Health Sciences - Medical Perfusion Simulator.....	75,000
Bethesda Health - Bethesda College of Health Sciences.....	500,000
Florida Center for Nursing.....	400,000
Florida International University - Institute on Aging and Health.....	50,000
Lake Erie College of Osteopathic Medicine (LECOM) - School of Dental Medicine - DeFuniak Springs.....	50,000
Lake Wales Dental Clinic.....	100,000
Mary Brogan Breast and Cervical Cancer Early Detection Program.....	25,000
Young Men's Christian Association (YMCA) - Gadsden County...	10,000

Immediately following Specific Appropriation 468, INSERT:

From the funds in Specific Appropriation 468, the following projects are funded from nonrecurring funds in the General Revenue Fund:

Barry University School of Podiatric Medicine - PedCAT 3D Imaging Machine.....	150,000
Barry University College of Health Sciences - Medical Perfusion Simulator.....	75,000
Bethesda Health - Bethesda College of Health Sciences.....	500,000
Florida Center for Nursing.....	400,000
Florida International University - Institute on Aging and Health.....	40,000
Lake Erie College of Osteopathic Medicine (LECOM) - School of Dental Medicine - DeFuniak Springs.....	50,000
Lake Wales Dental Clinic.....	100,000
Mary Brogan Breast and Cervical Cancer Early Detection Program.....	25,000
Young Men's Christian Association (YMCA) - Gadsden County...	10,000

CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Family Safety Program
 Family Safety And Preservation Services 60910310

In Section 03 On Page 067
 330A Special Categories 100778
 Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund 1,200,000 1,210,000
 CA 10,000 FSI1NR 10,000

At the end of existing proviso language, following Specific Appropriation 330A, INSERT:

From the funds in Specific Appropriation 330A, \$10,000 in nonrecurring funds from the General Revenue Fund is provided to Children of Inmates, Inc. to provide care coordination services to foster care children in the Jacksonville area that have a parent incarcerated in prison or jail.

Senator Garcia moved the following amendment which was adopted:

Amendment 8 (995073)—

	DELETE	INSERT
ELDER AFFAIRS, DEPARTMENT OF Program: Services To Elders Program Home And Community Services 65100400		
In Section 03 On Page 080 413 Special Categories 100604 Grants And Aids - Older Americans Act Program IOEB		
1000 General Revenue Fund 11,472,809 11,472,809 CA 0		

DELETE the proviso following Specific Appropriation 413:

From the funds in Specific Appropriation 413, the following projects are funded with nonrecurring funds from the General Revenue Fund:

Little Havana Activity Center Adult Day Care.....	40,000
City of Hialeah - Hot Meals.....	100,000
Little Havana Activity Center - Local Services Program (LSP)	25,000
Aging True Community Senior Services.....	20,000
LSP Sisters & Brothers Forever.....	25,000
Little Havana Activities Center	250,000
Tampa Jewish Community & Federation Project.....	3,200,000

AND INSERT:

From the funds in Specific Appropriation 413, the following projects are funded with nonrecurring funds from the General Revenue Fund:

Little Havana Activity Center Adult Day Care.....	40,000
City of Hialeah - Hot Meals.....	100,000
Little Havana Activity Center - Local Services Program (LSP)	25,000
Aging True Community Senior Services.....	20,000
LSP Sisters & Brothers Forever.....	25,000
Little Havana Activities Center	200,000
Tampa Jewish Community & Federation Project.....	3,200,000
City of Miami Springs Hot Meals Program.....	50,000

Amendment 9 (995075) was withdrawn.

Amendment 10 (995076) was withdrawn.

Senator Bradley moved the following amendment which was adopted:

Amendment 11 (995065)—

	DELETE	INSERT
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LEGAL AFFAIRS, DEPARTMENT OF, AND
 ATTORNEY GENERAL
 Program: Office Of Attorney General
 Victim Services 41100400

In Section 04 On Page 184

1322 Special Categories 100777
 Contracted Services IOEA

1000 General Revenue Fund 2,890,192 2,965,192
 CA 75,000 FSI1NR 75,000

At the end of existing proviso language, following Specific Appropriation 1322, INSERT:

From the funds in Specific Appropriation 1322, \$75,000 in nonrecurring general revenue funds is provided for a statewide public education campaign on television and radio for educating the public about the dangers and indicators of human trafficking and the methods of reporting these crimes to law enforcement agencies. These funds shall be provided to a non-profit organization and must be matched on a three to one basis.

CORRECTIONS, DEPARTMENT OF
 Program: Security And Institutional
 Operations

Correctional Facilities Maintenance And
 Repair 70032000

In Section 04 On Page 118
 731 Fixed Capital Outlay 083258
 Major Repairs, Renovations And
 Improvements To Major Institutions IOEJ

1000 General Revenue Fund 1,400,000 1,325,000
 CA -75,000 FSI1NR -75,000

Senator Diaz de la Portilla moved the following amendment which was adopted:

Amendment 12 (995055)—

	DELETE	INSERT
--	--------	--------

STATE, DEPARTMENT OF
 Program: Historical Resources
 Historical Resources Preservation And
 Exhibition 45200700

In Section 06 On Page 362
 3107 Special Categories 101548
 Grants And Aids - Historic Preservation
 Grants IOEB

1000 General Revenue Fund 1,844,301 2,049,301
 CA 205,000 FSI1NR 205,000

At the end of existing proviso language, following Specific Appropriation 3107, INSERT:

Historic Fulford Fountain Renovation, North Miami Beach.....205,000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
 Program: Strategic Business Development
 Strategic Business Development 40400100

In Section 06 On Page 286

2252 Lump Sum 098019
 Economic Development Tools IOEA

1000 General Revenue Fund 8,950,000 8,745,000
 CA -205,000 FSI1NR -205,000

Senators Diaz de la Portilla and Garcia offered the following amendment which was moved by Senator Diaz de la Portilla and adopted:

Amendment 13 (995056)—

	DELETE	INSERT
--	--------	--------

TRANSPORTATION, DEPARTMENT OF

Transportation Systems Operations
Program: Highway Operations 55150200

2252 Lump Sum 098019
Economic Development Tools IOEA

1924 In Section 05 On Page 251
Fixed Capital Outlay 088865
Economic Development Transportation
Projects - Road Fund IOEK

2041 State Economic Enhancement And 58,350,000 57,350,000
Development Trust Fund
CA -1,000,000 FSI1NR -1,000,000

At the end of existing proviso language, following Specific
Appropriation 1924, INSERT:

Broad Causeway - Town of Bay Harbor Islands.....1,000,000

Senator Diaz de la Portilla moved the following amendment which was
adopted:

Amendment 14 (995054)—

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Community Development Housing And Community Development 40300200		
In Section 06 On Page 283		
2242A Special Categories 100931 Grants And Aids - Housing And Community Development Projects IOEB		
2041 State Economic Enhancement And 7,686,660 8,686,660 Development Trust Fund CA 1,000,000 FSI1NR 1,000,000		

Immediately following Specific Appropriation 2242A, DELETE:

The remaining funds provided in Specific Appropriation 2242A from the
State Economic Enhancement and Development Trust Fund are allocated as
follows:

Miracle League of Miami Dade - Miracle Field.....	200,000
Building Homes for Heroes.....	1,000,000
Clearwater Marine Aquarium - Downtown Facility Construction.....	1,000,000
Senior Energy Efficiency Program - Gadsden County.....	110,000
Paddling Trails - Kayak and Canoe Launch Projects - Wakulla County.....	525,000
St. Marks Municipal Dock - Wakulla County.....	1,051,660
Oviedo Amphitheater - City of Oviedo.....	1,500,000
Metropolitan Ministries Transitional Housing Shelter - Pasco County.....	100,000
Nature Coast Educational Plaza - Hernando County.....	200,000
PARC, Inc. - Pinellas County.....	250,000

AND INSERT:

The remaining funds provided in Specific Appropriation 2242A from the
State Economic Enhancement and Development Trust Fund are allocated as
follows:

Miracle League of Miami Dade - Miracle Field.....	200,000
Building Homes for Heroes.....	1,000,000
Clearwater Marine Aquarium - Downtown Facility Construction.....	1,000,000
Senior Energy Efficiency Program - Gadsden County.....	110,000
Paddling Trails - Kayak and Canoe Launch Projects - Wakulla County.....	525,000
St. Marks Municipal Dock - Wakulla County.....	1,051,660
Oviedo Amphitheater - City of Oviedo.....	1,500,000
Metropolitan Ministries Transitional Housing Shelter - Pasco County.....	100,000
Nature Coast Educational Plaza - Hernando County.....	200,000
PARC, Inc. - Pinellas County.....	250,000
Village Hall Renovation - Biscayne Park.....	1,000,000

Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 286

Senator Bullard moved the following amendment which was adopted:

Amendment 15 (995063)—

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Community Development Housing And Community Development 40300200		
In Section 06 On Page 283		
2242A Special Categories 100931 Grants And Aids - Housing And Community Development Projects IOEB		
2041 State Economic Enhancement And 7,686,660 8,186,660 Development Trust Fund CA 500,000 FSI1NR 500,000		

Immediately following Specific Appropriation 2242A, DELETE:

The remaining funds provided in Specific Appropriation 2242A from the
State Economic Enhancement and Development Trust Fund are allocated as
follows:

Miracle League of Miami Dade - Miracle Field.....	200,000
Building Homes for Heroes.....	1,000,000
Clearwater Marine Aquarium - Downtown Facility Construction.....	1,000,000
Senior Energy Efficiency Program - Gadsden County.....	110,000
Paddling Trails - Kayak and Canoe Launch Projects - Wakulla County.....	525,000
St. Marks Municipal Dock - Wakulla County.....	1,051,660
Oviedo Amphitheater - City of Oviedo.....	1,500,000
Metropolitan Ministries Transitional Housing Shelter - Pasco County.....	100,000
Nature Coast Educational Plaza - Hernando County.....	200,000
PARC, Inc. - Pinellas County.....	250,000

AND INSERT:

The remaining funds provided in Specific Appropriation 2242A from the
State Economic Enhancement and Development Trust Fund are allocated as
follows:

Miracle League of Miami Dade - Miracle Field.....	200,000
Building Homes for Heroes.....	1,000,000
Clearwater Marine Aquarium - Downtown Facility Construction.....	1,000,000
Senior Energy Efficiency Program - Gadsden County.....	110,000
Paddling Trails - Kayak and Canoe Launch Projects - Wakulla County.....	525,000
St. Marks Municipal Dock - Wakulla County.....	1,051,660
Oviedo Amphitheater - City of Oviedo.....	1,500,000
Metropolitan Ministries Transitional Housing Shelter - Pasco County.....	100,000
Nature Coast Educational Plaza - Hernando County.....	200,000
PARC, Inc. - Pinellas County.....	250,000
Rebuilding Together of Miami-Dade, Inc.....	500,000

Program: Strategic Business Development
Strategic Business Development 40400100

2252 Lump Sum 098019
Economic Development Tools IOEA

2041 State Economic Enhancement And 58,350,000 57,850,000
Development Trust Fund
CA -500,000 FSI1NR -500,000

Senator Margolis moved the following amendment which was adopted:

Amendment 16 (995064)—

1924 Fixed Capital Outlay 088865
Economic Development Transportation
Projects - Road Fund IOEK

DELETE INSERT

STATE, DEPARTMENT OF
Program: Cultural Affairs
Cultural Affairs 45500300

At the end of existing proviso language, following Specific
Appropriation 1924, INSERT:

CR 466A Widening - Fruitland Park.....1,000,000
Citrus Grove Road Phase I1,000,000

Senator Gardiner moved the following amendment which was adop-
ted:

Amendment 19 (995071)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Development
Florida Rail Enterprise 55100500

In Section 05 On Page 248
1890 Fixed Capital Outlay 088808
Rail Development/Grants IOEK

Immediately following Specific Appropriation 1890, INSERT:

From the funds in Specific Appropriation 1890, \$10,000,000 is provided
for Quiet Zone improvements in response to the use of locomotive horns
at highway-rail grade crossings. The department will create a grant
program for quiet zones requested by local agencies and will provide
funding of up to 50 percent of the nonfederal and nonprivate share of
the total costs of any qualifying quiet zone capital improvement
project. The department will coordinate and work closely with local,
state, and federal agencies to provide technical support to local
agencies for the development of quiet zone plans.

Local agencies may apply for grant funds after its quiet zone plan is
approved by the department.

The Department of Transportation will monitor crossing incidents at
approved quiet zone locations and have the right to revoke the quiet
zone(s) at any time if a significant deterioration in safety results
from quiet zone implementation.

Senator Detert moved the following amendment which was adopted:

Amendment 20 (995072)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 287
2256A Special Categories 100562
Economic Development Projects IOEA

2041 State Economic Enhancement And 3,675,000 3,925,000
Development Trust Fund
CA 250,000 FSI1NR 250,000

Immediately following Specific Appropriation 2256A, DELETE:

The nonrecurring State Economic Enhancement and Development Trust Funds
provided in Specific Appropriation 2256A are allocated as follows:

National Entrepreneur Center..... 600,000
Grow Tampa Bay Tech - Tampa Bay Technology Forum..... 375,000
Tampa Bay Innovation Training Center - Skills Initiative.... 1,150,000
Jacksonville Women's Business Center / Jacksonville Chamber
Foundation..... 50,000
Urban League of Broward County..... 1,500,000

AND INSERT:

At the end of existing proviso language, following Specific
Appropriation 3146A, INSERT:

The Miami Women's Club Renovations100,000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 286
2252 Lump Sum 098019
Economic Development Tools IOEA

1000 General Revenue Fund 8,950,000 8,850,000
CA -100,000 FSI1NR -100,000

Senator Detert moved the following amendment which was adopted:

Amendment 17 (995068)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 286
2252 Lump Sum 098019
Economic Development Tools IOEA

2041 State Economic Enhancement And 58,350,000 58,350,000
Development Trust Fund
CA 0

At the end of existing proviso language, following Specific
Appropriation 2252, INSERT:

From the State Economic Enhancement and Development Trust Fund in
Specific Appropriation 2252, \$20 million shall be allocated for film and
entertainment projects as defined in section 288.1254, Florida Statutes.
After the maximum available tax credits authorized in section
288.1254(7), Florida Statutes, has been awarded to qualified
productions, Enterprise Florida, Inc., shall use funds from this \$20
million allocation to award contracts under the incentive programs
enumerated above to qualified productions which have successfully
completed the application process in section 288.1258, Florida Statutes.

Senator Hays moved the following amendment which was adopted:

Amendment 18 (995070)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Operations
Program: Highway Operations 55150200

In Section 05 On Page 251

The nonrecurring State Economic Enhancement and Development Trust Funds provided in Specific Appropriation 2256A are allocated as follows:

DELETE INSERT

National Entrepreneur Center.....	600,000	
Grow Tampa Bay Tech - Tampa Bay Technology Forum.....	375,000	
Tampa Bay Innovation Training Center - Skills Initiative....	1,150,000	
Jacksonville Women's Business Center / Jacksonville Chamber Foundation.....	50,000	
Urban League of Broward County.....	1,500,000	
Modern Pentathlon - 2014 World Cup Finals, Sarasota-Bradenton	250,000	

2252 In Section 06 On Page 286
Lump Sum 098019
Economic Development Tools IOEA

2041 State Economic Enhancement And Development Trust Fund	58,350,000	58,100,000
CA -250,000 FSI1NR -250,000		

Amendment 21 (995060) was withdrawn.

Senator Hays moved the following amendment:

Amendment 22 (995061)—

DELETE INSERT

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Program: Water Resource Management
Water Resource Management 37350400

1668A In Section 05 On Page 224 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
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1000 General Revenue Fund	43,397,714	43,297,714
CA -100,000 FSI1NR -100,000		

DELETE the following project from the proviso following Specific Appropriation 1668A:

St Johns River Study - Marine Science Resource Institute Jacksonville University.....	500,000	
--	---------	--

At the end of existing proviso language, following Specific Appropriation 1668A, INSERT:

St Johns River Study - Marine Science Resource Institute Jacksonville University.....	400,000	
--	---------	--

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Program: Agricultural Economic

Development
Agricultural Products Marketing 42170200

1484C In Section 05 On Page 000 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Florida Agricultural Museum IOEM	146020	
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1000 General Revenue Fund		100,000
CA 100,000 FSI1NR 100,000		

Amendment to Amendment 22 (995079) was withdrawn.

The question recurred on Amendment 22 (995061) which was adopted.

Senator Flores moved the following amendment which was adopted:

Amendment 23 (995069)—

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Program: Office Of The Commissioner And Administration
Agricultural Water Policy Coordination 42010200

1390 In Section 05 On Page 192 Special Categories 104127 Agricultural Nonpoint Sources Best Management Practices Implementation IOEA		
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At the end of existing proviso language, following Specific Appropriation 1390, INSERT:

From the funds in Specific Appropriation 1390, \$100,000 in nonrecurring funds from the General Inspection Trust Fund is provided for operations and maintenance for the Bessey Creek hybrid wetland/chemical treatment project.

From the funds in Specific Appropriation 1390, \$100,000 in nonrecurring funds from the General Inspection Trust Fund is provided for an additional 15 cfs hybrid wetland/chemical treatment project, which shall be the same as the existing Department of Agriculture and Consumer Services' facilities located in the Northern Everglades, in the area tributary to Deep Creek in St. Johns County.

From the funds in Specific Appropriation 1390, \$100,000 in nonrecurring funds from the General Inspection Trust Fund is provided for a hybrid wetland/chemical treatment project, which shall be the same as the existing Department of Agriculture and Consumer Services' facilities located in the Northern Everglades pursuant to section 373.4595(3)(b), Florida Statutes.

From the funds in Specific Appropriation 1390, \$100,000 in nonrecurring funds from the General Inspection Trust Fund is provided for a floating aquatic vegetative tilling treatment project, which shall be the same as deployed within the Hendry Hilliard Drainage District in the Southern Caloosahatchee River Basin, within the Northern Everglades pursuant to section 373.4595(3)(b), Florida Statutes.

Amendment 24 (995074) was withdrawn.

Late-filed Amendment 25 (995081) was withdrawn.

Late-filed Amendment 26 (995082) was withdrawn.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Thompson moved the following amendment which failed:

Amendment 27 (995083)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: State Grants/K-12 Program - Non FEPP 48250400

111 In Section 02 On Page 027 Special Categories 104052 Grants And Aids - School And Instructional Enhancements IOEB		
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1000 General Revenue Fund	15,187,443	15,872,443
CA 685,000 FSI1 685,000		

Following Specific Appropriation 111, DELETE:

Funds in Specific Appropriation 111 shall be allocated as follows:

Academic Tourney.....	65,476	
African American Task Force.....	100,000	

Arts for a Complete Education.....	110,952
Black Male Explorers.....	314,701
Culinary Training/Professional Training Kitchen.....	100,000
Florida Holocaust Museum.....	300,000
Girl Scouts of Florida.....	250,000
Holocaust Task Force.....	100,000
Knowledge is Power Program (KIPP) Jacksonville.....	900,000
Lauren's Kids.....	1,000,000
Learning for Life.....	1,419,813
Project to Advance School Success (PASS).....	608,983
State Science Fair.....	72,032
Northwest Florida Ballet Public School.....	247,471
In Search of Me Cafe.....	100,000
Project SOS Expansion.....	301,184
YMCA Youth in Government.....	200,000
Florida Youth Challenge Academy.....	750,000
Sandra DeLuca Development Center.....	200,000
Here's Help Opa-Locka.....	500,000
Governor's School for Space Science and Technology.....	500,000
Pasco Regional STEM School.....	1,500,000
Pinellas Education Foundation - Career Path Planning.....	250,000
AVID Highlands County.....	520,203
Destination Graduation.....	500,000
Marie Selby Botanical Gardens.....	500,000
Jobs for Florida's Graduates.....	500,000
Sexual Risk Avoidance Education Program.....	200,000
Florida Children's Initiative.....	1,500,000
Glades Career Readiness/West Tech Construction Academy.....	426,628
SRI International Middle School Digital Mathematics.....	1,000,000
MBF Boat Safety/CPR Program.....	100,000
Visible Men Academy.....	50,000

AND INSERT:

Funds in Specific Appropriation 111 shall be allocated as follows:

Academic Tourney.....	65,476
African American Task Force.....	100,000
Arts for a Complete Education.....	110,952
Black Male Explorers.....	314,701
Culinary Training/Professional Training Kitchen.....	100,000
Florida Holocaust Museum.....	300,000
Girl Scouts of Florida.....	250,000
Holocaust Task Force.....	100,000
Knowledge is Power Program (KIPP) Jacksonville.....	900,000
Lauren's Kids.....	1,000,000
Learning for Life.....	1,419,813
Project to Advance School Success (PASS).....	608,983
State Science Fair.....	72,032
Northwest Florida Ballet Public School.....	247,471
In Search of Me Cafe.....	100,000
Project SOS Expansion.....	301,184
YMCA Youth in Government.....	200,000
Florida Youth Challenge Academy.....	750,000
Sandra DeLuca Development Center.....	200,000
Here's Help Opa-Locka.....	500,000
Governor's School for Space Science and Technology.....	500,000
Pasco Regional STEM School.....	1,500,000
Pinellas Education Foundation - Career Path Planning.....	250,000
AVID Highlands County.....	520,203
Destination Graduation.....	500,000
Marie Selby Botanical Gardens.....	500,000
Jobs for Florida's Graduates.....	500,000
Sexual Risk Avoidance Education Program.....	200,000
Florida Children's Initiative.....	1,500,000
Glades Career Readiness/West Tech Construction Academy.....	426,628
SRI International Middle School Digital Mathematics.....	1,000,000
MBF Boat Safety/CPR Program.....	100,000
Visible Men Academy.....	50,000
Evans Wellness Cottage/Community School Health Center.....	685,000

110 Special Categories 104026
 Grants And Aids - Strategic Statewide
 Initiatives IOEB

1000 General Revenue Fund 18,415,000 17,730,000
 CA -685,000 FS11 -685,000

Following Specific Appropriation 110, DELETE:

Funds in Specific Appropriation 110 shall be allocated as follows:

Safe Schools Security Assessments.....	15,000
Personalized Accounts for Learning.....	18,400,000

AND INSERT:

Funds in Specific Appropriation 110 shall be allocated as follows:

Safe Schools Security Assessments.....	15,000
Personalized Accounts for Learning.....	17,715,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bullard moved the following amendment which failed:

Amendment 28 (995084)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF		
Public Schools, Division Of		
Program: State Grants/K-12 Program - FEFP 48250300		
In Section 02 On Page 020		
96	Aid To Local Governments 050560	
	Grants And Aids - Florida Educational	
	Finance Program IOEB	

DELETE the proviso following Specific Appropriation 96:

From the funds in Specific Appropriations 9 and 96, \$644,680,873 is for Supplemental Academic Instruction to be provided throughout the school year pursuant to section 1011.62 (1)(f), Florida Statutes. From these funds, at least \$75,000,000, together with funds provided in the district's research-based reading instruction allocation and other available funds, shall be used by districts with one or more of the 300 lowest performing elementary schools based on the statewide, standardized English Language Arts assessment to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided by teachers or reading specialists who are effective in teaching reading. Students enrolled in these schools who have level 5 reading assessment scores may choose to participate in the additional hour of instruction on an optional basis. ESE centers shall not be included in the 300 schools.

AND INSERT:

From the funds in Specific Appropriations 9 and 96, \$644,680,873 is for Supplemental Academic Instruction to be provided throughout the school year pursuant to section 1011.62 (1)(f), Florida Statutes. From these funds, at least \$75,000,000, together with funds provided in the district's research-based reading instruction allocation and other available funds, shall be used by districts with one or more of the 300 lowest performing elementary schools based on the statewide, standardized English Language Arts assessment to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. These funds shall be distributed based on the percentage of schools each district has of the 300 lowest performing elementary schools. This additional hour of instruction must be provided by teachers or reading specialists who are effective in teaching reading. Students enrolled in these schools who have level 5 reading assessment scores may choose to participate in the additional hour of instruction on an optional basis. ESE centers shall not be included in the 300 schools.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Detert moved the following amendment which was adopted:

Amendment 29 (995080)—

		DELETE	INSERT
	EDUCATION, DEPARTMENT OF Program: Education - Fixed Capital Outlay	48150000	
27	In Section 02 On Page 008 Fixed Capital Outlay 089006 Florida College System Projects IOEL		
2555	Public Education Capital Outlay And Debt Service Trust Fund CA -2,000,000 FSI1NR -2,000,000	36,900,000	34,900,000

Following Specific Appropriation 27, DELETE:

Lake Sumter State College - Clermont Campus Science Lab.... 6,000,000

AND INSERT:

Lake Sumter State College - Clermont Campus Science Lab.... 4,000,000

AND INSERT A NEW SPECIFIC APPROPRIATION 32A:

	In Section 02 On Page 009 Fixed Capital Outlay 089856 Vocational-Technical Facilities IOEL		
32A			
2555	Public Education Capital Outlay And Debt Service Trust Fund CA 2,000,000 FSI1NR 2,000,000		2,000,000

Funds in Specific Appropriation 32A are for the Sarasota County Technical Institute - North Port Campus.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Richter moved the following amendment which was adopted:

Amendment 30 (995078)—

		DELETE	INSERT
	LOTTERY, DEPARTMENT OF THE Program: Lottery Operations	36010000	

In Section 06 On Page 327

In Section 06, on Page 327, preceding Line item 2687, INSERT the following:

From the funds provided in Specific Appropriation 2687 through 2705, the Department of the Lottery shall conduct an internal report determining the feasibility of a point of sale lottery terminal pilot program including forecasting the net amount of ticket sale revenue generated by each terminal. The report shall include the amount of point of sale machine revenue that would replace the amount of counter ticket sale revenue. The report shall be provided to the chair of the Senate Appropriations Subcommittee on General Government, the chair of the House Government Operations Appropriations Subcommittee, and the Executive Office of the Governor, Office of Policy and Budget, by October 31, 2014.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Legg moved the following amendment which was adopted:

Amendment 31 (995086)—

		DELETE	INSERT
	EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - FEPP	48250300	

In Section 02 On Page 020
96 Aid To Local Governments 050560
Grants And Aids - Florida Educational
Finance Program IOEB

Following Specific Appropriation 96, DELETE:

From the funds in Specific Appropriations 9 and 96, \$40,000,000 is provided to school districts to support digital classrooms. Funds shall be calculated as follows: \$250,000 shall be the minimum for each district, and the remaining balance shall be allocated based on each district's share of the state's total unweighted student enrollment. Each district must submit a digital classrooms plan approved by the school board, by October 1, 2014 to the State Board of Education specifying how the funds will be used to implement the plan. Each submitted plan must include, but is not limited to, the following components: infrastructure needs including network and wireless components; delivery of digital instruction; professional development; accommodations for students with disabilities; assessments; digital tools; load testing; devices; and security. The plan must identify the district's anticipated return on investment for each component with a fiscal impact and include goals relating to increased student achievement and measurable outcomes based on the plan components. The plan must be submitted with superintendent certification and approved by the State Board of Education prior to disbursement of funds. Each school district shall certify to the Department of Education, by September 1, 2015 for the 2014-2015 fiscal year, its use of funds from the Florida Digital Classrooms allocation and corresponding student performance outcomes. The commissioner shall submit a summary of the district reports to the Governor, President of the Senate, and Speaker of the House of Representatives.

AND INSERT:

From the funds in Specific Appropriations 9 and 96, \$40,000,000 is provided to school districts to support digital classrooms. Funds shall be calculated as follows: \$250,000 shall be the minimum for each district, and the remaining balance shall be allocated based on each district's share of the state's total unweighted student enrollment. Funds for this Digital Classrooms allocation shall be contingent on Senate Bill 790 or similar legislation becoming law.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gardiner moved the following amendment which was adopted:

Amendment 32 (995085)—

		DELETE	INSERT
	ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Strategic Business Development Strategic Business Development	40400100	
2258	In Section 06 On Page 287 Special Categories 102003 Grants And Aids - Enterprise Florida Program IOEB		
	In Section 06 On Page 288		
2551	Professional Sports Development Trust Fund CA 0	3,500,000	3,500,000

At the end of existing proviso language following Specific Appropriation 2258, INSERT:

The 2014 Florida Senior Games State Championships shall be dedicated to Skip Martin in honor of his retirement. Mr. Martin shall serve as the Official Torch Bearer and shall open the 2014 Florida Senior Games State Championships by taking the first lap on the track on his BMW motorcycle.

On motion by Senator Negron, SB 2500 as amended was ordered engrossed.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

DISCLOSURE

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 5001 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Appropriations Committee and Representative(s) McKeel—

HB 5001—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2014, and ending June 30, 2015, and supplemental appropriations for the period ending June 30, 2014, 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 referred to the Committee on Appropriations.

Pending further consideration of **SB 2500**, as amended, on motion by Senator Negron, by two-thirds vote **HB 5001** was withdrawn from the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote—

HB 5001—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2014, and ending June 30, 2015, and supplemental appropriations for the period ending June 30, 2014, 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.

—a companion measure, was substituted for **SB 2500** as amended and by two-thirds vote read the second time by title.

On motion by Senator Negron, the engrossed version of **SB 2500** was adopted as an amendment to **HB 5001** to make the bills identical.

Senator Negron moved the following amendment which was adopted:

Amendment 1 (544510)—Delete everything after the enacting clause and insert:

Pursuant to Rule 7.6, **Amendment 1 (544510)** constituted an entirely new bill and was not published in the Journal.

On motion by Senator Negron, by two-thirds vote **HB 5001** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Richter
Abruzzo	Gardiner	Ring
Altman	Gibson	Sachs
Bean	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher
Flores	Montford	
Galvano	Negron	

Nays—2

Bullard	Clemens
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Vote after roll call:

Yea—Benacquisto

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **HB 5001**, **HB 5003**, **HB 5201**, and **HB 5203** which come before the Senate for a vote on April 3, 2014.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

MOTION

On motion by Senator Negron, the rules were waived and staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 2500** as necessary.

SB 2500—A bill to be entitled An act relating to implementing the General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program for the 2014-2015 fiscal year; providing that funds for instructional materials shall be released and expended as required in specified proviso language, notwithstanding other provisions of law; amending s. 1011.62, F.S.; increasing the number of schools eligible for categorical funding for supplemental academic instruction and for the research-based reading instruction allocation; suspending for the 2014-2015 fiscal year a provision authorizing the Legislature to provide a virtual education contribution to the Florida Education Finance Program; amending s. 1002.32, F.S.; requiring that eligible lab schools that have a permanent high school center receive a proportional share of the sparsity supplement; amending s. 1013.64, F.S.; revising the basis for allocating fixed-capital outlay funds for existing satisfactory facilities; incorporating by reference certain calculations of the Medicaid Low-Income Pool and Disproportionate Share Hospital programs for the 2014-2015 fiscal year; providing requirements governing the continuation of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study; specifying certain prohibitions before completion of the study; prioritizing which categories of individuals on the Agency for Persons with Disabilities wait list will be offered a slot on the Medicaid home and community-based waiver programs; allowing an individual to continue receiving waiver services if his or her parent or guardian is an active-duty service member transferred to Florida; providing that individuals remaining on the wait list are not entitled to an administrative proceeding; prohibiting behavioral health managing entities contracting with the Department of Children and Families from conducting provider network procurements during the 2014-2015 fiscal year; amending s. 216.262, F.S.; authorizing the Department of Corrections to submit a budget amendment for additional positions to operate additional prison bed capacity under certain circumstances; authorizing the Department of Legal Affairs to spend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; requiring the Department of Juvenile Justice to comply with specified reimbursement limitations with respect to payments to hospitals or health care providers for health care services; authorizing certain payments pursuant to a contracted rate only until the contract expires or is renewed; defining the term "hospital" for purposes of such limitations; directing the Department of Management Services to use a tenant broker to renegotiate or reprocure leases for office or storage space and provide a report to the Legislature; reenacting s. 624.502, F.S., relating to a requirement that fees for service of process upon the Chief Financial Officer or Office of Insurance Regulation be deposited into the Administrative Trust Fund; amending s. 161.143, F.S.; providing an allocation in the General Appropriations Act for inlet management funding; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects; amending s. 259.032, F.S.; authorizing the transfer of moneys in the Conservation and Recreation Lands Trust Fund to the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 375.041, F.S.; providing for the transfer of moneys from the Land Ac-

quisition Trust Fund to support the Total Maximum Daily Loads Program; providing for the transfer of moneys in the Land Acquisition Trust Fund to the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 373.59, F.S.; revising the allocation of moneys from the Water Management Lands Trust Fund; authorizing specified funds to be deposited into the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 376.30711, F.S.; requiring that all task assignments, work orders, and contracts for providers under the Petroleum Restoration Program must meet certain requirements; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain counties for solid waste programs; authorizing the Fish and Wildlife Conservation Commission to pay a bounty for captured and destroyed lionfish; amending s. 339.135, F.S.; authorizing the Department of Transportation to use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; amending s. 335.065, F.S.; authorizing the Department of Transportation to use certain funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; providing criteria for prioritizing trail projects; providing for the reversion of unobligated funds appropriated for certain transportation and economic development projects; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency; providing that the annual salary of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing a legislative determination that the issuance of new debt is in the best interests of the state and necessary to address a critical state emergency; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; authorizing certain agencies to request the transfer of resources between Data Processing Services appropriation categories and appropriation categories for operation based upon changes to the data center services consolidation schedule; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers; prohibiting an agency from transferring funds from a data processing category to another category; reenacting and amending s. 110.12315(2)(b) and (7)(a), F.S., relating to the state employee prescription drug program; updating provisions specifying copayment amounts; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing for severability; providing effective dates.

—was read the second time by title.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 5003 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Appropriations Committee and Representative(s) McKeel—

HB 5003—A bill to be entitled An act relating to implementing the 2014-2015 General Appropriations Act; providing legislative intent; amending s. 1002.32, F.S.; providing for the distribution of capital improvement funding for lab schools; incorporating by reference certain calculations of the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Exemptions Programs for the 2014-2015 fiscal year; providing requirements governing the continuation of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study; requiring the Agency for Health Care Administration to perform a reconciliation relating to nursing home facility providers; requiring providers to reimburse agency in certain circumstances; prior-

itizing which categories of individuals on the Agency for Persons with Disabilities' wait list will be offered slots in the Medicaid home and community-based waiver programs; providing that individuals remaining on the wait list are not entitled to an administrative proceeding or hearing in accordance with federal law; amending s. 216.262, F.S.; authorizing the Department of Corrections under certain circumstances to submit a budget amendment for additional positions to operate additional prison bed capacity; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; authorizing a municipality to expend funds from its special law enforcement trust fund to reimburse the municipality's general fund for moneys advanced from the general fund before a certain date; requiring the Department of Juvenile Justice to comply with specified reimbursement limitations with respect to payments to hospitals or health care providers for health care services; authorizing certain payments pursuant to a contracted rate only until the contract expires or is renewed; defining the term "hospital" for purposes of such limitations; amending s. 29.008, F.S., relating to county funding of court-related functions; providing counties with an exemption from the requirement to annually increase certain expenditures by a specified percentage; directing the Department of Management Services to use a tenant broker to renegotiate or reprocure leases for office or storage space and provide a report to the Legislature; reenacting s. 624.502, F.S., relating to the deposit of fees for service of process made upon the Chief Financial Officer or Office of Insurance Regulation; providing for deposit of such fees into the Administrative Trust Fund rather than the Insurance Regulatory Trust Fund; amending s. 282.709, F.S.; revising membership of Joint Task Force on State Agency Law Enforcement Communications; amending s. 161.143, F.S.; providing for an allocation in the General Appropriations Act for inlet management funding; amending s. 375.041, F.S.; authorizing the transfer of moneys from the Land Acquisition Trust Fund to support the Total Maximum Daily Loads Program; authorizing the transfer of moneys in the Land Acquisition Trust Fund to the Save Our Everglades Trust Fund for Everglades restoration and to the Florida Forever Trust Fund for the Florida Forever program; amending s. 373.59, F.S.; revising the allocation of moneys from the Water Management Lands Trust Fund; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain small counties for waste tire and litter prevention, recycling education, and solid waste programs; amending s. 259.105, F.S.; providing that certain funds in the Florida Forever Trust Fund be distributed to the Department of Agriculture and Consumer Services for the acquisition of agricultural lands and to the Division of State Lands of the Department of Environmental Protection for certain less-than-fee acquisitions including for military buffering, springs, or water resource protection; amending s. 259.032, F.S.; authorizing moneys from the Conservation and Recreation Lands Trust Fund to be transferred to the Florida Forever Trust Fund for the Florida Forever program; amending s. 255.25001, F.S.; authorizing funds from the sale of certain property by the Department of Agriculture and Consumer Services to be deposited into the Market Improvements Working Capital Trust Fund; amending s. 216.181, F.S.; authorizing the Governor and the Legislative Budget Commission to approve certain fixed capital outlay projects proposed by the Department of Environmental Protection; amending s. 216.292, F.S.; removing a restriction on the type of review a legislative appropriations committee may make when reviewing certain notices of proposed transfers by state agencies; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and aligning amounts paid for human resource management services; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salary of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; authorizing the transfer of unappropriated cash balances to the general revenue or budget stabilization funds from certain trust funds; providing a legislative determination that the issuance of new debt is in the best interests of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers; 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 agencies in order to allocate a reduction relating to SUNCOM; reenacting and amending s. 110.12315(2)(b) and (7)(a), F.S., relating to the state employee prescription drug program; updating provisions specifying copayment amounts; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing severability; providing effective date.

—was referred to the Committee on Appropriations.

Pending further consideration of **SB 2502**, on motion by Senator Negrón, by two-thirds vote **HB 5003** was withdrawn from the Committee on Appropriations.

On motion by Senator Negrón, by two-thirds vote—

HB 5003—A bill to be entitled An act relating to implementing the 2014-2015 General Appropriations Act; providing legislative intent; amending s. 1002.32, F.S.; providing for the distribution of capital improvement funding for lab schools; incorporating by reference certain calculations of the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Exemptions Programs for the 2014-2015 fiscal year; providing requirements governing the continuation of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study; requiring the Agency for Health Care Administration to perform a reconciliation relating to nursing home facility providers; requiring providers to reimburse agency in certain circumstances; prioritizing which categories of individuals on the Agency for Persons with Disabilities' wait list will be offered slots in the Medicaid home and community-based waiver programs; providing that individuals remaining on the wait list are not entitled to an administrative proceeding or hearing in accordance with federal law; amending s. 216.262, F.S.; authorizing the Department of Corrections under certain circumstances to submit a budget amendment for additional positions to operate additional prison bed capacity; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; authorizing a municipality to expend funds from its special law enforcement trust fund to reimburse the municipality's general fund for moneys advanced from the general fund before a certain date; requiring the Department of Juvenile Justice to comply with specified reimbursement limitations with respect to payments to hospitals or health care providers for health care services; authorizing certain payments pursuant to a contracted rate only until the contract expires or is renewed; defining the term "hospital" for purposes of such limitations; amending s. 29.008, F.S., relating to county funding of court-related functions; providing counties with an exemption from the requirement to annually increase certain expenditures by a specified percentage; directing the Department of Management Services to use a tenant broker to renegotiate or reprocure leases for office or storage space and provide a report to the Legislature; reenacting s. 624.502, F.S., relating to the deposit of fees for service of process made upon the Chief Financial Officer or Office of Insurance Regulation; providing for deposit of such fees into the Administrative Trust Fund rather than the Insurance Regulatory Trust Fund; amending s. 282.709, F.S.; revising membership of Joint Task Force on State Agency Law Enforcement Communications; amending s. 161.143, F.S.; providing for an allocation in the General Appropriations Act for inlet management funding; amending s. 375.041, F.S.; authorizing the transfer of moneys from the Land Acquisition Trust Fund to support the Total Maximum Daily Loads Program; authorizing the transfer of moneys in the Land Acquisition Trust Fund to the Save Our Everglades Trust Fund for Everglades restoration and to the Florida Forever Trust Fund for the Florida Forever program; amending s. 373.59, F.S.; revising the allocation of moneys from the Water Management Lands Trust Fund; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain small counties for waste tire and litter prevention, recycling education, and solid waste programs; amending s. 259.105, F.S.; providing that certain funds in the Florida Forever Trust Fund be distributed to the Department of Agriculture and Consumer Services for the acquisition of agricultural lands and to the Division of State Lands of the Department of Environmental Protection for certain less-than-fee acquisitions including for military buffering, springs, or water resource protection; amending s. 259.032, F.S.; authorizing moneys from the Conservation and Recreation Lands Trust Fund to be transferred to the Florida For-

ever Trust Fund for the Florida Forever program; amending s. 255.25001, F.S.; authorizing funds from the sale of certain property by the Department of Agriculture and Consumer Services to be deposited into the Market Improvements Working Capital Trust Fund; amending s. 216.181, F.S.; authorizing the Governor and the Legislative Budget Commission to approve certain fixed capital outlay projects proposed by the Department of Environmental Protection; amending s. 216.292, F.S.; removing a restriction on the type of review a legislative appropriations committee may make when reviewing certain notices of proposed transfers by state agencies; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and aligning amounts paid for human resource management services; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salary of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; authorizing the transfer of unappropriated cash balances to the general revenue or budget stabilization funds from certain trust funds; providing a legislative determination that the issuance of new debt is in the best interests of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers; 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 agencies in order to allocate a reduction relating to SUNCOM; reenacting and amending s. 110.12315(2)(b) and (7)(a), F.S., relating to the state employee prescription drug program; updating provisions specifying copayment amounts; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing severability; providing effective date.

—a companion measure, was substituted for **SB 2502** and by two-thirds vote read the second time by title.

Senator Negrón moved the following amendment which was adopted:

Amendment 1 (312088) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2014-2015 fiscal year.*

Section 2. *In order to implement Specific Appropriations 9, 10, 11, 96, and 97 of the 2014-2015 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2014-2015 fiscal year in the document entitled "Public School Funding-The Florida Education Finance Program," dated _____, 2014, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Florida Education Finance Program. This section expires July 1, 2015.*

Section 3. *In order to implement Specific Appropriations 9 and 96 of the 2014-2015 General Appropriations Act and notwithstanding the provisions of ss. 1006.28 through 1006.42, 1002.20, 1003.02, 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the expenditure of funds provided for instructional materials, for the 2014-2015 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language attached to Specific Appropriation 96. This section expires July 1, 2015.*

Section 4. *In order to implement Specific Appropriations 9 and 96 of the 2014-2015, General Appropriations Act, paragraph (f) of subsection (1), paragraphs (a) and (c) of subsection (9), and subsection (11) 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:

(f) Supplemental academic instruction; categorical fund.—

1. There is created a categorical fund to provide supplemental academic instruction to students in kindergarten through grade 12. This paragraph may be cited as the “Supplemental Academic Instruction Categorical Fund.”

2. Categorical funds for supplemental academic instruction shall be allocated annually to each school district in the amount provided in the General Appropriations Act. These funds ~~are shall be~~ in addition to the funds appropriated on the basis of FTE student membership in the Florida Education Finance Program and shall be included in the total potential funds of each district. These funds shall be used to provide supplemental academic instruction to students enrolled in the K-12 program. For the ~~2012-2013, 2013-2014, and~~ 2014-2015 fiscal year years, each school district that has one or more of the 300 ~~100~~ lowest-performing elementary schools based on the state reading assessment shall use these funds, together with the funds provided in the district’s research-based reading instruction allocation and other available funds, to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided only by teachers or reading specialists who are effective in teaching reading. Students enrolled in these schools who have level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers ~~are shall not be~~ included in the 300 ~~100~~ schools. After this requirement has been met, supplemental instruction strategies may include, ~~but are not limited to:~~ modified curriculum, reading instruction, after-school instruction, tutoring, mentoring, class size reduction, extended school year, intensive skills development in summer school, and other methods for improving student achievement. Supplemental instruction may be provided to a student in any manner and at any time during or beyond the regular 180-day term identified by the school as being the most effective and efficient way to best help that student progress from grade to grade and to graduate.

3. ~~Effective with the 1999-2000 fiscal year,~~ Funding on the basis of FTE membership beyond the 180-day regular term shall be provided in the FEFP only for students enrolled in juvenile justice education programs or in education programs for juveniles placed in secure facilities or programs under s. 985.19. Funding for instruction beyond the regular 180-day school year for all other K-12 students shall be provided through the supplemental academic instruction categorical fund and other state, federal, and local fund sources with ample flexibility for schools to provide supplemental instruction to assist students in progressing from grade to grade and graduating.

4. The Florida State University School, as a lab school, is authorized to expend from its FEFP or Lottery Enhancement Trust Fund allocation the cost to the student of remediation in reading, writing, or mathematics for any graduate who requires remediation at a postsecondary educational institution.

5. ~~Beginning in the 1999-2000 school year,~~ Dropout prevention programs as defined in ss. 1003.52, 1003.53(1)(a), (b), and (c), and 1003.54 shall be included in group 1 programs under subparagraph (d)3.

(9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

(a) The research-based reading instruction allocation is created to provide comprehensive reading instruction to students in kindergarten through grade 12. For the ~~2012-2013, 2013-2014, and~~ 2014-2015 fiscal year years, in each school district that has one or more of the 300 ~~100~~ lowest-performing elementary schools based on the state reading assessment, priority shall be given to providing an additional hour per day of intensive reading instruction beyond the normal school day for each day of the entire school year for the students in each school. Students enrolled in these schools who have level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Ex-

ceptional student education centers ~~are shall not be~~ included in the 300 ~~100~~ schools. The intensive reading instruction delivered in this additional hour and for other students shall include: research-based reading instruction that has been proven to accelerate progress of students exhibiting a reading deficiency; differentiated instruction based on student assessment data to meet students’ specific reading needs; explicit and systematic reading development in phonemic awareness, phonics, fluency, vocabulary, and comprehension, with more extensive opportunities for guided practice, error correction, and feedback; and the integration of social studies, science, and mathematics-text reading, text discussion, and writing in response to reading. For the 2012-2013 and 2013-2014 fiscal years, a school district may not hire more reading coaches than were hired during the 2011-2012 fiscal year unless all students in kindergarten through grade 5 who demonstrate a reading deficiency, as determined by district and state assessments, including students scoring Level 1 or Level 2 on FCAT Reading, are provided an additional hour per day of intensive reading instruction beyond the normal school day for each day of the entire school year.

(c) Funds allocated under this subsection must be used to provide a system of comprehensive reading instruction to students enrolled in the K-12 programs, which may include the following:

1. The provision of an additional hour per day of intensive reading instruction to students in the 300 ~~100~~ lowest-performing elementary schools by teachers and reading specialists who are effective in teaching reading.

2. Kindergarten through grade 5 reading intervention teachers to provide intensive intervention during the school day and in the required extra hour for students identified as having a reading deficiency.

3. The provision of highly qualified reading coaches to specifically support teachers in making instructional decisions based on student data, and improve teacher delivery of effective reading instruction, intervention, and reading in the content areas based on student need.

4. Professional development for school district teachers in scientifically based reading instruction, including strategies to teach reading in content areas and with an emphasis on technical and informational text.

5. The provision of summer reading camps for all students in kindergarten through grade 2 who demonstrate a reading deficiency as determined by district and state assessments, and students in grades 3 through 5 who score at Level 1 on FCAT Reading.

6. The provision of supplemental instructional materials that are grounded in scientifically based reading research.

7. The provision of intensive interventions for students in kindergarten through grade 12 who have been identified as having a reading deficiency or who are reading below grade level as determined by the FCAT.

(11) VIRTUAL EDUCATION CONTRIBUTION.—*Except for the 2014-2015 fiscal year,* the Legislature may annually provide in the Florida Education Finance Program a virtual education contribution. The amount of the virtual education contribution shall be the difference between the amount per FTE established in the General Appropriations Act for virtual education and the amount per FTE for each district and the Florida Virtual School, which may be calculated by taking the sum of the base FEFP allocation, the discretionary local effort, the state-funded discretionary contribution, the discretionary millage compression supplement, the research-based reading instruction allocation, and the instructional materials allocation, and then dividing by the total unweighted FTE. This difference shall be multiplied by the virtual education unweighted FTE for programs and options identified in s. 1002.455(3) and the Florida Virtual School and its franchises to equal the virtual education contribution and shall be included as a separate allocation in the funding formula.

Section 5. *The amendments to s. 1011.62(1)(f), (9)(a) and (c), and (11), Florida Statutes, made by this act expire July 1, 2015, and the text of those subsections and paragraphs shall revert to that in existence on June 30, 2014, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 6. In order to implement Specific Appropriations 9 and 96 of the 2014-2015 General Appropriations Act, paragraph (a) of subsection (9) of section 1002.32, Florida Statutes, is amended to read:

1002.32 Developmental research (laboratory) schools.—

(9) FUNDING.—Funding for a lab school, including a charter lab school, shall be provided as follows:

(a) Each lab school shall be allocated its proportional share of operating funds from the Florida Education Finance Program as provided in s. 1011.62 based on the county in which the lab school is located and the General Appropriations Act. The nonvoted ad valorem millage that would otherwise be required for lab schools shall be allocated from state funds. The required local effort funds calculated pursuant to s. 1011.62 shall be allocated from state funds to the schools as a part of the allocation of operating funds pursuant to s. 1011.62. Each eligible lab school in operation as of September 1, 2013 ~~2002~~, which has a permanent high school center must ~~shall~~ also receive a proportional share of the sparsity supplement as calculated pursuant to s. 1011.62. In addition, each lab school shall receive its proportional share of all categorical funds, with the exception of s. 1011.68, and new categorical funds enacted after July 1, 1994, for the purpose of elementary or secondary academic program enhancement. The sum of funds available as provided in this paragraph shall be included annually in the Florida Education Finance Program and appropriate categorical programs funded in the General Appropriations Act.

Section 7. *The amendments to s. 1002.32(9)(a), Florida Statutes, made by this act expire July 1, 2015, and the text of that paragraph shall revert to that in existence on June 30, 2014, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 8. In order to implement Specific Appropriation 25 of the 2014-2015 General Appropriations Act, paragraph (a) of subsection (1) of section 1013.64, Florida Statutes, is amended to read:

1013.64 Funds for comprehensive educational plant needs; construction cost maximums for school district capital projects.—Allocations from the Public Education Capital Outlay and Debt Service Trust Fund to the various boards for capital outlay projects shall be determined as follows:

(1)(a)1. Funds for remodeling, renovation, maintenance, repairs, and site improvement for existing satisfactory facilities shall be given priority consideration by the Legislature for appropriations allocated to the boards from the total amount of the Public Education Capital Outlay and Debt Service Trust Fund appropriated. These funds shall be calculated pursuant to the following basic formula: the building value times the building age over the sum of the years' digits assuming a 50-year building life. For modular noncombustible facilities, a 35-year life shall be used, and for relocatable facilities, a 20-year life shall be used. "Building value" is calculated by multiplying each building's total assignable square feet times the appropriate net-to-gross conversion rate found in state board rules and that product times the current average new construction cost. "Building age" is calculated by multiplying the prior year's building age times 1 minus the prior year's sum received from this subsection divided by the prior year's building value. To the net result shall be added the number 1. Each board shall receive the percentage generated by the preceding formula of the total amount appropriated for the purposes of this section.

2. *Notwithstanding subparagraph 1., and for the 2014-2015 fiscal year only, funds appropriated for remodeling, renovation, maintenance, repairs, and site improvement for existing satisfactory facilities shall be allocated by prorating the total appropriation based on each school district's share of the 2013-2014 reported fixed capital outlay FTE. This subparagraph expires July 1, 2015.*

Section 9. *In order to implement Specific Appropriations 203, 210, 211, 212, and 215 of the 2014-2015 General Appropriations Act, the calculations for the Medicaid Low-Income Pool and Disproportionate Share Hospital programs, and the parameters and calculations for the diagnosis-related group (DRG) methodology for hospital reimbursement, for the 2014-2015 fiscal year contained in the document entitled "Medicaid Hospital Funding Programs," dated _____, 2014, and filed*

with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Medicaid Low-Income Pool and Disproportionate Share Hospital programs, and the parameters and calculations for the DRG methodology for hospital reimbursement. This section expires July 1, 2015.

Section 10. (1) *In order to implement Specific Appropriation 490 of the 2014-2015 General Appropriations Act, the following requirements govern the continuation of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study:*

(a) *The Department of Health's underlying contract for the study remains in full force and effect and funding for continuation of the study is provided through the department.*

(b) *The Department of Health, the Department of Health's Research Review and Advisory Committee, and the Department of Environmental Protection shall work together to provide the necessary technical oversight of the continuation of the study.*

(c) *Management and oversight of the continuation of the study must be consistent with the terms of the existing contract. However, the main focus and priority to be completed is testing and recommending cost-effective passive technology design criteria for nitrogen reduction. Notwithstanding any other law, before the study is completed, a state agency may not adopt or implement a rule or policy that:*

1. *Mandates, establishes, or implements more restrictive nitrogen reduction standards to existing or new onsite sewage treatment systems or modification of such systems; or*

2. *Directly or indirectly, such as through an administrative order developed by the Department of Environmental Protection as part of a basin management action plan adopted pursuant to s. 403.067, Florida Statutes, requires the use of performance-based treatment systems or similar technology. However, more restrictive nitrogen reduction standards for onsite systems may be required through a basin management action plan if such plan is phased in after completion of the study.*

(2) *This section expires July 1, 2015.*

Section 11. (1) *In order to implement Specific Appropriation 268 of the 2014-2015 General Appropriations Act, and notwithstanding s. 393.065(5), Florida Statutes, individuals from the Medicaid home and community-based waiver programs wait list shall be offered a slot on the waiver as follows:*

(a) *Individuals in category 1, which includes clients deemed to be in crisis as described in rule, shall be given top priority in moving from the wait list to the waiver.*

(b) *Individuals in category 2, at the time of finalization of an adoption with placement in the family home, reunification with family members with placement in a family home, or permanent placement with a relative in a family home, shall be moved to the waiver.*

(c) *In selecting individuals in category 3 or category 4, the Agency for Persons with Disabilities shall use the Agency for Persons with Disabilities Wait List Prioritization Tool, dated March 15, 2013. Those individuals whose needs score highest on the Wait List Prioritization Tool shall be moved to the waiver during the 2014-2015 fiscal year, to the extent funds are available.*

(2) *The agency shall allow an individual who meets the eligibility requirements provided under s. 393.065(1), Florida Statutes, to receive home and community-based services in this state if the individual's parent or legal guardian is an active-duty military service member and, at the time of the service member's transfer to Florida, the individual was receiving home and community-based services in another state.*

(3) *Upon the placement of individuals on the waiver pursuant to subsection (1), individuals remaining on the wait list are deemed not to have been substantially affected by agency action and are, therefore, not entitled to a hearing under s. 393.125, Florida Statutes, or administrative proceeding under chapter 120, Florida Statutes. This section expires July 1, 2015.*

Section 12. *In order to implement Specific Appropriations 350 through 366D and 371 through 374 of the 2014-2015 General Appropriations Act, and notwithstanding any other law, in order to provide consistency and continuity in the provision of mental health and substance abuse treatment services to individuals throughout the state, behavioral health managing entities contracting with the Department of Children and Families pursuant to s. 394.9082, Florida Statutes, may not conduct provider network procurements during the 2014-2015 fiscal year. The department shall amend its contracts with each managing entity if necessary to remove contractual provisions that have the effect of requiring a managing entity to conduct a provider network procurement during the 2014-2015 fiscal year. This section expires July 1, 2015.*

Section 13. In order to implement Specific Appropriations 625 through 734 and 747 through 786 of the 2014-2015 General Appropriations Act, subsection (4) of section 216.262, Florida Statutes, is amended to read:

216.262 Authorized positions.—

(4) Notwithstanding the provisions of this chapter relating to increasing the number of authorized positions, and for the 2014-2015 ~~2013-2014~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the *February 27, 2014 February 19, 2013*, Criminal Justice Estimating Conference by 1 percent for 2 consecutive months or 2 percent for any month, the Executive Office of the Governor, with the approval of the Legislative Budget Commission, shall immediately notify the Criminal Justice Estimating Conference, which shall convene as soon as possible to revise the estimates. The Department of Corrections may then submit a budget amendment requesting the establishment of positions in excess of the number authorized by the Legislature and additional appropriations from unallocated general revenue sufficient to provide for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population. All actions taken pursuant to this subsection are subject to review and approval by the Legislative Budget Commission. This subsection expires July 1, 2015 ~~2014~~.

Section 14. *In order to implement Specific Appropriations 1322 and 1323 of the 2014-2015 General Appropriations Act, the Department of Legal Affairs may expend appropriated funds in those specific appropriations on the same programs that were funded by the department pursuant to specific appropriations made in general appropriations acts in previous years. This section expires July 1, 2015.*

Section 15. (1) *In order to implement Specific Appropriations 1130, 1135, 1136, 1142, 1143, 1147, 1148, 1184, 1186, 1192, 1193, 1194, 1205, and 1210 of the 2014-2015 General Appropriations Act, the Department of Juvenile Justice must comply with the following reimbursement limitations:*

(a) *Payments to a hospital or a health care provider may not exceed 110 percent of the Medicare allowable rate for any health care services provided if there is no contract between the department and the hospital or the health care provider providing services at a hospital;*

(b) *The department may continue to make payments for health care services at the currently contracted rates through the current term of the contract if a contract has been executed between the department and a hospital or a health care provider providing services at a hospital; however, payments may not exceed 110 percent of the Medicare allowable rate after the current term of the contract expires or after the contract is renewed during the 2014-2015 fiscal year;*

(c) *Payments may not exceed 110 percent of the Medicare allowable rate under a contract executed on or after July 1, 2014, between the department and a hospital or a health care provider providing services at a hospital; and*

(d) *Notwithstanding paragraphs (a)-(c), the department may pay up to 125 percent of the Medicare allowable rate for health care services at a hospital that reports or has reported a negative operating margin for the previous fiscal year to the Agency for Health Care Administration through hospital-audited financial data.*

(2) *As used in this section, the term “hospital” means a hospital licensed under chapter 395, Florida Statutes.*

(3) *This section expires July 1, 2015.*

Section 16. *In order to implement appropriations used for the payment of existing lease contracts for private lease space in excess of 2,000 square feet in the 2014-2015 General Appropriations Act, the Department of Management Services, with the cooperation of the agencies having the existing lease contracts for office or storage space, shall use tenant broker services to renegotiate or reprocure all private lease agreements for office or storage space expiring between July 1, 2015, and June 30, 2017, in order to reduce costs in future years. The department shall incorporate this initiative into its 2014 Master Leasing Report and may use tenant broker services to explore the possibilities of col locating office or storage space, to review the space needs of each agency, and to review the length and terms of potential renewals or renegotiations. The department shall provide a report to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives by November 1, 2014, which lists each lease contract for private office or storage space, the status of renegotiations, and the savings achieved. This section expires July 1, 2015.*

Section 17. In order to implement Specific Appropriations 2277 through 2285 of the 2014-2015 General Appropriations Act, section 624.502, Florida Statutes, is reenacted to read:

624.502 Service of process fee.—In all instances as provided in any section of the insurance code and s. 48.151(3) in which service of process is authorized to be made upon the Chief Financial Officer or the director of the office, the plaintiff shall pay to the department or office a fee of \$15 for such service of process, which fee shall be deposited into the Administrative Trust Fund.

Section 18. *The amendment to s. 624.502, Florida Statutes, as carried forward by this act from chapter 2013-41, Laws of Florida, expires July 1, 2015, and the text of that section shall revert to that in existence on June 30, 2013, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 19. In order to implement Specific Appropriation 1653 of the 2014-2015 General Appropriations Act, paragraph (e) of subsection (5) of section 161.143, Florida Statutes, is amended to read:

161.143 Inlet management; planning, prioritizing, funding, approving, and implementing projects.—

(5) The department shall annually provide an inlet management project list, in priority order, to the Legislature as part of the department's budget request. The list must include studies, projects, or other activities that address the management of at least 10 separate inlets and that are ranked according to the criteria established under subsection (2).

(e) Notwithstanding paragraphs (a) and (b), and for the 2014-2015 ~~2013-2014~~ fiscal year only, the amount allocated for inlet management funding is provided in the General Appropriations Act. This paragraph expires July 1, 2015 ~~2014~~.

Section 20. In order to implement Specific Appropriations 1727A, 1727B, 1777A, and 1843A of the 2014-2015 General Appropriations Act, paragraph (d) is added to subsection (11) of section 216.181, Florida Statutes, to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(d) *Notwithstanding paragraphs (b) and (2)(b), and for the 2014-2015 fiscal year only, the Legislative Budget Commission may authorize increases of the amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects, including additional fixed capital outlay projects, using funds provided to the state from the Gulf Environmental Benefit Fund administered by the National Fish and Wildlife Foundation; funds provided to the state from the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities,*

and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds provided by the British Petroleum Corporation (BP) for natural resources damage assessment early restoration projects. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2015.

The provisions of this subsection are subject to the notice and objection procedures set forth in s. 216.177.

Section 21. In order to implement Specific Appropriation 1627A and section 38 of the 2014-2015 General Appropriations Act, paragraph (f) is added to subsection (11) of section 259.032, Florida Statutes, to read:

259.032 Conservation and Recreation Lands Trust Fund; purpose.—

(11)

(f) For the 2014-2015 fiscal year only, moneys in the Conservation and Recreation Lands Trust Fund may be transferred pursuant to s. 216.181(12) to the Save Our Everglades Trust Fund to support Everglades restoration projects included in the final report of the Select Committee on Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013. This paragraph expires July 1, 2015.

Section 22. In order to implement Specific Appropriations 1627A and 1646 and section 38 of the 2013-2014 General Appropriations Act, paragraphs (b) and (c) of subsection (3) of section 375.041, Florida Statutes, are amended to read:

375.041 Land Acquisition Trust Fund.—

(3)

(b) In addition to the uses allowed under paragraph (a), for the 2014-2015 ~~2013-2014~~ fiscal year, moneys in the Land Acquisition Trust Fund may be transferred to support the Total Maximum Daily Loads Program as provided in the General Appropriations Act. This paragraph expires July 1, 2015 ~~2014~~.

(c) For the 2014-2015 ~~2013-2014~~ fiscal year only, moneys in the Land Acquisition Trust Fund may be transferred to the Save Our Everglades Trust Fund ~~for Everglades restoration~~ pursuant to s. 216.181(12) to support Everglades restoration projects included in the final report of the Select Committee on Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013. This paragraph expires July 1, 2015 ~~2014~~.

Section 23. In order to implement Specific Appropriations 1625 and 1627A and section 38 of the 2014-2015 General Appropriations Act, subsection (12) of section 373.59, Florida Statutes, is amended to read:

373.59 Water Management Lands Trust Fund.—

(12) Notwithstanding subsection (8), and for the 2014-2015 ~~2013-2014~~ fiscal year only, the moneys from the Water Management Lands Trust Fund are allocated as follows:

(a) An amount necessary to pay debt service on bonds issued before February 1, 2009, by the South Florida Water Management District and the St. Johns River Water Management District, which are secured by revenues provided pursuant to this section, or to fund debt service reserve funds, rebate obligations, or other amounts payable with respect to such bonds.

(b) Eight million dollars to be transferred to the General Revenue Fund.

(c) Three million dollars may be transferred pursuant to s. 216.181(12) to the Save Our Everglades Trust Fund to support Everglades restoration projects included in the final report of the Select Committee on Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013.

(d) Any remaining funds to be provided in accordance with the General Appropriations Act.

~~(c) Three million dollars to be distributed to the Suwannee River Water Management District for springs restoration and protection projects.~~

~~(d) Three million dollars to be distributed to the Northwest Florida Water Management District for Apalachicola Bay water quality improvement projects.~~

~~(e) Four million dollars to be distributed to the South Florida Water Management District for J.W. Corbett Levee system improvements.~~

~~(f) One million dollars to be distributed to the Southwest Florida Water Management District for Duck Slough/Thousand Oaks flood mitigation.~~

~~(g) The remaining appropriation to be distributed to the Suwannee River Water Management District.~~

This subsection expires July 1, 2015 ~~2014~~.

Section 24. In order to implement Specific Appropriation 1627 of the 2014-2015 General Appropriations Act, the recurring \$12 million appropriated from the General Revenue Fund and the recurring \$20 million appropriated from the Water Management Lands Trust Fund to the Department of Environmental Protection for the Restoration Strategies Regional Water Quality Plan provided in chapter 2013-59, Laws of Florida, shall be deposited into the Save Our Everglades Trust Fund within the department to support Everglades restoration projects included in the final report of the Select Committee on Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013. This section expires July 1, 2015.

Section 25. In order to implement Specific Appropriation 1697A of the 2014-2015 General Appropriations Act, paragraphs (d) and (e) of subsection (2) of section 376.30711, Florida Statutes, are amended to read:

376.30711 Preapproved site rehabilitation, effective March 29, 1995.—

(2)

(d) All task assignments, work orders, and contracts for providers under the Petroleum Restoration Program entered into by the department on or after July 1, 2013, pursuant to this section and ss. 376.3071 and 376.30713 must:

1. Be procured through competitive bidding pursuant to s. 287.056, s. 287.057, or s. 287.0595.

2. Require that a statement under oath be executed and provided to the department concurrently with the execution of the task assignments, work orders, or contracts by:

a. All owners, responsible parties, and cleanup contractors and subcontractors, that no compensation, remuneration, or gift of any kind, directly or indirectly, has been solicited, offered, accepted, paid, or received in exchange for designation or employment in connection with the cleanup of an eligible site, except for the compensation paid by the department to the contractor for the cleanup.

b. All cleanup contractors and subcontractors receiving compensation for cleanup of eligible sites, that they have never paid, offered, or provided any compensation in exchange for being designated or hired to do cleanup work, except for compensation for the cleanup work.

This paragraph expires June 30, 2015 ~~2014~~.

(e) Any owner, responsible party, or cleanup contractor or subcontractor who falsely executes a statement required pursuant to subparagraph (d)2. is prohibited from participating in the Petroleum Restoration Program. This paragraph expires June 30, 2015 ~~2014~~.

Section 26. In order to implement Specific Appropriation 1700 of the 2014-2015 General Appropriations Act, subsection (5) of section 403.7095, Florida Statutes, is amended to read:

403.7095 Solid waste management grant program.—

(5) Notwithstanding any other provision of this section, and for the 2014-2015 ~~2013-2014~~ fiscal year only, the Department of Environmental Protection shall award the sum of \$3 million in grants equally to counties having populations of fewer than 100,000 for waste tire and litter prevention, recycling education, and general solid waste programs. This subsection expires July 1, 2015 ~~2014~~.

Section 27. In order to implement Specific Appropriation 1839A of the 2014-2015 General Appropriations Act, the Fish and Wildlife Conservation Commission may pay a bounty for each lionfish captured and destroyed from state or adjacent federal waters during participating lionfish derbies. This section expires July 1, 2015.

Section 28. In order to implement Specific Appropriation 1913 of the 2014-2015 General Appropriations Act, paragraph (i) is added to subsection (4) of section 339.135, Florida Statutes, and subsection (5) of that section is amended, to read:

339.135 Work program; legislative budget request; definitions; preparation, adoption, execution, and amendment.—

(4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

(i) Notwithstanding paragraph (a), and for the 2014-2015 fiscal year only, the Department of Transportation may use appropriated funds to support the establishment of a statewide system of interconnected multi-use trails and to pay the costs of planning, land acquisition, design, and construction of such trails and related facilities. Funds specifically appropriated for this purpose may not reduce, delete, or defer any existing projects funded as of July 1, 2014, in the Department of Transportation 5-year work program. This paragraph expires July 1, 2015.

(5) ADOPTION OF THE WORK PROGRAM.—

(a) The original approved budget for operational and fixed capital expenditures for the department shall be the Governor's budget recommendation and the first year of the tentative work program, as ~~both~~ ~~are~~ amended by the General Appropriations Act and any other act containing appropriations. In accordance with the appropriations act, the department shall, before the beginning of the fiscal year, adopt a final work program that includes ~~which shall~~ only include the original approved budget for the department for the ensuing fiscal year, together with any roll forwards approved pursuant to paragraph (6)(c), and the portion of the tentative work program for the following 4 fiscal years revised in accordance with the original approved budget for the department for the ensuing fiscal year together with the roll forwards. The adopted work program may include only those projects submitted as part of the tentative work program developed under the provisions of subsection (4), plus any projects that ~~which~~ are separately identified by specific appropriation in the General Appropriations Act and any roll forwards approved pursuant to paragraph (6)(c). However, any transportation project of the department which is identified by specific appropriation in the General Appropriations Act shall be deducted from the funds annually distributed to the respective district pursuant to paragraph (4)(a). In addition, the department ~~may shall~~ not in any year include any project or allocate funds to a program in the adopted work program that is contrary to existing law for that particular year. Projects ~~may shall~~ not be undertaken unless they are listed in the adopted work program.

(b) Notwithstanding paragraph (a), and for the 2014-2015 fiscal year only, the Department of Transportation may use appropriated funds to support the establishment of a statewide system of interconnected multi-use trails and to pay the costs of planning, land acquisition, design, and construction of such trails and related facilities. Funds specifically appropriated for this purpose may not reduce, delete, or defer any existing projects funded as of July 1, 2014, in the Department of Transportation 5-year work program. This paragraph expires July 1, 2015.

Section 29. In order to implement Specific Appropriation 1913 of the 2014-2015 General Appropriations Act, subsections (4) and (5) are added to section 335.065, Florida Statutes, to read:

335.065 Bicycle and pedestrian ways along state roads and transportation facilities.—

(4) The department may use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and to pay the costs of planning, land acquisition, design, and construction of such trails and related facilities. The department shall give funding priority to projects that:

(a) Are identified by the Florida Greenways and Trails Council as priorities within the Florida Greenways and Trails System pursuant to chapter 260.

(b) Support the transportation needs of bicyclists and pedestrians.

(c) Have national, statewide, or regional importance.

(d) Facilitate an interconnected system of trails by completing gaps in existing trails.

(5) A project funded under subsection (4) shall:

(a) Be included in the department's work program developed pursuant to s. 339.135.

(b) Be operated and maintained by an entity other than the department upon completion of construction. The department is not obligated to provide funds for the operation and maintenance of the project.

This subsection expires July 1, 2015.

Section 30. In order to implement Specific Appropriation 1913 of the 2014-2015 General Appropriations Act, and notwithstanding s. 339.135(6)(c), Florida Statutes, the unobligated funds appropriated for transportation and economic development projects in Specific Appropriation 1891, Chapter 2013-40, Laws of Florida, shall revert immediately. For the purposes of this section, the term "unobligated funds" does not include funding for projects for which grant agreements have been executed for specific transportation economic development projects.

Section 31. In order to implement the appropriation of funds in the contracted services and expense categories of the 2014-2015 General Appropriations Act, no state agency may initiate a competitive solicitation for a product or service if the completion of such competitive solicitation would:

(1) Require a change in law; or

(2) Require a change to the agency's budget other than a transfer authorized in s. 216.292(2) or (3), Florida Statutes, unless the initiation of such competitive solicitation is specifically authorized in law, in the General Appropriations Act, or by the Legislative Budget Commission.

This section does not apply to a competitive solicitation for which the agency head certifies that a valid emergency exists. This section expires July 1, 2015.

Section 32. In order to implement the appropriation of funds in the appropriation category "Special Categories-Risk Management Insurance" in the 2014-2015 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted with the premiums paid by each department for risk management insurance. This section expires July 1, 2015.

Section 33. In order to implement the appropriation of funds in the appropriation category "Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased per Statewide Contract" in the 2014-2015 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted with the assessments that must be paid by each agency to the Department of Management Services for human resource management services. This section expires July 1, 2015.

Section 34. In order to implement appropriations for salaries and benefits in the 2014-2015 General Appropriations Act, subsection (6) of section 112.24, Florida Statutes, is amended to read:

112.24 Intergovernmental interchange of public employees.—To encourage economical and effective utilization of public employees in this state, the temporary assignment of employees among agencies of government, both state and local, and including school districts and public institutions of higher education is authorized under terms and conditions set forth in this section. State agencies, municipalities, and political subdivisions are authorized to enter into employee interchange agreements with other state agencies, the Federal Government, another state, a municipality, or a political subdivision including a school district, or with a public institution of higher education. State agencies are also authorized to enter into employee interchange agreements with private institutions of higher education and other nonprofit organizations under the terms and conditions provided in this section. In addition, the Governor or the Governor and Cabinet may enter into employee interchange agreements with a state agency, the Federal Government, another state, a municipality, or a political subdivision including a school district, or with a public institution of higher learning to fill, subject to the requirements of chapter 20, appointive offices which are within the executive branch of government and which are filled by appointment by the Governor or the Governor and Cabinet. Under no circumstances shall employee interchange agreements be utilized for the purpose of assigning individuals to participate in political campaigns. Duties and responsibilities of interchange employees shall be limited to the mission and goals of the agencies of government.

(6) For the 2014-2015 ~~2013-2014~~ fiscal year only, the assignment of an employee of a state agency as provided in this section may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the legislative appropriations committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action pursuant to s. 216.177. This subsection expires July 1, 2015 ~~2014~~.

Section 35. *In order to implement Specific Appropriations 2674 and 2675 of the 2014-2015 General Appropriations Act and notwithstanding s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2014-2015 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2015.*

Section 36. In order to implement the transfer of funds to the General Revenue Fund from trust funds in the 2014-2015 General Appropriations Act, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

(2) The source and use of each of these funds shall be as follows:

(b)1. The trust funds shall consist of moneys received by the state which under law or under trust agreement are segregated for a purpose authorized by law. The state agency or branch of state government receiving or collecting such moneys is responsible for their proper expenditure as provided by law. Upon the request of the state agency or branch of state government responsible for the administration of the trust fund, the Chief Financial Officer may establish accounts within the trust fund at a level considered necessary for proper accountability. Once an account is established, the Chief Financial Officer may authorize payment from that account only upon determining that there is sufficient cash and releases at the level of the account.

2. In addition to other trust funds created by law, to the extent possible, each agency shall use the following trust funds as described in this subparagraph for day-to-day operations:

a. Operations or operating trust fund, for use as a depository for funds to be used for program operations funded by program revenues, with the exception of administrative activities when the operations or operating trust fund is a proprietary fund.

b. Operations and maintenance trust fund, for use as a depository for client services funded by third-party payors.

c. Administrative trust fund, for use as a depository for funds to be used for management activities that are departmental in nature and funded by indirect cost earnings and assessments against trust funds. Proprietary funds are excluded from the requirement of using an administrative trust fund.

d. Grants and donations trust fund, for use as a depository for funds to be used for allowable grant or donor agreement activities funded by restricted contractual revenue from private and public nonfederal sources.

e. Agency working capital trust fund, for use as a depository for funds to be used pursuant to s. 216.272.

f. Clearing funds trust fund, for use as a depository for funds to account for collections pending distribution to lawful recipients.

g. Federal grant trust fund, for use as a depository for funds to be used for allowable grant activities funded by restricted program revenues from federal sources.

To the extent possible, each agency must adjust its internal accounting to use existing trust funds consistent with the requirements of this subparagraph. If an agency does not have trust funds listed in this subparagraph and cannot make such adjustment, the agency must recommend the creation of the necessary trust funds to the Legislature no later than the next scheduled review of the agency's trust funds pursuant to s. 215.3206.

3. All such moneys are hereby appropriated to be expended in accordance with the law or trust agreement under which they were received, subject always to the provisions of chapter 216 relating to the appropriation of funds and to the applicable laws relating to the deposit or expenditure of moneys in the State Treasury.

4.a. Notwithstanding any provision of law restricting the use of trust funds to specific purposes, unappropriated cash balances from selected trust funds may be authorized by the Legislature for transfer to the Budget Stabilization Fund and General Revenue Fund in the General Appropriations Act.

b. This subparagraph does not apply to trust funds required by federal programs or mandates; trust funds established for bond covenants, indentures, or resolutions whose revenues are legally pledged by the state or public body to meet debt service or other financial requirements of any debt obligations of the state or any public body; the Division of Licensing Trust Fund in the Department of Agriculture and Consumer Services; the State Transportation Trust Fund; the trust fund containing the net annual proceeds from the Florida Education Lotteries; the Florida Retirement System Trust Fund; trust funds under the management of the State Board of Education or the Board of Governors of the State University System, where such trust funds are for auxiliary enterprises, self-insurance, and contracts, grants, and donations, as those terms are defined by general law; trust funds that serve as clearing funds or accounts for the Chief Financial Officer or state agencies; trust funds that account for assets held by the state in a trustee capacity as an agent or fiduciary for individuals, private organizations, or other governmental units; and other trust funds authorized by the State Constitution.

Section 37. *The amendment to s. 215.32(2)(b), Florida Statutes, as carried forward by this act from chapter 2011-47, Laws of Florida, expires July 1, 2015, and the text of that paragraph shall revert to that in existence on June 30, 2011, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 38. *In order to implement the issuance of new debt authorized in the 2014-2015 General Appropriations Act, and pursuant to s. 215.98, Florida Statutes, the Legislature determines that the authorization and issuance of debt for the 2014-2015 fiscal year should be implemented, is in the best interest of the state, and is necessary to address a critical state emergency. This section expires July 1, 2015.*

Section 39. *In order to implement appropriations in the 2014-2015 General Appropriations Act for state employee travel, the funds appropriated to each state agency, which may be used for travel by state employees, shall be limited during the 2014-2015 fiscal year to travel for activities that are critical to each state agency's mission. Funds may not be used for travel by state employees to foreign countries, other states, conferences, staff-training activities, or other administrative functions unless the agency head has approved, in writing, that such activities are critical to the agency's mission. The agency head shall consider using*

teleconferencing and other forms of electronic communication to meet the needs of the proposed activity before approving mission-critical travel. This section does not apply to travel for law enforcement purposes, military purposes, emergency management activities, or public health activities. This section expires July 1, 2015.

Section 40. In order to implement appropriations authorized in the 2014-2015 General Appropriations Act for data center services scheduled for consolidation in the 2014-2015 fiscal year, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the consolidating agencies may request the transfer of resources between Data Processing Services appropriation categories and the appropriation categories for operations based upon changes to the consolidation schedule. This section expires July 1, 2015.

Section 41. In order to implement appropriations authorized in the 2014-2015 General Appropriations Act for each of the state's designated primary data centers funded from the data processing appropriation category for computing services of user agencies, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated for data processing in the 2014-2015 General Appropriations Act between agencies in order to align the budget authority granted with the utilization rate of each department. This section expires July 1, 2015.

Section 42. In order to implement appropriations authorized in the 2014-2015 General Appropriations Act for data center services, and notwithstanding s. 216.292(2)(a), Florida Statutes, except as authorized in sections 40 and 41 of this act, no agency may transfer funds from a data processing category to a category other than another data processing category. This section expires July 1, 2015.

Section 43. In order to implement section 8 of the 2014-2015 General Appropriations Act, paragraph (b) of subsection (2) of section 110.12315, Florida Statutes, is reenacted, and paragraph (a) of subsection (7) of that section is reenacted and amended, to read:

110.12315 Prescription drug program.—The state employees' prescription drug program is established. This program shall be administered by the Department of Management Services, according to the terms and conditions of the plan as established by the relevant provisions of the annual General Appropriations Act and implementing legislation, subject to the following conditions:

(2) In providing for reimbursement of pharmacies for prescription medicines dispensed to members of the state group health insurance plan and their dependents under the state employees' prescription drug program:

(b) There shall be a 30-day supply limit for prescription card purchases and 90-day supply limit for mail order or mail order prescription drug purchases. The Department of Management Services may implement a 90-day supply limit program for certain maintenance drugs as determined by the department at retail pharmacies participating in the program if the department determines it to be in the best financial interest of the state.

(7) Under the state employees' prescription drug program copayments must be made as follows:

(a) Effective January 1, 2014 ~~2013~~, for the State Group Health Insurance Standard Plan:

1. For generic drug with card \$7.
2. For preferred brand name drug with card \$30.
3. For nonpreferred brand name drug with card \$50.
4. For generic mail order drug \$14.
5. For preferred brand name mail order drug \$60.
6. For nonpreferred brand name mail order drug \$100.

Section 44. (1) The amendment to s. 110.12315(2)(b), Florida Statutes, as carried forward by this act from chapter 2013-41, Laws of Florida, expires July 1, 2015, and the text of that paragraph shall revert to that in existence on June 30, 2012, except that any amendments to such

text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

(2) The amendment to s. 110.12315(7)(a), Florida Statutes, as carried forward by this act from chapter 2013-41, Laws of Florida, expires July 1, 2015, and the text of that paragraph shall revert to that in existence on December 31, 2010, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 45. Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2014-2015 General Appropriations Act is void if the specific appropriation or specifically identified proviso language is vetoed. Any section of this act which implements more than one specific appropriation or more than one portion of specifically identified proviso language in the 2014-2015 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 46. If any other act passed during the 2014 Regular Session contains a provision that is substantively the same as a provision in this act, but that removes or is otherwise not subject to the future repeal applied to such provision by this act, the Legislature intends that the provision in the other act takes precedence and continues to operate, notwithstanding the future repeal provided by this act.

Section 47. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Section 48. 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, 2014; or, if this act fails to become a law until after that date, it shall take effect upon becoming a law and operate retroactively to July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to implementing the General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program for the 2014-2015 fiscal year; providing that funds for instructional materials shall be released and expended as required in specified proviso language, notwithstanding other provisions of law; amending s. 1011.62, F.S.; increasing the number of schools eligible for categorical funding for supplemental academic instruction and for the research-based reading instruction allocation; suspending for the 2014-2015 fiscal year a provision authorizing the Legislature to provide a virtual education contribution to the Florida Education Finance Program; amending s. 1002.32, F.S.; requiring that eligible lab schools that have a permanent high school center receive a proportional share of the sparsity supplement; amending s. 1013.64, F.S.; revising the basis for allocating fixed-capital outlay funds for existing satisfactory facilities; incorporating by reference certain calculations of the Medicaid Low-Income Pool and Disproportionate Share Hospital programs for the 2014-2015 fiscal year; providing requirements governing the continuation of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study; specifying certain prohibitions before completion of the study; prioritizing which categories of individuals on the Agency for Persons with Disabilities wait list will be offered a slot on the Medicaid home and community-based waiver programs; allowing an individual to continue receiving waiver services if his or her parent or guardian is an active-duty service member transferred to Florida; providing that individuals remaining on the wait list are not entitled to an administrative proceeding; prohibiting behavioral health managing entities contracting with the Department of Children and Families from conducting provider network procurements during the 2014-2015 fiscal year; amending s. 216.262, F.S.; authorizing the Department of Corrections to submit a budget amendment for additional positions to operate additional prison bed capacity under certain circumstances; authorizing the Department of Legal Affairs to spend certain appropriated funds on programs that

were funded by the department from specific appropriations in general appropriations acts in previous years; requiring the Department of Juvenile Justice to comply with specified reimbursement limitations with respect to payments to hospitals or health care providers for health care services; authorizing certain payments pursuant to a contracted rate only until the contract expires or is renewed; defining the term “hospital” for purposes of such limitations; directing the Department of Management Services to use a tenant broker to renegotiate or procure leases for office or storage space and provide a report to the Legislature; reenacting s. 624.502, F.S., relating to a requirement that fees for service of process upon the Chief Financial Officer or Office of Insurance Regulation be deposited into the Administrative Trust Fund; amending s. 161.143, F.S.; providing an allocation in the General Appropriations Act for inlet management funding; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects; amending s. 259.032, F.S.; authorizing the transfer of moneys in the Conservation and Recreation Lands Trust Fund to the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 375.041, F.S.; providing for the transfer of moneys from the Land Acquisition Trust Fund to support the Total Maximum Daily Loads Program; providing for the transfer of moneys in the Land Acquisition Trust Fund to the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 373.59, F.S.; revising the allocation of moneys from the Water Management Lands Trust Fund; authorizing specified funds to be deposited into the Save Our Everglades Trust Fund to support certain Everglades restoration projects; amending s. 376.30711, F.S.; requiring that all task assignments, work orders, and contracts for providers under the Petroleum Restoration Program must meet certain requirements; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain counties for solid waste programs; authorizing the Fish and Wildlife Conservation Commission to pay a bounty for captured and destroyed lionfish; amending s. 339.135, F.S.; authorizing the Department of Transportation to use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; amending s. 335.065, F.S.; authorizing the Department of Transportation to use certain funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; providing criteria for prioritizing trail projects; providing for the reversion of unobligated funds appropriated for certain transportation and economic development projects; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency; providing that the annual salary of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing a legislative determination that the issuance of new debt is in the best interests of the state and necessary to address a critical state emergency; limiting the use of travel funds to activities that are critical to an agency’s mission; providing exceptions; authorizing certain agencies to request the transfer of resources between Data Processing Services appropriation categories and appropriation categories for operation based upon changes to the data center services consolidation schedule; authorizing the Executive Office of the Governor to transfer funds for use by the state’s designated primary data centers; prohibiting an agency from transferring funds from a data processing category to another category; reenacting and amending s. 110.12315(2)(b) and (7)(a), F.S., relating to the state employee prescription drug program; updating provisions specifying copayment amounts; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing for severability; providing effective dates.

On motion by Senator Negrón, by two-thirds vote **HB 5003** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negrón
Altman	García	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Díaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

DISCLOSURE

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **HB 5001**, **HB 5003**, **HB 5201**, and **HB 5203** which come before the Senate for a vote on April 3, 2014.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

MOTION

On motion by Senator Negrón, the Senate having refused to pass **HB 5001** and **HB 5003** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Thrasher, by two-thirds vote **HB 5001** and **HB 5003** were ordered immediately certified to the House.

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.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed **HB 5007** and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. “Bob” Ward, Clerk

By Appropriations Committee and Representative(s) McKee—

HB 5007—A bill to be entitled An act relating to collective bargaining; providing for the resolution of collective bargaining issues at impasse between the State of Florida and certified bargaining units for state employees pursuant to specified instructions; providing an effective date.

—was referred to the Committee on Appropriations.

Pending further consideration of **SB 2504**, on motion by Senator Negron, by two-thirds vote **HB 5007** was withdrawn from the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote—

HB 5007—A bill to be entitled An act relating to collective bargaining; providing for the resolution of collective bargaining issues at impasse between the State of Florida and certified bargaining units for state employees pursuant to specified instructions; providing an effective date.

—a companion measure, was substituted for **SB 2504** and by two-thirds vote read the second time by title.

Senator Negron moved the following amendment which was adopted:

Amendment 1 (339034) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *All collective bargaining issues for which negotiations have reached an impasse for the 2014-2015 fiscal year between the state and the legal representatives of the certified bargaining units for state employees shall be resolved pursuant to the instructions provided in the General Appropriations Act and the relevant provisions of any legislation enacted to implement the General Appropriations Act for the 2014-2015 fiscal year.*

Section 2. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: 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.

On motion by Senator Negron, by two-thirds vote **HB 5007** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Galvano	Richter
Altman	Garcia	Ring
Bean	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	
Flores	Negron	

Nays—1

Clemens

Vote after roll call:

Yea—Abruzzo, Montford, Soto

SB 2506—A bill to be entitled An act relating to state-administered retirement systems; amending s. 112.363, F.S.; increasing the employer contribution to the retiree health insurance subsidy for members of a state-administered plan; amending s. 121.052, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Elected Officers' Class; amending s. 121.055, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Senior Management Service Class; amending s. 121.071, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Regular, Special Risk, and Special Risk Administrative Support Classes; amending s. 121.71, F.S.; revising the amount of employer contributions for the next fiscal year; amending s. 121.74, F.S.; revising

terminology to refer to an employer assessment to offset the costs of administering the investment plan and providing education services; providing findings of important state interests; providing an effective date.

—was read the second time by title.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 5005 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Appropriations Committee and Representative(s) McKeel—

HB 5005—A bill to be entitled An act relating to the Florida Retirement System; amending ss. 112.363, 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 the required employer contribution rates for certain membership classes and subclasses of the Florida Retirement System; providing that the act fulfills an important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

Pending further consideration of **SB 2506**, on motion by Senator Negron, by two-thirds vote **HB 5005** was withdrawn from the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote—

HB 5005—A bill to be entitled An act relating to the Florida Retirement System; amending ss. 112.363, 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 the required employer contribution rates for certain membership classes and subclasses of the Florida Retirement System; providing that the act fulfills an important state interest; providing an effective date.

—a companion measure, was substituted for **SB 2506** and by two-thirds vote read the second time by title.

Senator Negron moved the following amendment which was adopted:

Amendment 1 (718236) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (h) is added to subsection (8) of section 112.363, Florida Statutes, to read:

112.363 Retiree health insurance subsidy.—

(8) CONTRIBUTIONS.—For purposes of funding the insurance subsidy provided by this section:

(h) *Beginning July 1, 2014, the employer of each member of a state-administered plan shall contribute 1.30 percent of gross compensation each pay period.*

Such contributions shall be submitted to the Department of Management Services and deposited in the Retiree Health Insurance Subsidy Trust Fund.

Section 2. Paragraph (d) of subsection (7) of section 121.052, Florida Statutes, is amended to read:

121.052 Membership class of elected officers.—

(7) CONTRIBUTIONS.—

(d) The following table states the required employer contribution on behalf of each member of the Elected Officers' Class in terms of a percentage of the member's gross compensation. Such contribution con-

stitutes the entire health insurance subsidy contribution with respect to each such member. A change in the contribution rate is effective with the first salary paid on or after the beginning date of the change. The retiree health insurance subsidy contribution rate is as follows:

Dates of Contribution Rate Changes	Contribution Rate
October 1, 1987, through December 31, 1988	0.24%
January 1, 1989, through December 31, 1993	0.48%
January 1, 1994, through December 31, 1994	0.56%
January 1, 1995, through June 30, 1998	0.66%
July 1, 1998, through June 30, 2001	0.94%
July 1, 2001, through June 30, 2013	1.11%
Effective July 1, 2013, through June 30, 2014	1.20%
<i>Effective July 1, 2014</i>	1.30%

Such contributions and accompanying payroll data are due and payable no later than the 5th working day of the month immediately following the month during which the payroll period ended and shall be deposited by the administrator in the Retiree Health Insurance Subsidy Trust Fund.

Section 3. Paragraph (d) of subsection (3) of section 121.055, Florida Statutes, is amended to read:

121.055 Senior Management Service Class.—There is hereby established a separate class of membership within the Florida Retirement System to be known as the “Senior Management Service Class,” which shall become effective February 1, 1987.

(3)

(d) The following table states the required employer contribution on behalf of each member of the Senior Management Service Class in terms of a percentage of the member’s gross compensation. Such contribution constitutes the entire health insurance subsidy contribution with respect to each such member. A change in the contribution rate is effective with the first salary paid on or after the beginning date of the change. The retiree health insurance subsidy contribution rate is as follows:

Dates of Contribution Rate Changes	Contribution Rate
October 1, 1987, through December 31, 1988	0.24%
January 1, 1989, through December 31, 1993	0.48%
January 1, 1994, through December 31, 1994	0.56%
January 1, 1995, through June 30, 1998	0.66%
July 1, 1998, through June 30, 2001	0.94%
July 1, 2001, through June 30, 2013	1.11%
Effective July 1, 2013, through June 30, 2014	1.20%
<i>Effective July 1, 2014</i>	1.30%

Such contributions and accompanying payroll data are due and payable no later than the 5th working day of the month immediately following the month during which the payroll period ended and shall be deposited by the administrator in the Retiree Health Insurance Subsidy Trust Fund.

Section 4. Subsection (4) of section 121.071, Florida Statutes, is amended to read:

121.071 Contributions.—Contributions to the system shall be made as follows:

(4) The following table states the required employer contribution on behalf of each member of the Regular Class, Special Risk Class, or Special Risk Administrative Support Class in terms of a percentage of the member’s gross compensation. Such contribution constitutes the entire health insurance subsidy contribution with respect to each such member. A change in the contribution rate is effective with the first salary paid on or after the beginning date of the change. The retiree health insurance subsidy contribution rate is as follows:

Dates of Contribution Rate Changes	Contribution Rate
October 1, 1987, through December 31, 1988	0.24%
January 1, 1989, through December 31, 1993	0.48%
January 1, 1994, through December 31, 1994	0.56%
January 1, 1995, through June 30, 1998	0.66%
July 1, 1998, through June 30, 2001	0.94%
July 1, 2001, through June 30, 2013	1.11%
Effective July 1, 2013, through June 30, 2014	1.20%
<i>Effective July 1, 2014</i>	1.30%

Such contributions shall be deposited by the administrator in the Retiree Health Insurance Subsidy Trust Fund.

Section 5. Subsections (4) and (5) of section 121.71, Florida Statutes, are amended to read:

121.71 Uniform rates; process; calculations; levy.—

(4) Required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System for both retirement plans are as follows:

Membership Class	Percentage of Gross Compensation, Effective July 1, 2014 2013
Regular Class	3.53%
Special Risk Class	11.01% 11.00%
Special Risk Administrative Support Class	4.18% 4.17%
Elected Officers’ Class— Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	6.30% 6.52%
Elected Officers’ Class— Justices, Judges	10.10% 10.05%
Elected Officers’ Class— County Elected Officers	8.36% 8.44%
Senior Management Class	4.80% 4.81%
DROP	4.30% 4.63%

(5) In order to address unfunded actuarial liabilities of the system, the required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System for both retirement plans are as follows:

Membership Class	Percentage of Gross Compensation, Effective July 1, 2014 2013
Regular Class	2.54% 2.10%
Special Risk Class	7.51% 6.83%
Special Risk Administrative Support Class	36.59% 30.56%
Elected Officers' Class— Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	38.66% 24.85%
Elected Officers' Class— Justices, Judges	21.77% 17.00%
Elected Officers' Class— County Elected Officers	33.58% 28.26%
Senior Management Service Class	15.04% 12.27%
DROP	6.72% 7.01%

Section 6. Section 121.74, Florida Statutes, is amended to read:

121.74 Administrative and educational expenses.—In addition to contributions required to *fund member accounts* under ss. 121.71 and 121.73, effective July 1, 2010, through June 30, 2014, employers participating in the Florida Retirement System shall contribute an *employer assessment* amount equal to 0.03 percent of the payroll reported for each class or subclass of Florida Retirement System membership. Effective July 1, 2014, the *employer assessment is contribution rate shall be* 0.04 percent of the payroll reported for each class or subclass of membership. The amount ~~assessed~~ ~~contributed~~ shall be transferred by the Division of Retirement from the Florida Retirement System Contributions Clearing Trust Fund to the State Board of Administration's Administrative Trust Fund to offset the costs of administering the investment plan and the costs of providing educational services to members of the Florida Retirement System. Approval of the trustees is required before the expenditure of these funds. Payments for third-party administrative or educational expenses shall be made only pursuant to the terms of the approved contracts for such services.

Section 7. *The Legislature finds that a proper and legitimate state purpose is served when employees, officers, and retirees of the state and its political subdivisions, and the dependents, survivors, and beneficiaries of such employees, officers, and retirees, are extended the basic protections afforded by governmental retirement systems. These persons must be provided benefits that are fair and adequate and that are managed, administered, and funded in an actuarially sound manner, as required by s. 14, Article X of the State Constitution and part VII of chapter 112, Florida Statutes. Therefore, the Legislature determines and declares that this act fulfills an important state interest.*

Section 8. *The Legislature finds that a proper and legitimate state purpose is served when employees, officers, and retirees of the state and its political subdivisions, and the dependents, survivors, and beneficiaries of such employees, officers, and retirees, are extended the basic protections afforded by governmental retirement systems that provide fair and adequate benefits, including health insurance subsidies, and that are managed, administered, and funded in a sustainable manner. Therefore, the Legislature determines and declares that this act fulfills an important state interest.*

Section 9. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to state-administered retirement systems; amending s. 112.363, F.S.; increasing the employer contribution to the retiree health insurance subsidy for members of a state-administered plan; amending s. 121.052, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Elected Officers' Class; amending s. 121.055, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Senior Management Service Class; amending s. 121.071, F.S.; increasing the employer contribution to the health insurance subsidy for members of the Regular, Special Risk, and Special Risk Administrative Support Classes;

amending s. 121.71, F.S.; revising the amount of employer contributions for the next fiscal year; amending s. 121.74, F.S.; revising terminology to refer to an employer assessment to offset the costs of administering the investment plan and providing education services; providing findings of important state interests; providing an effective date.

On motion by Senator Negron, by two-thirds vote **HB 5005** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Abruzzo

MOTION

On motion by Senator Negron, the Senate having refused to pass **HB 5007** and **HB 5005** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Thrasher, by two-thirds vote **HB 5007** and **HB 5005** were ordered immediately certified to the House.

SB 2508—A bill to be entitled An act relating to executive clemency; amending ss. 27.51 and 27.511, F.S.; removing authority of the trial court to appoint counsel for executive clemency proceedings; amending s. 27.5303, F.S.; removing authority of the court rendering judgment imposing the death penalty to appoint counsel for executive clemency proceedings; amending s. 27.5304, F.S.; removing authority for payment to the appointed attorney for representing a defendant in an application for executive clemency after the imposition of a death sentence; creating s. 940.031, F.S.; authorizing the Board of Executive Clemency to appoint private counsel to represent a person sentenced to death in an executive clemency proceeding; authorizing compensation of up to a specified amount to the appointed attorney from the General Revenue Funds appropriated to the Parole Commission; providing legislative intent; providing an effective date.

—was read the second time by title.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, 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.

Robert L. "Bob" Ward, Clerk

By Justice Appropriations Subcommittee and Representative(s) McBurney—

HB 5303—A bill to be entitled An act relating to counsel in proceedings for executive clemency; amending ss. 27.51 and 27.511, F.S.; de-

leting provisions concerning the power of a trial court to appoint the public defender, office of criminal conflict and civil regional counsel, or other attorney in proceedings for relief by executive clemency; amending s. 27.5303, F.S.; deleting provisions concerning the appointment of a public defender or attorney by the court to represent an indigent defendant in death penalty executive clemency proceedings; amending s. 27.5304, F.S.; deleting provisions concerning compensation of an appointed attorney representing a defendant in executive clemency proceedings; creating s. 940.031, F.S.; providing for clemency counsel representation of defendants in executive clemency proceedings; providing for compensation; amending s. 27.40, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

Pending further consideration of **SB 2508**, on motion by Senator Bradley, by two-thirds vote **HB 5303** was withdrawn from the Committee on Appropriations.

On motion by Senator Bradley, by two-thirds vote—

HB 5303—A bill to be entitled An act relating to counsel in proceedings for executive clemency; amending ss. 27.51 and 27.511, F.S.; deleting provisions concerning the power of a trial court to appoint the public defender, office of criminal conflict and civil regional counsel, or other attorney in proceedings for relief by executive clemency; amending s. 27.5303, F.S.; deleting provisions concerning the appointment of a public defender or attorney by the court to represent an indigent defendant in death penalty executive clemency proceedings; amending s. 27.5304, F.S.; deleting provisions concerning compensation of an appointed attorney representing a defendant in executive clemency proceedings; creating s. 940.031, F.S.; providing for clemency counsel representation of defendants in executive clemency proceedings; providing for compensation; amending s. 27.40, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **SB 2508** and by two-thirds vote read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (528252) (with title amendment)—Delete every-thing after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (5) of section 27.51, Florida Statutes, is amended to read:

27.51 Duties of public defender.—

(5)(a) When direct appellate proceedings prosecuted by a public defender on behalf of an accused and challenging a judgment of conviction and sentence of death terminate in an affirmance of such conviction and sentence, whether by the Florida Supreme Court or by the United States Supreme Court or by expiration of any deadline for filing such appeal in a state or federal court, the public defender shall notify the accused of his or her rights pursuant to Rule 3.850, Florida Rules of Criminal Procedure, including any time limits pertinent thereto, and shall advise such person that representation in any collateral proceedings is the responsibility of the capital collateral regional counsel. The public defender shall then forward all original files on the matter to the capital collateral regional counsel, retaining such copies for his or her files as may be desired. ~~However, the trial court shall retain the power to appoint the public defender or other attorney not employed by the capital collateral regional counsel to represent such person in proceedings for relief by executive clemency pursuant to ss. 27.40 and 27.5303.~~

Section 2. Subsection (9) of section 27.511, Florida Statutes, is amended to read:

27.511 Offices of criminal conflict and civil regional counsel; legislative intent; qualifications; appointment; duties.—

(9) When direct appellate proceedings prosecuted by the office of criminal conflict and civil regional counsel on behalf of an accused and challenging a judgment of conviction and sentence of death terminate in an affirmance of such conviction and sentence, whether by the Supreme Court or by the United States Supreme Court or by expiration of any deadline for filing such appeal in a state or federal court, the office of criminal conflict and civil regional counsel shall notify the accused of his

or her rights pursuant to Rule 3.850, Florida Rules of Criminal Procedure, including any time limits pertinent thereto, and shall advise such person that representation in any collateral proceedings is the responsibility of the capital collateral regional counsel. The office of criminal conflict and civil regional counsel shall forward all original files on the matter to the capital collateral regional counsel, retaining such copies for his or her files as may be desired or required by law. ~~However, the trial court shall retain the power to appoint the office of criminal conflict and civil regional counsel or other attorney not employed by the capital collateral regional counsel to represent such person in proceedings for relief by executive clemency pursuant to ss. 27.40 and 27.5303.~~

Section 3. Subsection (4) of section 27.5303, Florida Statutes, is amended to read:

27.5303 Public defenders; criminal conflict and civil regional counsel; conflict of interest.—

(4)(a) If a defendant is convicted and the death sentence is imposed, the appointed attorney shall continue representation through appeal to the Supreme Court. The attorney shall be compensated as provided in s. 27.5304. If the attorney first appointed is unable to handle the appeal, the court shall appoint another attorney and that attorney shall be compensated as provided in s. 27.5304.

~~(b) The public defender or an attorney appointed pursuant to this section may be appointed by the court rendering the judgment imposing the death penalty to represent an indigent defendant who has applied for executive clemency as relief from the execution of the judgment imposing the death penalty.~~

(e) When the appointed attorney in a capital case has completed the duties imposed by this section, the attorney shall file a written report in the trial court stating the duties performed by the attorney and apply for discharge.

Section 4. Subsection (5) of section 27.5304, Florida Statutes, is amended to read:

27.5304 Private court-appointed counsel; compensation; notice.—

(5) The compensation for representation in a criminal proceeding ~~may shall~~ not exceed the following:

~~(a)1-~~ For misdemeanors and juveniles represented at the trial level: \$1,000.

~~(b)2-~~ For noncapital, nonlife felonies represented at the trial level: \$2,500.

~~(c)3-~~ For life felonies represented at the trial level: \$3,000.

~~(d)4-~~ For capital cases represented at the trial level: \$15,000. For purposes of this ~~paragraph~~ ~~subparagraph~~, a “capital case” is any offense for which the potential sentence is death and the state has not waived seeking the death penalty.

~~(e)5-~~ For representation on appeal: \$2,000.

~~(b) If a death sentence is imposed and affirmed on appeal to the Supreme Court, the appointed attorney shall be allowed compensation, not to exceed \$1,000, for attorney fees and costs incurred in representing the defendant as to an application for executive clemency, with compensation to be paid out of general revenue from funds budgeted to the Justice Administrative Commission.~~

Section 5. Section 940.031, Florida Statutes, is created to read:

940.031 Clemency counsel when sentence of death has been imposed.—

(1) *The Board of Executive Clemency may appoint private counsel to represent a person sentenced to death for relief by executive clemency at such time as the board deems appropriate for clemency consideration. The board shall maintain a list of private counsel available for appointment under this section.*

(2) *The appointed private counsel shall be compensated by the board up to \$10,000 for attorney fees and costs incurred in representing the*

person for relief by executive clemency, with compensation to be paid out of the General Revenue Fund from funds appropriated to the Parole Commission.

(3) It is the intent of the Legislature that the fee prescribed under this section be the full and complete compensation for appointed private counsel. It is further the intent of the Legislature that the fee in this section be prescribed for the purpose of providing counsel with notice of the limit on the amount of compensation for representation under this section. Appointment of counsel for executive clemency under this section shall be at the board's sole discretion. The provision of counsel for relief by executive clemency under this section does not create a statutory right to counsel in such proceedings.

Section 6. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to executive clemency; amending ss. 27.51 and 27.511, F.S.; removing authority of the trial court to appoint counsel for executive clemency proceedings; amending s. 27.5303, F.S.; removing authority of the court rendering judgment imposing the death penalty to appoint counsel for executive clemency proceedings; amending s. 27.5304, F.S.; removing authority for payment to the appointed attorney for representing a defendant in an application for executive clemency after the imposition of a death sentence; creating s. 940.031, F.S.; authorizing the Board of Executive Clemency to appoint private counsel to represent a person sentenced to death in an executive clemency proceeding; authorizing compensation of up to a specified amount to the appointed attorney from the General Revenue Funds appropriated to the Parole Commission; providing legislative intent; providing an effective date.

On motion by Senator Bradley, by two-thirds vote **HB 5303** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

MOTION

On motion by Senator Bradley, the Senate having refused to pass **HB 5303** as passed by the House, acceded to the request for a conference committee.

SB 2510—A bill to be entitled An act relating to court-appointed counsel; amending s. 27.40, F.S.; eliminating the limited registry for private counsel willing to accept a flat fee; creating s. 27.401, F.S.; establishing the Cross-Circuit Conflict Representation Pilot Program in specified offices of the public defender and offices of criminal conflict and civil regional counsel; providing requirements for appointment of counsel in circuits and regions participating in the pilot program; requiring reports to be submitted by specified dates; requiring the Justice Administrative Commission to provide specified data; providing for future expiration of the pilot program; amending s. 27.5304, F.S.; increasing the statutory caps for certain flat fees in criminal cases; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, 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

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

MOTION

On motion by Senator Bradley, the House was requested to pass **SB 2510** as passed by the Senate, or agree to include the bill in the budget conference.

On motion by Senator Thrasher, by two-thirds vote **HB 5303** and **SB 2510** were ordered immediately certified to the House.

SB 2512—A bill to be entitled An act relating to Medicaid; amending s. 395.602, F.S.; revising the definition of “rural hospital”; amending s. 409.911, F.S.; updating references to data to be used for calculations under the disproportionate share program; amending s. 409.962, F.S.; revising the term “provider service network”; amending s. 409.972, F.S.; deleting a requirement relating to medically needy recipients; amending s. 409.974, F.S.; expressly providing for contracting with eligible managed care plans; revising provisions relating to procuring a provider service network in a region; providing requirements for termination of a contract with certain managed care plans; requiring the Children’s Medical Services Network to operate as a fee-for-service provider service network under certain conditions; amending s. 409.975, F.S.; deleting a requirement that a managed care plan accept certain medically needy recipients; providing effective dates.

—was read the second time by title.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 5201 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. “Bob” Ward, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Hudson—

HB 5201—A bill to be entitled An act relating to Medicaid; amending s. 409.911, F.S.; updating references to data used for calculations in the disproportionate share program; providing for continuance of Medicaid disproportionate share distributions for certain nonstate government owned or operated hospitals; providing an effective date.

—was referred to the Committee on Appropriations.

Pending further consideration of **SB 2512**, on motion by Senator Grimsley, by two-thirds vote **HB 5201** was withdrawn from the Committee on Appropriations.

On motion by Senator Grimsley, by two-thirds vote—

HB 5201—A bill to be entitled An act relating to Medicaid; amending s. 409.911, F.S.; updating references to data used for calculations in the disproportionate share program; providing for continuance of Medicaid disproportionate share distributions for certain nonstate government owned or operated hospitals; providing an effective date.

—a companion measure, was substituted for **SB 2512** and by two-thirds vote read the second time by title.

Senator Grimsley moved the following amendment which was adopted:

Amendment 1 (495936) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (e) of subsection (2) of section 395.602, Florida Statutes, is amended to read:

395.602 Rural hospitals.—

(2) DEFINITIONS.—As used in this part:

(e) “Rural hospital” means an acute care hospital licensed under this chapter, having 100 or fewer licensed beds and an emergency room, which is:

1. The sole provider within a county with a population density of *up to no greater than* 100 persons per square mile;

2. An acute care hospital, in a county with a population density of *up to no greater than* 100 persons per square mile, which is at least 30 minutes of travel time, on normally traveled roads under normal traffic conditions, from any other acute care hospital within the same county;

3. A hospital supported by a tax district or subdistrict whose boundaries encompass a population of *up to* 100 persons ~~or fewer~~ per square mile;

4. *A hospital classified as a sole community hospital under 42 C.F.R. s. 412.92 which has up to 340 licensed beds* ~~A hospital in a constitutional charter county with a population of over 1 million persons that has imposed a local option health service tax pursuant to law and in an area that was directly impacted by a catastrophic event on August 24, 1992, for which the Governor of Florida declared a state of emergency pursuant to chapter 125, and has 120 beds or less that serves an agricultural community with an emergency room utilization of no less than 20,000 visits and a Medicaid inpatient utilization rate greater than 15 percent;~~

5. A hospital with a service area that has a population of *up to* 100 persons ~~or fewer~~ per square mile. As used in this subparagraph, the term “service area” means the fewest number of zip codes that account for 75 percent of the hospital’s discharges for the most recent 5-year period, based on information available from the hospital inpatient discharge database in the Florida Center for Health Information and Policy Analysis at the agency; or

6. A hospital designated as a critical access hospital, as defined in s. 408.07.

Population densities used in this paragraph must be based upon the most recently completed United States census. A hospital that received funds under s. 409.9116 for a quarter beginning no later than July 1, 2002, is deemed to have been and shall continue to be a rural hospital from that date through June 30, 2015, if the hospital continues to have *up to* 100 ~~or fewer~~ licensed beds and an emergency room, ~~or meets the criteria of subparagraph 4.~~ An acute care hospital that has not previously been designated as a rural hospital and that meets the criteria of this paragraph shall be granted such designation upon application, including supporting documentation, to the agency. A hospital that was licensed as a rural hospital during the 2010-2011 or 2011-2012 fiscal year shall continue to be a rural hospital from the date of designation through June 30, 2015, if the hospital continues to have *up to* 100 ~~or fewer~~ licensed beds and an emergency room.

Section 2. Paragraph (a) of subsection (2) of section 409.911, Florida Statutes, is amended to read:

409.911 Disproportionate share program.—Subject to specific allocations established within the General Appropriations Act and any limitations established pursuant to chapter 216, the agency shall distribute, pursuant to this section, moneys to hospitals providing a disproportionate share of Medicaid or charity care services by making quarterly Medicaid payments as required. Notwithstanding the provisions of s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients.

(2) The Agency for Health Care Administration shall use the following actual audited data to determine the Medicaid days and charity care to be used in calculating the disproportionate share payment:

(a) The average of the ~~2006, 2007, and 2008~~ ~~2005, 2006, and 2007~~ audited disproportionate share data to determine each hospital’s Medicaid days and charity care for the ~~2014-2015~~ ~~2013-2014~~ state fiscal year.

Section 3. Subsection (13) of section 409.962, Florida Statutes, is amended to read:

409.962 Definitions.—As used in this part, except as otherwise specifically provided, the term:

(13) “Provider service network” means an entity qualified pursuant to s. 409.912(4)(d) of which a controlling interest is owned by a health care provider, or group of ~~affiliated~~ ~~providers~~ *affiliated for the purpose of providing health care*, or a public agency or entity that delivers health services. Health care providers include Florida-licensed health care ~~practitioners~~ ~~professionals~~ or licensed health care facilities, federally qualified health care centers, and home health care agencies.

Section 4. Effective upon this act becoming a law, section 409.972, Florida Statutes, is amended to read:

409.972 Mandatory and voluntary enrollment.—

~~(1) Persons eligible for the program known as “medically needy” pursuant to s. 409.904(2) shall enroll in managed care plans. Medically needy recipients shall meet the share of the cost by paying the plan premium, up to the share of the cost amount, contingent upon federal approval.~~

~~(1)(2)~~ The following Medicaid-eligible persons are exempt from mandatory managed care enrollment required by s. 409.965, and may voluntarily choose to participate in the managed medical assistance program:

(a) Medicaid recipients who have other creditable health care coverage, excluding Medicare.

(b) Medicaid recipients residing in residential commitment facilities operated through the Department of Juvenile Justice or mental health treatment facilities as defined by s. 394.455(32).

(c) Persons eligible for refugee assistance.

(d) Medicaid recipients who are residents of a developmental disability center, including Sunland Center in Marianna and Tacachale in Gainesville.

(e) Medicaid recipients enrolled in the home and community based services waiver pursuant to chapter 393, and Medicaid recipients waiting for waiver services.

~~(f)~~ *Medicaid recipients residing in a group home facility licensed under chapter 393.*

~~(2)(3)~~ Persons eligible for Medicaid but exempt from mandatory participation who do not choose to enroll in managed care shall be served in the Medicaid fee-for-service program as provided ~~under~~ ~~in~~ part III of this chapter.

~~(3)(4)~~ The agency shall seek federal approval to require Medicaid recipients enrolled in managed care plans, as a condition of Medicaid

eligibility, to pay the Medicaid program a share of the premium of \$10 per month.

Section 5. Subsection (1) of section 409.974, Florida Statutes, is amended to read:

409.974 Eligible plans.—

(1) **ELIGIBLE PLAN SELECTION.**—The agency shall select *and contract with* eligible plans through the procurement process described in s. 409.966. The agency shall notice invitations to negotiate by ~~no later than~~ January 1, 2013.

(a) The agency shall procure *and contract with* two plans for Region 1. At least one plan shall be a provider service network if any provider service networks submit a responsive bid.

(b) The agency shall procure *and contract with* two plans for Region 2. At least one plan shall be a provider service network if any provider service networks submit a responsive bid.

(c) The agency shall procure *and contract with* at least three plans and up to five plans for Region 3. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(d) The agency shall procure *and contract with* at least three plans and up to five plans for Region 4. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(e) The agency shall procure *and contract with* at least two plans and up to four plans for Region 5. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(f) The agency shall procure *and contract with* at least four plans and up to seven plans for Region 6. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(g) The agency shall procure *and contract with* at least three plans and up to six plans for Region 7. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(h) The agency shall procure *and contract with* at least two plans and up to four plans for Region 8. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(i) The agency shall procure *and contract with* at least two plans and up to four plans for Region 9. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(j) The agency shall procure *and contract with* at least two plans and up to four plans for Region 10. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(k) The agency shall procure *and contract with* at least five plans and up to 10 plans for Region 11. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

If no provider service network submits a responsive bid, the agency shall procure ~~up to no more than~~ one less than the maximum number of eligible plans permitted in that region ~~and, within the next 12 months after the initial invitation to negotiate, shall issue an invitation to negotiate in order the agency shall attempt~~ to procure *and contract with* a provider service network. *In a region in which the agency has contracted with only one provider service network and changes in the ownership or business structure of the network result in the network no longer meeting the definition of a provider service network under s. 409.962, the agency must, within the next 12 months, terminate the contract, provide shall notice of another invitation to negotiate, and procure and contract only with a provider service network in that region networks in those regions where no provider service network has been selected.*

Section 6. Effective upon this act becoming a law, subsection (4) of section 409.974, Florida Statutes, is amended to read:

409.974 Eligible plans.—

(4) **CHILDREN'S MEDICAL SERVICES NETWORK.**— Participation by the Children's Medical Services Network shall be pursuant to a single, statewide contract with the agency that is not subject to the procurement requirements or regional plan number limits of this section. *Following the successful completion of a readiness review, the Children's Medical Services Network shall operate as a fee-for-service provider service network with periodic reconciliations until July 1 of the fiscal year following the date on which the network qualifies to operate as a prepaid plan. While operating as a fee-for-service provider service network, the Children's Medical Services Network shall use the agency's third-party administrator for paying claims and related duties. The Children's Medical Services Network must meet all other plan requirements for the managed medical assistance program.*

Section 7. Effective upon this act becoming a law, subsection (7) of section 409.975, Florida Statutes, is amended to read:

409.975 Managed care plan accountability.—In addition to the requirements of s. 409.967, plans and providers participating in the managed medical assistance program shall comply with the requirements of this section.

~~(7) **MEDICALLY NEEDED ENROLLEES.**— Each managed care plan must accept any medically needy recipient who selects or is assigned to the plan and provide that recipient with continuous enrollment for 12 months. After the first month of qualifying as a medically needy recipient and enrolling in a plan, and contingent upon federal approval, the enrollee shall pay the plan a portion of the monthly premium equal to the enrollee's share of the cost as determined by the department. The agency shall pay any remaining portion of the monthly premium. Plans are not obligated to pay claims for medically needy patients for services provided before enrollment in the plan. Medically needy patients are responsible for payment of incurred claims that are used to determine eligibility. Plans must provide a grace period of at least 90 days before disenrolling recipients who fail to pay their shares of the premium.~~

Section 8. 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, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to Medicaid; amending s. 395.602, F.S.; revising the definition of "rural hospital"; amending s. 409.911, F.S.; updating references to data to be used for calculations under the disproportionate share program; amending s. 409.962, F.S.; revising the term "provider service network"; amending s. 409.972, F.S.; deleting a requirement relating to medically needy recipients; amending s. 409.974, F.S.; expressly providing for contracting with eligible managed care plans; revising provisions relating to procuring a provider service network in a region; providing requirements for termination of a contract with certain managed care plans; requiring the Children's Medical Services Network to operate as a fee-for-service provider service network under certain conditions; amending s. 409.975, F.S.; deleting a requirement that a managed care plan accept certain medically needy recipients; providing effective dates.

On motion by Senator Grimsley, by two-thirds vote **HB 5201** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Latvala
Abruzzo	Evers	Lee
Altman	Flores	Legg
Bean	Galvano	Montford
Bradley	Garcia	Negron
Brandes	Gardiner	Richter
Braynon	Gibson	Ring
Bullard	Grimsley	Sachs
Clemens	Hays	Simmons
Dean	Hukill	Simpson
Detert	Joyner	Smith

Sobel Stargel Thrasher
Soto Thompson

Nays—None

Vote after roll call:

Yea—Margolis

DISCLOSURE

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **HB 5001**, **HB 5003**, **HB 5201**, and **HB 5203** which come before the Senate for a vote on April 3, 2014.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

MOTION

On motion by Senator Grimsley, the Senate having refused to pass **HB 5201** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Thrasher, by two-thirds vote **HB 5201** was ordered immediately certified to the House.

SB 2514—A bill to be entitled An act relating to bicycle and pedestrian ways; amending s. 335.065, F.S.; authorizing the Department of Transportation to use appropriated funds for the establishment of a statewide system of interconnected multiuse trails; prioritizing projects for funding; requiring funded projects to be included in the department's work program; providing that the department is not responsible for or obligated to provide funds for the operation and maintenance of any such project; providing an effective date.

—was read the second time by title. On motion by Senator Gardiner, by two-thirds vote **SB 2514** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Richter
Abruzzo	Galvano	Ring
Altman	Garcia	Sachs
Bean	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Montford	
Evers	Negron	

Nays—None

Vote after roll call:

Yea—Lee

MOTION

On motion by Senator Gardiner, the House was requested to pass **SB 2514** as passed by the Senate, or agree to include the bill in the budget conference.

On motion by Senator Thrasher, by two-thirds vote **SB 2514** was ordered immediately certified to the House.

SB 852—A bill to be entitled An act relating to education; prohibiting a student from taking certain local assessments during a specified time; providing exceptions for certain examinations; providing an effective date.

—was read the second time by title.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed **HB 5101**, as amended, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Education Appropriations Subcommittee and Representative(s) Fresen—

HB 5101—A bill to be entitled An act relating to education funding; amending s. 1001.271, F.S.; establishing the Florida Information Resource Network according to specified requirements; providing for school district use of the network and requirements for compliance; amending ss. 1001.64 and 1001.65, F.S.; correcting cross-references; repealing s. 1002.31(9), F.S., relating to the calculation for compliance with maximum class size for a school or program that is a public school of choice under the controlled open enrollment program; amending s. 1002.32, F.S.; revising eligibility requirements for developmental research schools to receive sparsity supplement funds; amending s. 1002.33, F.S.; revising requirements for charter school compliance with maximum class size requirements; amending s. 1002.39, F.S.; providing that the John M. McKay Scholarship amount is not subject to a specified maximum value for funding; amending s. 1002.451, F.S.; revising requirements for district innovation school of technology compliance with maximum class size requirements; amending s. 1003.01, F.S.; removing certain courses from the definition of the term "core-curricula courses" as the term relates to maximum class size requirements; amending s. 1003.03, F.S.; requiring the Department of Education to make an annual determination relating to maximum class size compliance; calculating a school district's class size categorical allocation reduction at the school average when maximum class size requirements are not met; revising the calculation; amending s. 1003.436, F.S.; correcting a cross-reference; amending s. 1004.32, F.S.; revising the mission and goals of New College of Florida; providing for a master's degree program in data science and analytics at New College of Florida; amending s. 1006.29, F.S.; authorizing the department to assess and collect fees relating to the instructional materials approval process; authorizing a stipend to be paid to instructional materials reviewers; amending s. 1007.271, F.S.; providing coursework requirements for dual enrollment students; revising provisions relating to dual enrollment articulation agreements, participating postsecondary institutions, student eligibility, costs incurred by participating entities, payment, and funding; amending s. 1008.25, F.S.; correcting a cross-reference; amending s. 1009.22, F.S.; revising workforce education postsecondary tuition and out-of-state student fees; amending s. 1009.23, F.S.; revising Florida College System institution tuition and out-of-state student fees; amending s. 1009.24, F.S.; revising state university resident undergraduate tuition; amending s. 1009.286, F.S.; revising provisions relating to the excess hour surcharge; amending s. 1009.98, F.S.; revising provisions relating to advance payment contracts and payment to a state university on behalf of a qualified beneficiary; amending s. 1011.61, F.S.; providing that the scholarship amount paid to a student enrolled in the John M. McKay Scholarships for Students with Disabilities Program is not subject to a specified maximum value for funding; amending s. 1011.62, F.S.; revising provisions relating to dual enrollment instruction provided by eligible independent colleges and universities; providing for student access to dual enrollment; creating a technology supplemental allocation and providing for use of

the funds; amending s. 1011.80, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

Pending further consideration of **SB 852**, on motion by Senator Galvano, by two-thirds vote **HB 5101** was withdrawn from the Committee on Appropriations.

On motion by Senator Galvano, by two-thirds vote—

HB 5101—A bill to be entitled An act relating to education funding; amending s. 1001.271, F.S.; establishing the Florida Information Resource Network according to specified requirements; providing for school district use of the network and requirements for compliance; amending ss. 1001.64 and 1001.65, F.S.; correcting cross-references; repealing s. 1002.31(9), F.S., relating to the calculation for compliance with maximum class size for a school or program that is a public school of choice under the controlled open enrollment program; amending s. 1002.32, F.S.; revising eligibility requirements for developmental research schools to receive sparsity supplement funds; amending s. 1002.33, F.S.; revising requirements for charter school compliance with maximum class size requirements; amending s. 1002.39, F.S.; providing that the John M. McKay Scholarship amount is not subject to a specified maximum value for funding; amending s. 1002.451, F.S.; revising requirements for district innovation school of technology compliance with maximum class size requirements; amending s. 1003.01, F.S.; removing certain courses from the definition of the term “core-curricula courses” as the term relates to maximum class size requirements; amending s. 1003.03, F.S.; requiring the Department of Education to make an annual determination relating to maximum class size compliance; calculating a school district’s class size categorical allocation reduction at the school average when maximum class size requirements are not met; revising the calculation; amending s. 1003.436, F.S.; correcting a cross-reference; amending s. 1004.32, F.S.; revising the mission and goals of New College of Florida; providing for a master’s degree program in data science and analytics at New College of Florida; amending s. 1006.29, F.S.; authorizing the department to assess and collect fees relating to the instructional materials approval process; authorizing a stipend to be paid to instructional materials reviewers; amending s. 1007.271, F.S.; providing coursework requirements for dual enrollment students; revising provisions relating to dual enrollment articulation agreements, participating postsecondary institutions, student eligibility, costs incurred by participating entities, payment, and funding; amending s. 1008.25, F.S.; correcting a cross-reference; amending s. 1009.22, F.S.; revising workforce education postsecondary tuition and out-of-state student fees; amending s. 1009.23, F.S.; revising Florida College System institution tuition and out-of-state student fees; amending s. 1009.24, F.S.; revising state university resident undergraduate tuition; amending s. 1009.286, F.S.; revising provisions relating to the excess hour surcharge; amending s. 1009.98, F.S.; revising provisions relating to advance payment contracts and payment to a state university on behalf of a qualified beneficiary; amending s. 1011.61, F.S.; providing that the scholarship amount paid to a student enrolled in the John M. McKay Scholarships for Students with Disabilities Program is not subject to a specified maximum value for funding; amending s. 1011.62, F.S.; revising provisions relating to dual enrollment instruction provided by eligible independent colleges and universities; providing for student access to dual enrollment; creating a technology supplemental allocation and providing for use of the funds; amending s. 1011.80, F.S.; correcting a cross-reference; providing an effective date.

—a companion measure, was substituted for **SB 852** and by two-thirds vote read the second time by title.

Senator Galvano moved the following amendment which was adopted:

Amendment 1 (324342) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (6) is added to section 215.61, Florida Statutes, to read:

215.61 State system of public education capital outlay bonds.—

(6) Pursuant to s. 9(a)(2), Art. XII of the State Constitution and s. 203.01(1)(c)2., all revenues collected from gross receipts taxes are deposited into the Public Education Capital Outlay and Debt Service Trust

Fund. Such revenues deposited into the trust fund are pledged and required to first be used for the payment of principal and interest on bonds secured by gross receipts tax revenues as provided in s. 9(a)(2), Art. XII of the State Constitution. The State Board of Education shall at least once per month, from gross receipts tax revenues available in the Public Education Capital Outlay and Debt Service Trust Fund, deposit into a separate account within such trust fund one-sixth of the amount due on the next interest payment date and one-twelfth of the amount due on the next principal payment date for all outstanding bonds secured by a pledge of gross receipts taxes. If there are insufficient funds to make the required deposit, the State Board of Education shall deposit an amount equal to the funds available into the separate account and in the following month, add an amount equal to the previous month’s shortfall to the required deposit. The State Board of Education shall transfer funds deposited into the separate account to the State Board of Administration, as the trustee for bondholders, by the 20th day of the month before a principal or interest payment on bonds issued pursuant to s. 9(a)(2), Art. XII of the State Constitution is due.

Section 2. On or before June 30, 2014, the State Board of Education shall transfer two-sixths of the amount due on the next interest payment date and two-twelfths of the amount due on the next principal payment date for all outstanding bonds issued pursuant to s. 9(a)(2), Art. XII of the State Constitution from cash balances in the Public Education Capital Outlay and Debt Service Trust Fund, to the separate account within the trust fund provided for in s. 215.61(6), Florida Statutes, to be reserved for the payment of debt service due on the outstanding bonds.

Section 3. Subsection (15) of section 1001.03, Florida Statutes, is amended to read:

1001.03 Specific powers of State Board of Education.—

(15) FLORIDA COLLEGE SYSTEM INSTITUTION BACCALAUREATE DEGREE PROGRAMS.—The State Board of Education shall provide for the review and approval of proposals by Florida College System institutions to offer baccalaureate degree programs pursuant to s. 1007.33. A Florida College System institution, as defined in s. 1000.21, that is approved to offer baccalaureate degrees pursuant to s. 1007.33 remains under the authority of the State Board of Education and the Florida College System institution’s board of trustees. *The State Board of Education may not approve Florida College System institution baccalaureate degree program proposals from March 31, 2014, through May 31, 2015.*

Section 4. Subsection (4) of section 1007.33, Florida Statutes, is amended to read:

1007.33 Site-determined baccalaureate degree access.—

(4) A Florida College System institution may:

(a) Offer specified baccalaureate degree programs through formal agreements between the Florida College System institution and other regionally accredited postsecondary educational institutions pursuant to s. 1007.22.

(b) Offer baccalaureate degree programs that were authorized by law prior to July 1, 2009.

(c) Beginning July 1, 2009, establish a first or subsequent baccalaureate 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, 2009, the Board of Trustees of the St. Petersburg College is authorized to establish one or more bachelor of applied science degree programs based on an analysis of workforce needs in Pinellas, Pasco, and Hernando Counties and other counties approved by the Department of Education. For each program selected, St. Petersburg College must offer a related associate in science or associate in applied science degree program, and the baccalaureate degree level program must be designed to articulate fully with at least one associate in science degree program. The college is encouraged to develop articulation agreements for enrollment of graduates of related associate in applied science degree programs. The Board of Trustees of the St. Petersburg College is authorized to establish additional baccalaureate degree programs if it determines a program is warranted and feasible based on

each of the factors in paragraph (5)(d). *However, the Board of Trustees of the St. Petersburg College may not establish any new baccalaureate degree programs from March 31, 2014, through May 31, 2015.* Prior to developing or proposing a new baccalaureate degree program, St. Petersburg College shall engage in need, demand, and impact discussions with the state university in its service district and other local and regional, accredited postsecondary providers in its region. Documentation, data, and other information from inter-institutional discussions regarding program need, demand, and impact shall be provided to the college's board of trustees to inform the program approval process. Employment at St. Petersburg College is governed by the same laws that govern Florida College System institutions, except that upper-division faculty are eligible for continuing contracts upon the completion of the fifth year of teaching. Employee records for all personnel shall be maintained as required by s. 1012.81.

Section 5. Paragraph (d) of subsection (3) of section 1009.22, Florida Statutes, is amended to read:

1009.22 Workforce education postsecondary student fees.—

(3)

(d) Beginning with the 2008-2009 fiscal year and *in the fall semester of each year thereafter, the rate for the tuition and the out-of-state fee per contact hour shall be increase at the beginning of each fall semester at a rate equal to inflation, unless otherwise provided in the General Appropriations Act. If the rate is not provided in the General Appropriations Act The Office of Economic and Demographic Research shall report the rate of inflation to the President of the Senate, the Speaker of the House of Representatives, the Governor, and the State Board of Education each year prior to March 1. For purposes of this paragraph, the rate of inflation shall be defined as the rate of the 12-month percentage change in the Consumer Price Index for All Urban Consumers, U.S. City Average, All Items, or successor reports as reported by the United States Department of Labor, Bureau of Labor Statistics, or its successor for December of the previous year. In the event the percentage change is negative, the tuition and out-of-state fee must shall* remain at the same level as the prior fiscal year.

Section 6. Paragraph (c) of subsection (3) of section 1009.23, Florida Statutes, is amended to read:

1009.23 Florida College System institution student fees.—

(3)

(c) Beginning with the 2008-2009 fiscal year and *in the fall semester of each year thereafter, the rate for the tuition and the out-of-state fee shall be increase at the beginning of each fall semester at a rate equal to inflation, unless otherwise provided in the General Appropriations Act. If the rate is not provided in the General Appropriations Act The Office of Economic and Demographic Research shall report the rate of inflation to the President of the Senate, the Speaker of the House of Representatives, the Governor, and the State Board of Education each year prior to March 1. For purposes of this paragraph, the rate of inflation shall be defined as the rate of the 12-month percentage change in the Consumer Price Index for All Urban Consumers, U.S. City Average, All Items, or successor reports as reported by the United States Department of Labor, Bureau of Labor Statistics, or its successor for December of the previous year. In the event the percentage change is negative, the tuition and the out-of-state fee per credit hour must shall* remain at the same levels as the prior fiscal year.

Section 7. Paragraph (b) of subsection (4) and paragraph (b) of subsection (16) of section 1009.24, Florida Statutes, are amended to read:

1009.24 State university student fees.—

(4)

(b) Beginning with the 2008-2009 fiscal year and *in the fall semester of each year thereafter, the rate for the resident undergraduate tuition per credit hour shall be increase at the beginning of each fall semester at a rate equal to inflation, unless otherwise provided in the General Appropriations Act. If the rate is not provided in the General Appropriations Act The Office of Economic and Demographic Research shall report the rate of inflation to the President of the Senate, the Speaker of the House of Representatives, the Governor, and the Board of Governors each year*

prior to March 1. For purposes of this paragraph, the rate of inflation shall be defined as the rate of the 12-month percentage change in the Consumer Price Index for All Urban Consumers, U.S. City Average, All Items, or successor reports as reported by the United States Department of Labor, Bureau of Labor Statistics, or its successor for December of the previous year. In the event the percentage change is negative, the resident undergraduate tuition must shall remain at the same level as the prior fiscal year.

(16) Each university board of trustees may establish a tuition differential for undergraduate courses upon receipt of approval from the Board of Governors. The tuition differential *must shall* promote improvements in the quality of undergraduate education and shall provide financial aid to undergraduate students who exhibit financial need.

(b) Each tuition differential is subject to the following conditions:

1. The tuition differential may be assessed on one or more undergraduate courses or on all undergraduate courses at a state university.

2. The tuition differential may vary by course or courses, campus or center location, and by institution. Each university board of trustees shall strive to maintain and increase enrollment in degree programs related to math, science, high technology, and other state or regional high-need fields when establishing tuition differentials by course.

3. For each state university that has total research and development expenditures for all fields of at least \$100 million per year as reported annually to the National Science Foundation, the aggregate sum of tuition and the tuition differential may not be increased by more than 6 15 percent of the total charged for the aggregate sum of these fees in the preceding fiscal year. For each state university that has total research and development expenditures for all fields of less than \$100 million per year as reported annually to the National Science Foundation, the aggregate sum of tuition and the tuition differential may not be increased by more than 6 15 percent of the total charged for the aggregate sum of these fees in the preceding fiscal year.

4. The aggregate sum of undergraduate tuition and fees per credit hour, including the tuition differential, may not exceed the national average of undergraduate tuition and fees at 4-year degree-granting public postsecondary educational institutions.

5. The tuition differential *may shall* not be included in any award under the Florida Bright Futures Scholarship Program established pursuant to ss. 1009.53-1009.538.

6. Beneficiaries having prepaid tuition contracts pursuant to s. 1009.98(2)(b) which were in effect on July 1, 2007, and which remain in effect, are exempt from the payment of the tuition differential.

7. The tuition differential may not be charged to any student who was in attendance at the university before July 1, 2007, and who maintains continuous enrollment.

8. The tuition differential may be waived by the university for students who meet the eligibility requirements for the Florida public student assistance grant established in s. 1009.50.

9. Subject to approval by the Board of Governors, the tuition differential authorized pursuant to this subsection may take effect with the 2009 fall term.

Section 8. Subsection (1) and paragraph (a) of subsection (2) of section 1009.55, Florida Statutes, are amended to read:

1009.55 Rosewood Family Scholarship Program.—

(1) There is created a Rosewood Family Scholarship Program for the direct descendants of the Rosewood families, not to exceed 50 25 scholarships per year.

(2) The Rosewood Family Scholarship Program shall be administered by the Department of Education. The State Board of Education shall adopt rules for administering this program which shall at a minimum provide for the following:

(a) The annual award to a student shall be up to \$6,100 \$4,000 but should not exceed an amount in excess of tuition and registration fees.

Section 9. Section 1009.893, Florida Statutes, is created to read:

1009.893 *Florida National Merit Scholar Incentive Program.*—

(1) *As used in this section, the term:*

(a) “Department” means the Department of Education.

(b) “Incentive program” means the Florida National Merit Scholar Incentive Program.

(2) *The Florida National Merit Scholar Incentive Program is created to reward any Florida high school graduate who receives recognition as a National Merit Scholar or National Achievement Scholar and who initially enrolls in the 2014-2015 academic year, or later, in a degree program, certificate program, or applied technology program at an eligible Florida public or independent postsecondary educational institution.*

(3) *The department shall administer the incentive program according to rules and procedures established by the State Board of Education. The department shall advertise the availability of the incentive program and notify students, teachers, parents, certified school counselors, and principals or other relevant school administrators of the criteria and application procedures.*

(4) *In order to be eligible for an award under the incentive program, a student must:*

(a) *Be a state resident as defined in s. 1009.40 and rules of the State Board of Education.*

(b) *Earn a standard Florida high school diploma or its equivalent pursuant to s. 1003.428, s. 1003.4281, s. 1003.4282, or s. 1003.435 unless:*

1. *The student completes a home education program according to s. 1002.41; or*

2. *The student earns a high school diploma from a non-Florida school while living with a parent or guardian who is on military or public service assignment away from this state.*

(c) *Be accepted by and enroll in a Florida public or independent postsecondary educational institution that meets the eligibility requirements specified in s. 1009.533.*

(d) *Be enrolled for at least 6 semester credit hours or the equivalent in quarter hours or clock hours.*

(5)(a) *An eligible student who is a National Merit Scholar or National Achievement Scholar and who attends a public postsecondary educational institution must receive an incentive award equal to the institutional cost of attendance minus the sum of the student’s Florida Bright Futures Scholarship and National Merit Scholarship or National Achievement Scholarship.*

(b) *An eligible student who is a National Merit Scholar or National Achievement Scholar and who attends an independent postsecondary educational institution must receive an incentive award equal to the highest cost of attendance at a Florida public university, as reported by the Board of Governors of the State University System, minus the sum of the student’s Florida Bright Futures Scholarship and National Merit Scholarship or National Achievement Scholarship.*

(6)(a) *To be eligible for a renewal award, a student must meet the renewal requirements for the Florida Bright Futures Scholarship Program set forth in s. 1009.532(1)(a) and for the Florida Academic Scholars award set forth in s. 1009.534(3).*

(b) *A student may receive the incentive award for a maximum of 100 percent of the number of credit hours required to complete an associate degree program or a baccalaureate degree program or receive an award for a maximum of 100 percent of the credit hours or clock hours required to complete up to 90 credit hours of a program that terminates in a career certificate.*

(7) *The department shall annually issue awards from the incentive program. Before the registration period each semester, the department shall transmit payment for each award to the president or director of the postsecondary educational institution, or his or her representative, except*

that the department may withhold payment if the receiving institution fails to report or to make refunds to the department as required in this section.

(a) *Each institution shall certify to the department the eligibility status of each student to receive a disbursement within 30 days before the end of its regular registration period, inclusive of a drop and add period. An institution is not required to reevaluate the student eligibility after the end of the drop and add period.*

(b) *An institution that receives funds from the incentive program must certify to the department the amount of funds disbursed to each student and remit to the department any undisbursed advances within 60 days after the end of regular registration.*

(c) *If funds appropriated are not adequate to provide the maximum allowable award to each eligible student, awards must be prorated using the same percentage reduction.*

(8) *Funds from any award within the incentive program may not be used to pay for remedial coursework or developmental education.*

(9) *A student may use an award for a summer term if funds are available and appropriated by the Legislature.*

(10) *Funds appropriated by the Legislature for the incentive program awards may be deposited into the State Student Financial Assistance Trust Fund. Notwithstanding s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the incentive program must remain in the incentive program and shall be available for carrying out the purposes of this section. The department shall allocate funds to the appropriate institutions and collect and maintain data regarding the incentive program within the student financial assistance database as specified in s. 1009.94.*

(11) *The State Board of Education shall adopt rules necessary to administer this section.*

(12) *Subsection (4) of s. 1009.40 does not apply to awards issued under this section.*

Section 10. Section 1002.385, Florida Statutes, is created to read:

1002.385 *Florida Personal Learning Scholarship Accounts.*—

(1) **ESTABLISHMENT OF PROGRAM.**—*The Florida Personal Learning Scholarship Accounts is established to provide the option for a parent to better meet the individual educational needs of his or her eligible child.*

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

(a) “Agency” means the Agency for Persons with Disabilities.

(b) “Approved provider” means a provider approved by the Agency for Persons with Disabilities, a health care practitioner as defined in s. 456.001(4), or a provider approved by the Department of Education pursuant to s. 1002.66.

(c) “Curriculum” means a complete course of study for a particular content area or grade level, including any required supplemental materials.

(d) “Disability” means, for a student in kindergarten to grade 12, autism, as defined in s. 393.063(3); cerebral palsy, as defined in s. 393.063(4); Down syndrome, as defined in s. 393.063(13); an intellectual disability, as defined in s. 393.063(21); Prader-Willi syndrome, as defined in s. 393.063(25); Spina bifida, as defined in s. 393.063(36); for a student in kindergarten, being a high-risk child, as defined in s. 393.063(20)(a); or Williams syndrome.

(e) “Eligible postsecondary educational institution” means a Florida College System institution, a state university, a school district technical center, a school district adult general education center, or an accredited nonpublic postsecondary educational institution, as defined in s. 1005.02, which is licensed to operate in the state pursuant to requirements specified in part III of chapter 1005.

(f) “Eligible private school” means a private school, as defined in s. 1002.01, which is located in this state, which offers an education to students in any grade from kindergarten to grade 12, and which meets the requirements of:

1. Sections 1002.42 and 1002.421; and
2. A scholarship program under s. 1002.39 or s. 1002.395, as applicable, if the private school participates in a scholarship program under s. 1002.39 or s. 1002.395.

(g) “ILSP” means an individual learning services plan that is developed for a student who participates in the program.

(h) “Parent” means a resident of this state who is a parent, as defined in s. 1000.21.

(i) “Program” means the Florida Personal Learning Scholarship Accounts established in this section.

(3) **PROGRAM ELIGIBILITY.**—A parent of a student with a disability may request and receive from the state a Florida personal learning scholarship account for the purposes specified in subsection (5) if:

- (a) The student:
1. Is a resident of this state;
 2. Is eligible to enroll in kindergarten through grade 12 in a public school in this state;
 3. Has a disability as defined in paragraph (2)(d) and meets the agency’s eligibility criteria;
 4. Has an ILSP developed by the agency in consultation with the parent and written in accordance with rules of the Agency for Persons with Disabilities; and
 5. Complies with regular school attendance pursuant to s. 1003.01(13); and

(b) The parent has applied to the agency to participate in the program by February 1 prior to the school year in which the student will participate or an alternate date adopted by the agency in rule for any vacant, funded slots. The request must be communicated directly to the agency in a manner that creates a written or electronic record of the request and the date of receipt of the request. The agency must notify the school district and the Department of Education of the parent’s intent upon receipt of the parent’s request.

(4) **PROGRAM PROHIBITIONS.**—A student is not eligible for the program if:

- (a) The student or student’s parent has accepted any payment, refund, or rebate, in any manner, from a provider of any services received pursuant to subsection (5);
- (b) The student’s participation in the program has been denied or revoked by the executive director of the Agency for Persons with Disabilities pursuant to subsection (10); or
- (c) The student’s parent has forfeited participation in the program for failure to comply with requirements pursuant to subsection (11).

(5) **AUTHORIZED USES OF PROGRAM FUNDS.**—Program funds may be spent for the following purposes, according to the goals and objectives identified in the student’s ILSP:

- (a) Instructional materials, including digital devices, digital peripheral devices, and assistive technology devices that allow a student to access instruction or instructional content.
- (b) Curriculum as defined in paragraph (2)(c).
- (c) Specialized services by approved providers that are selected by the parent and specified in the student’s ILSP. These specialized services may include, but are not limited to:
1. Applied behavior analysis services as provided in ss. 627.6686 and 641.31098.

2. Services provided by speech-language pathologists as defined in s. 468.1125.

3. Occupational therapy services as defined in s. 468.203.
4. Services provided by physical therapists as defined in s. 486.021.
5. Services provided by listening and spoken language specialists and an appropriate acoustical environment for a child who is deaf or hard of hearing and who has received an implant or assistive hearing device.

(d) Enrollment in, or tuition or fees associated with enrollment in, an eligible private school, an eligible postsecondary educational institution, a private tutoring program authorized under s. 1002.43, a virtual program offered by a department-approved private online provider that meets the provider qualifications specified in s. 1002.45(2)(a), or an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

(e) Fees for nationally standardized, norm-referenced achievement tests, Advanced Placement examinations, industry certification examinations, assessments related to postsecondary education, or other assessments specified in the student’s ILSP.

(f) Contributions to a Coverdell education savings established pursuant to 26 U.S.C. s. 530 of the Internal Revenue Code for the benefit of the eligible student.

(g) Contributions to the Stanley G. Tate Florida Prepaid College Program pursuant to s. 1009.98, for the benefit of the eligible student.

(h) Contracted services provided by a public school or school district, including classes for the services specified in the ILSP or additional services. A student who receives services under a contract under this paragraph shall not be considered to be enrolled in a public school for eligibility purposes as specified in subsection (3).

A specialized service provider, eligible private school, eligible postsecondary educational institution, private tutoring program provider, online or virtual program provider, public school, school district, or other entity receiving payments pursuant to this subsection may not share, refund, or rebate any moneys from a Florida personal learning scholarship account with the parent or participating student in any manner.

(6) **TERM OF THE PROGRAM.**—For purposes of continuity of educational choice, the program payments made under this section shall remain in force until a student participating in the program participates in any of the prohibited activities specified in subsection (4), has funds revoked by the agency pursuant to subsection (10), graduates from high school, or reaches 22 years of age, whichever occurs first.

(7) **SCHOOL DISTRICT OBLIGATIONS.**—The school district retains all current duties, authority, and responsibilities as specified in the Florida K-20 Education Code.

(8) **DEPARTMENT OF EDUCATION OBLIGATIONS.**—The department shall:

(a) Maintain a list of eligible private schools as defined in paragraph (2)(f) and private tutoring programs pursuant to s. 1002.43.

(b) Compare the list of students participating in the program with the public school enrollment lists before each program payment to avoid duplicate payments.

The department retains all current duties, authority, and responsibilities as specified in the Florida K-20 Education Code.

(9) **COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.**—The Commissioner of Education retains all current duties, authority, and responsibilities as specified in the Florida K-20 Education Code.

(10) **AUTHORITY AND OBLIGATIONS OF THE EXECUTIVE DIRECTOR OF THE AGENCY FOR PERSONS WITH DISABILITIES.**—

- (a) The executive director:

1. Shall deny, suspend, or revoke a student's participation in the program if the health, safety, or welfare of the student is threatened or fraud is suspected.

2. Shall deny, suspend, or revoke an authorized use of program funds if the health, safety, or welfare of the student is threatened or fraud is suspected.

3. May deny, suspend, or revoke an authorized use of program funds for material failure to comply with this section and applicable agency rules if the noncompliance is correctable within a reasonable period of time. Otherwise, the executive director shall deny, suspend, or revoke an authorized use for failure to materially comply with the law and rules adopted under this section.

4. Shall require compliance by the appropriate party by a date certain for all nonmaterial failures to comply with this section and applicable agency rules. The executive director may deny, suspend, or revoke program participation under this section thereafter.

(b) In determining whether to deny, suspend, or revoke in accordance with this subsection, the executive director may consider factors that include, but are not limited to, acts or omissions by a participating entity which led to a previous denial or revocation of participation in an education scholarship program under this chapter; failure to reimburse the agency for program funds improperly received or retained by the entity; imposition of a prior criminal sanction related to the entity or its officers or employees; imposition of a civil fine or administrative fine, license revocation or suspension, or program eligibility suspension, termination, or revocation related to an entity's management or operation; or other types of criminal proceedings in which the entity or its officers or employees were found guilty of, regardless of adjudication, or entered a plea of *nolo contendere* or guilty to, any offense involving fraud, deceit, dishonesty, or moral turpitude.

(11) **PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.**—A parent who applies for program participation under this section is exercising his or her parental option to determine the appropriate placement or services that best meet the needs of his or her student. To enroll an eligible student in the program, the parent must sign an agreement with the agency and annually submit a notarized, sworn compliance statement to the agency to:

(a) Affirm that the student is enrolled in a school or program that meets minimum student attendance requirements as provided in s. 1003.21.

(b) Comply with the ILSP and use the program funds only for authorized purposes to meet the student's goals and objectives in the ILSP as described in subsection (2).

(c) Provide for an appropriate assessment that documents the student's demonstration of educational progress at a level commensurate with her or his ability, in accordance with the requirements for the academic program selected by the parent who enrolls the student in a private school pursuant to paragraph (2)(f), a home education program pursuant to s. 1002.41, or a scholarship program pursuant to s. 1002.39 or s. 1002.395.

(d) Affirm that the student takes all appropriate assessments as specified in the student's ILSP. The parent is responsible for transporting the student to the assessment site designated by the school district if the parent selects a statewide, standardized assessment pursuant to s. 1008.22.

(e) Notify the school district that the student is participating in the program if the parent chooses to enroll the student in an eligible private school pursuant to paragraph (2)(g), a home education program pursuant to s. 1002.41, a scholarship program pursuant to this chapter, or a private tutoring program authorized under s. 1002.43.

(f) Request participation in the program at least 60 days before the date of the first program payment.

(g) Affirm that the student remains in good standing with the provider or school if those options are selected by the parent.

(h) Apply for admission of his or her child if the private school option is selected by the parent.

(i) Annually renew participation in the program.

(j) Be responsible for the payment of all eligible expenses in excess of the amount of the personal learning scholarship account.

(k) Affirm that the parent will not transfer any college savings funds to another beneficiary.

(l) Affirm that the parent will not take possession of any funding contributed by the state.

(m) Maintain a portfolio of records and materials which must be preserved by the parent for 2 years and be made available for inspection by the district school superintendent or the superintendent's designee upon 15 days' written notice. This paragraph does not require the superintendent to inspect the portfolio. The portfolio of records and materials consists of:

1. A log of educational instruction and services which is made contemporaneously with delivery of the instruction and services and which designates by title any reading materials used; and

2. Samples of any writings, worksheets, workbooks, or creative materials used or developed by the student.

A parent who fails to comply with this subsection forfeits the personal learning scholarship account.

(12) **PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.**—An eligible private school as defined in paragraph (2)(f) must:

(a) Comply with all requirements for private schools in ss. 1002.42 and 1002.421. A private school participating in a scholarship program under s. 1002.39 or s. 1002.395 must also comply with the requirements of that scholarship program.

(b) Provide to the agency, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

The inability of a private school to meet the requirements of this subsection shall constitute a basis for the ineligibility of the private school to participate in the scholarship program as determined by the Department of Education.

(13) **AGENCY FOR PERSONS WITH DISABILITIES OBLIGATIONS.**—

(a) The agency shall:

1. Monitor and provide oversight for the program.

2. Receive applications and determine student eligibility in accordance with the requirements of this section. The agency must notify the Department of Education of the applicants for the program by February 1 prior to the school year in which the student intends to participate and indicate how the student will comply with regular school attendance pursuant to ss. 1003.01(13) and 1003.23.

3. Notify parents of their receipt of a scholarship on a first-come, first-served basis based upon the funds provided for this program in the General Appropriations Act.

4. Establish a date by which a parent must confirm initial or continuing participation in the program and confirm the establishment or continuance of a personal learning scholarship account.

5. Establish a date and process by which students on the wait list or late-filing applicants may be allowed to participate in the program during the school year, within the amount of funds provided for this program in the General Appropriations Act.

6. *Develop an ILSP, in consultation with the parent, which documents the following:*

- a. *That the student has an eligible disability.*
- b. *Learning goals and objectives for the student which are linked directly to how program funds will be spent for authorized services.*
- c. *How attendance requirements in s. 1003.21 will be met.*
- d. *How progress towards meeting the individual learning goals and objectives will be assessed and documented for purposes of continued participation in the program.*

7. *Assign a level of services category for each student that documents the nature and intensity of services that the student will need to meet the learning outcomes specified in his or her ILSP. The level of services determines the amount of the award for the student.*

8. *Receive an administrative fee of up to 10 percent from the appropriation to operate the Florida Personal Learning Scholarship Accounts.*

9. *Establish and maintain a separate account for each eligible student.*

10. *Establish and maintain a list of approved providers pursuant to paragraph (2)(b).*

11. *Verify eligible expenditures prior to the distribution of funds for any expenditures made pursuant to paragraphs (5)(a) and (b). The review of expenditures for services in paragraphs (5)(c) through (h) may be completed after the payment has been made.*

12. *Develop a system for payment of benefits by electronic funds transfer, including, but not limited to, debit cards, electronic payment cards, or any other means of electronic payment that the agency deems to be commercially viable or cost-effective. Commodities or services related to the development of such a system shall be procured by competitive solicitation unless they are purchased from a state term contract pursuant to s. 287.056.*

(b) *The agency may contract for services.*

(14) **FUNDING AND PAYMENT.—**

(a) *Funding for the Florida Personal Learning Scholarship Accounts shall be provided in the General Appropriations Act which shall specify the annual amount per service level for public school students, private school students, home education students, students receiving a scholarship pursuant to s. 1002.39 or s. 1002.395, and students participating in a private tutoring program.*

(b) *Upon an eligible student's graduation from an eligible postsecondary educational institution or after any period of 4 consecutive years after high school graduation in which the student is not enrolled in an eligible postsecondary educational institution, the student's personal learning scholarship account shall be closed, and any remaining funds shall revert to the state.*

(c) *Moneys received pursuant to this section do not constitute taxable income to the parent of an eligible student.*

(15) **OBLIGATIONS OF THE AUDITOR GENERAL.—***The Auditor General shall conduct an annual financial and operational audit of accounts and records of the Florida Personal Learning Scholarship Accounts. As a part of this audit, the Auditor General shall verify, at a minimum, the total amount of students served and eligibility of reimbursement made by the agency and transmit that information to the agency.*

(16) **LIABILITY.—***The state is not liable for the award or any use of awarded funds under this section.*

(17) **SCOPE OF AUTHORITY.—***This section does not expand the regulatory authority of this state, its officers, or any school district to impose additional regulation on participating private schools, nonpublic postsecondary educational institutions, and private providers beyond those reasonably necessary to enforce requirements expressly set forth in this section.*

(18) **RULES.—***The Agency for Persons with Disabilities shall adopt rules pursuant to ss. 120.536(1) and 120.54 to administer this section.*

(19) **IMPLEMENTATION SCHEDULE FOR THE 2014-2015 SCHOOL YEAR.—**

(a) *The Agency for Persons with Disabilities shall, in consultation with an advisory work group, develop an ILSP, levels of services requirements, a system for payment of claims and providers, and a system to document and assess progress toward meeting the individual learning goals and objectives in the ILSP. The advisory work group shall make specific recommendations by October 1, 2014, to the agency. The agency shall adopt rules to implement the recommendations of the advisory group by December 31, 2014. The Commissioner of Education, the executive director of the agency, the Chancellor of the State University System, and the director of the Division of Vocational Rehabilitation shall appoint staff to work on the advisory group with representatives from the Center for Autism and Related Disabilities (CARD) and the Florida Diagnostic and Learning Resources System (FDLRS).*

(b) *Notwithstanding the provisions of this section related to notification and eligibility timelines, the agency may enroll parents in a statewide pilot program on a rolling schedule on a first-come, first-served basis, no later than January 31, 2015, within the amount of funds provided in the General Appropriations Act.*

(c) *There is hereby appropriated for the 2014-2015 fiscal year to the Agency for Persons with Disabilities a sum of \$18,400,000 from the Operations and Maintenance Trust Fund for the implementation of the Personal Learning Scholarship Accounts Program. From these funds, \$1,500,000 shall be allocated to the Agency for Persons with Disabilities for startup costs for planning and implementation of the pilot program. For the pilot program in the 2014-2015 fiscal year, the agency shall provide awards for eligible students which range from \$5,000 to \$19,000 per recipient and shall be based on service levels established by the agency. Public school students and students who receive a scholarship pursuant to ss. 1002.39 and 1002.395 shall receive 50 percent of the designated amount for the student's service level.*

Section 11. Present subsection (10) of section 1003.4282, Florida Statutes, is renumbered as subsection (11), and a new subsection (10) is added to that section, to read:

1003.4282 Requirements for a standard high school diploma.—

(10) **STUDENTS WITH DISABILITIES.—***Beginning with students entering grade 9 in the 2014-2015 school year, this subsection applies to a student with a disability for whom the IEP team has determined that the Florida Alternate Assessment is the most appropriate measure of the student's skills.*

(a) *A parent of the student with a disability shall, in collaboration with the individual education plan team pursuant to s. 1003.5716, declare an intent for the student to graduate from high school with either a standard high school diploma or a certificate of completion. A student with a disability who does not satisfy the standard high school diploma requirements pursuant to this section shall be awarded a certificate of completion.*

(b) *The following options, in addition to the other options specified in this section, may be used to satisfy the standard high school diploma requirements, as specified in the student's individual education plan:*

1. *A combination of course substitutions, assessments, industry certifications, and other acceleration options appropriate to the student's unique skills and abilities that meet the criteria established by State Board of Education rule.*

2. *A portfolio of quantifiable evidence that documents a student's mastery of academic standards through rigorous metrics established by State Board of Education rule. A portfolio may include, but is not limited to, documentation of work experience, internships, community service, and postsecondary credit.*

(c) *A student with a disability who meets the standard high school diploma requirements in this section may defer the receipt of a standard high school diploma if the student:*

1. *Has an individual education plan that prescribes special education, transition planning, transition services, or related services through age 21; and*

2. *Is enrolled in accelerated college credit instruction pursuant to s. 1007.27, industry certification courses that lead to college credit, a collegiate high school program, courses necessary to satisfy the Scholar designation requirements, or a structured work-study, internship, or preapprenticeship program.*

(d) *A student with a disability who receives a certificate of completion and has an individual education plan that prescribes special education, transition planning, transition services, or related services through 21 years of age may continue to receive the specified instruction and services.*

(e) *Any waiver of the statewide, standardized assessment requirements by the individual education plan team, pursuant to s. 1008.22(3)(c), must be approved by the parent and is subject to verification for appropriateness by an independent reviewer selected by the parent as provided for in s. 1003.572.*

Section 12. *Effective July 1, 2015, section 1003.438, Florida Statutes, is repealed.*

Section 13. Section 1003.5716, Florida Statutes, is created 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, 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 attains the age of 14 years in order for his or her postsecondary goals and career goals to be identified and in place when he or she attains the age of 16 years. This process must include, but is not limited to:*

(a) *Consideration of the student’s need for instruction in the area of self-determination and self-advocacy to assist the student’s active and effective participation in an IEP meeting; and*

(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 a Merit designation.*

(2) *Beginning not later than the first IEP to be in effect when the student turns 16, or younger, if determined appropriate by the parent and the IEP team, 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 Merit designation, pursuant to s. 1003.4285, as determined by the parent.*

(b) *A statement of intent to receive a standard high school diploma before the student reaches the age of 22 and a description of how the student will fully meet the requirements in s. 1003.428 or s. 1003.4282, as applicable, including, but not limited to, a portfolio pursuant to s. 1003.4282(10)(b) that meets the criteria specified in State Board of Education rule. The IEP must also specify the outcomes and additional benefits expected by the parent and the IEP team at the time of the student’s graduation.*

(c) *A statement of appropriate measurable long-term postsecondary education and career goals based upon age-appropriate transition assessments related to training, education, employment, and, if appropriate, independent living skills and the transition services, including courses of study needed to assist the student in reaching those goals.*

(3) *Any change in the IEP for the goals specified in subsection (2) must be approved by the parent and is subject to verification for appropriateness by an independent reviewer selected by the parent as provided in s. 1003.572.*

(4) *If a participating agency responsible for transition services, other than the school district, fails to provide the transition services described in the IEP, the school district shall reconvene the IEP team to identify*

alternative strategies to meet the transition objectives for the student that are specified in the IEP. However, this does not relieve any participating agency of the responsibility to provide or pay for any transition service that the agency would otherwise provide to students with disabilities who meet the eligibility criteria of that agency.

Section 14. Subsection (3) of section 1003.572, Florida Statutes, is amended to read:

1003.572 *Collaboration of public and private instructional personnel.—*

(3) *Private instructional personnel who are hired or contracted by parents to collaborate with public instructional personnel must be permitted to observe the student in the educational setting, collaborate with instructional personnel in the educational setting, and provide services in the educational setting according to the following requirements:*

(a) *The student’s public instructional personnel and principal consent to the time and place.*

(b) *The private instructional personnel satisfy the requirements of s. 1012.32 or s. 1012.321.*

For the purpose of implementing this subsection, a school district may not impose any requirements beyond those requirements specified in this subsection or charge any fees.

Section 15. Section 1008.2121, Florida Statutes, is created to read:

1008.2121 *Students with severe cognitive or physical disabilities; permanent exemption.—Based on information that a reasonably prudent person would rely upon, including, but not limited to, facts contained within an individual education plan under s. 1008.212, documentation from an appropriate health care provider, or certification from the district school board superintendent, the Commissioner of Education shall perfunctorily grant a permanent exemption to a student who suffers from such a severe cognitive disability or physical disability that the student permanently lacks the capacity to take statewide, standardized assessments. The State Board of Education shall adopt rules to administer this section, including, but not limited to, expediting the exemption process to demonstrate the utmost compassion and consideration for meeting the parent’s and student’s needs.*

Section 16. Paragraph (c) of subsection (5) and paragraph (b) of subsection (6) of section 1008.25, Florida Statutes, are amended to read:

1008.25 *Public school student progression; remedial instruction; reporting requirements.—*

(5) **READING DEFICIENCY AND PARENTAL NOTIFICATION.—**

(c) *The parent of any student who exhibits a substantial deficiency in reading, as described in paragraph (a), must be notified in writing of the following:*

1. *That his or her child has been identified as having a substantial deficiency in reading.*

2. *A description of the current services that are provided to the child.*

3. *A description of the proposed supplemental instructional services and supports that will be provided to the child that are designed to remediate the identified area of reading deficiency.*

4. *That if the child’s reading deficiency is not remediated by the end of grade 3, the child must be retained unless he or she is exempt from mandatory retention for good cause.*

5. *Strategies for parents to use in helping their child succeed in reading proficiency.*

6. *That the Florida Comprehensive Assessment Test (FCAT) is not the sole determiner of promotion and that additional evaluations, portfolio reviews, and assessments are available to the child to assist parents and the school district in knowing when a child is reading at or above grade level and ready for grade promotion.*

7. *The district's specific criteria and policies for a portfolio as provided in subparagraph (6)(b)4. and the evidence required for a student to demonstrate mastery of Florida's academic standards for English Language Arts. A parent of a student in grade 3 who is identified anytime during the year as being at risk of retention may request that the school immediately begin collecting evidence for a portfolio.*

8.7. The district's specific criteria and policies for midyear promotion. Midyear promotion means promotion of a retained student at any time during the year of retention once the student has demonstrated ability to read at grade level.

(6) ELIMINATION OF SOCIAL PROMOTION.—

(b) The district school board may only exempt students from mandatory retention, as provided in paragraph (5)(b), for good cause. A student who is promoted to grade 4 with a good cause exemption shall be provided intensive reading instruction and intervention that include specialized diagnostic information and specific reading strategies to meet the needs of each student so promoted. The school district shall assist schools and teachers with the implementation of reading strategies for students promoted with a good cause exemption which research has shown to be successful in improving reading among students that have reading difficulties. Good cause exemptions shall be limited to the following:

1. Limited English proficient students who have had less than 2 years of instruction in an English for Speakers of Other Languages program.

2. Students with disabilities whose individual education plan indicates that participation in the statewide assessment program is not appropriate, consistent with the requirements of State Board of Education rule.

3. Students who demonstrate an acceptable level of performance on an alternative standardized reading or English Language Arts assessment approved by the State Board of Education.

4. A student who demonstrates through a student portfolio that he or she is performing at least at Level 2 on FCAT Reading or the common core English Language Arts assessment, as applicable under s. 1008.22.

5. Students with disabilities who participate in FCAT Reading or the common core English Language Arts assessment, as applicable under s. 1008.22, and who have an individual education plan or a Section 504 plan that reflects that the student has received intensive remediation in reading and English Language Arts for more than 2 years but still demonstrates a deficiency and was previously retained in kindergarten, grade 1, grade 2, or grade 3.

6. *Students who have received intensive reading intervention for 2 or more years but still demonstrate a deficiency in reading and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. A student may not be retained more than once in grade 3.*

7.6. Students who have received intensive remediation in reading and English Language Arts, as applicable under s. 1008.22, for 2 or more years but still demonstrate a deficiency and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. Intensive instruction for students so promoted must include an altered instructional day that includes specialized diagnostic information and specific reading strategies for each student. The district school board shall assist schools and teachers to implement reading strategies that research has shown to be successful in improving reading among low-performing readers.

Section 17. Effective July 1, 2015, paragraph (c) of subsection (1) of section 120.81, Florida Statutes, is amended to read:

120.81 Exceptions and special requirements; general areas.—

(1) EDUCATIONAL UNITS.—

(c) Notwithstanding s. 120.52(16), any tests, test scoring criteria, or testing procedures relating to student assessment which are developed or administered by the Department of Education pursuant to s. 1003.428, s. 1003.429, ~~s. 1003.438~~, s. 1008.22, or s. 1008.25, or any other statewide educational tests required by law, are not rules.

Section 18. Effective July 1, 2015, paragraph (a) of subsection (2) of section 409.1451, Florida Statutes, is amended to read:

409.1451 The Road-to-Independence Program.—

(2) POSTSECONDARY EDUCATION SERVICES AND SUPPORT.—

(a) A young adult is eligible for services and support under this subsection if he or she:

1. Was living in licensed care on his or her 18th birthday or is currently living in licensed care; or was at least 16 years of age and was adopted from foster care or placed with a court-approved dependency guardian after spending at least 6 months in licensed care within the 12 months immediately preceding such placement or adoption;

2. Spent at least 6 months in licensed care before reaching his or her 18th birthday;

3. Earned a standard high school diploma or its equivalent pursuant to s. 1003.428, s. 1003.4281, s. 1003.429, or s. 1003.435, ~~or s. 1003.438~~;

4. Has been admitted for enrollment as a full-time student or its equivalent in an eligible postsecondary educational institution as provided in s. 1009.533. For purposes of this section, the term "full-time" means 9 credit hours or the vocational school equivalent. A student may enroll part-time if he or she has a recognized disability or is faced with another challenge or circumstance that would prevent full-time attendance. A student needing to enroll part-time for any reason other than having a recognized disability must get approval from his or her academic advisor;

5. Has reached 18 years of age but is not yet 23 years of age;

6. Has applied, with assistance from the young adult's caregiver and the community-based lead agency, for any other grants and scholarships for which he or she may qualify;

7. Submitted a Free Application for Federal Student Aid which is complete and error free; and

8. Signed an agreement to allow the department and the community-based care lead agency access to school records.

Section 19. Effective July 1, 2015, subsection (4) of section 1007.263, Florida Statutes, is amended to read:

1007.263 Florida College System institutions; admissions of students.—Each Florida College System institution board of trustees is authorized to adopt rules governing admissions of students subject to this section and rules of the State Board of Education. These rules shall include the following:

(4) A student who has been awarded ~~a special diploma as defined in s. 1003.438~~ or a certificate of completion as defined in s. 1003.428(7)(b) is eligible to enroll in certificate career education programs.

Each board of trustees shall establish policies that notify students about developmental education options for improving their communication or computation skills that are essential to performing college-level work, including tutoring, extended time in gateway courses, free online courses, adult basic education, adult secondary education, or private provider instruction.

Section 20. Subsection (10) of section 1009.98, Florida Statutes, is amended to read:

1009.98 Stanley G. Tate Florida Prepaid College Program.—

(10) PAYMENTS ON BEHALF OF QUALIFIED BENEFICIARIES.—

(a) As used in this subsection, the term:

1. "Actuarial reserve" means the amount by which the expected value of the assets ~~exceeds~~ ~~exceed~~ the expected value of the liabilities of the trust fund.

2. "Dormitory fees" means the fees included under advance payment contracts pursuant to paragraph (2)(d).

3. "Fiscal year" means the fiscal year of the state pursuant to s. 215.01.

4. "Local fees" means the fees covered by an advance payment contract provided pursuant to subparagraph (2)(b)2.

5. "Tuition differential" means the fee covered by advance payment contracts sold pursuant to subparagraph (2)(b)3. The base rate for the tuition differential fee for the 2012-2013 fiscal year is established at \$37.03 per credit hour. The base rate for the tuition differential in subsequent years is the amount assessed ~~paid by the board~~ for the tuition differential for the preceding year adjusted pursuant to subparagraph (b)2.

(b) Effective with the 2009-2010 academic year and thereafter, and notwithstanding the provisions of s. 1009.24, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract whose contract was purchased before July 1, 2024 ~~2009~~, shall be:

1. As to registration fees, if the actuarial reserve is less than 5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 5.5 percent above the amount assessed for registration fees in the preceding fiscal year. If the actuarial reserve is between 5 percent and 6 percent of the expected liabilities of the trust fund, the board shall pay the state universities 6 percent above the amount assessed for registration fees in the preceding fiscal year. If the actuarial reserve is between 6 percent and 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 6.5 percent above the amount assessed for registration fees in the preceding fiscal year. If the actuarial reserve is equal to or greater than 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 7 percent above the amount assessed for registration fees in the preceding fiscal year, whichever is greater.

2. As to the tuition differential, if the actuarial reserve is less than 5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 5.5 percent above the base rate for the tuition differential fee in the preceding fiscal year. If the actuarial reserve is between 5 percent and 6 percent of the expected liabilities of the trust fund, the board shall pay the state universities 6 percent above the base rate for the tuition differential fee in the preceding fiscal year. If the actuarial reserve is between 6 percent and 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 6.5 percent above the base rate for the tuition differential fee in the preceding fiscal year. If the actuarial reserve is equal to or greater than 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 7 percent above the base rate for the tuition differential fee in the preceding fiscal year.

3. As to local fees, the board shall pay the state universities 5 percent above the amount assessed for local fees in the preceding fiscal year.

4. As to dormitory fees, the board shall pay the state universities 6 percent above the amount assessed for dormitory fees in the preceding fiscal year.

5. Qualified beneficiaries of advance payment contracts purchased before July 1, 2007, are exempt from paying any tuition differential fee.

(c) *Notwithstanding the amount assessed for registration fees, the tuition differential fee, or local fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before July 1, 2024, may not exceed 100 percent of the amount charged by the state university for the aggregate sum of those fees.*

(d) *Notwithstanding the amount assessed for dormitory fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before July 1, 2024, may not exceed 100 percent of the amount charged by the state university for dormitory fees.*

(e) The board shall pay state universities the actual amount assessed in accordance with law for registration fees, the tuition differ-

ential, local fees, and dormitory fees for advance payment contracts purchased on or after July 1, 2024 ~~2009~~.

(f) The board shall annually evaluate or cause to be evaluated the actuarial soundness of the trust fund.

Section 21. In order to implement Specific Appropriations 9 and 96 of the 2014-2015, General Appropriations Act, paragraph (f) of subsection (1) and paragraphs (a) and (c) of subsection (9) 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:

(f) Supplemental academic instruction; categorical fund.—

1. There is created a categorical fund to provide supplemental academic instruction to students in kindergarten through grade 12. This paragraph may be cited as the "Supplemental Academic Instruction Categorical Fund."

2. Categorical funds for supplemental academic instruction shall be allocated annually to each school district in the amount provided in the General Appropriations Act. These funds ~~are shall be~~ in addition to the funds appropriated on the basis of FTE student membership in the Florida Education Finance Program and shall be included in the total potential funds of each district. These funds shall be used to provide supplemental academic instruction to students enrolled in the K-12 program. For the ~~2012-2013, 2013-2014, and 2014-2015~~ fiscal year years, each school district that has one or more of the ~~300~~ 100 lowest-performing elementary schools based on the state reading assessment shall use these funds, together with the funds provided in the district's research-based reading instruction allocation and other available funds, to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided only by teachers or reading specialists who are effective in teaching reading. Students enrolled in these schools who have level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers ~~are shall not be~~ included in the ~~300~~ 100 schools. After this requirement has been met, supplemental instruction strategies may include, ~~but are not limited to:~~ modified curriculum, reading instruction, after-school instruction, tutoring, mentoring, class size reduction, extended school year, intensive skills development in summer school, and other methods for improving student achievement. Supplemental instruction may be provided to a student in any manner and at any time during or beyond the regular 180-day term identified by the school as being the most effective and efficient way to best help that student progress from grade to grade and to graduate.

3. ~~Effective with the 1999-2000 fiscal year,~~ Funding on the basis of FTE membership beyond the 180-day regular term shall be provided in the FEFP only for students enrolled in juvenile justice education programs or in education programs for juveniles placed in secure facilities or programs under s. 985.19. Funding for instruction beyond the regular 180-day school year for all other K-12 students shall be provided through the supplemental academic instruction categorical fund and other state, federal, and local fund sources with ample flexibility for schools to provide supplemental instruction to assist students in progressing from grade to grade and graduating.

4. The Florida State University School, as a lab school, is authorized to expend from its FEFP or Lottery Enhancement Trust Fund allocation the cost to the student of remediation in reading, writing, or mathematics for any graduate who requires remediation at a postsecondary educational institution.

5. ~~Beginning in the 1999-2000 school year,~~ Dropout prevention programs as defined in ss. 1003.52, 1003.53(1)(a), (b), and (c), and 1003.54 shall be included in group 1 programs under subparagraph (d)3.

(9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

(a) The research-based reading instruction allocation is created to provide comprehensive reading instruction to students in kindergarten through grade 12. For the ~~2012-2013, 2013-2014, and~~ 2014-2015 fiscal year years, in each school district that has one or more of the 300 ~~100~~ lowest-performing elementary schools based on the state reading assessment, priority shall be given to providing an additional hour per day of intensive reading instruction beyond the normal school day for each day of the entire school year for the students in each school. Students enrolled in these schools who have level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers ~~are~~ shall not be included in the 300 ~~100~~ schools. The intensive reading instruction delivered in this additional hour and for other students shall include: research-based reading instruction that has been proven to accelerate progress of students exhibiting a reading deficiency; differentiated instruction based on student assessment data to meet students' specific reading needs; explicit and systematic reading development in phonemic awareness, phonics, fluency, vocabulary, and comprehension, with more extensive opportunities for guided practice, error correction, and feedback; and the integration of social studies, science, and mathematics-text reading, text discussion, and writing in response to reading. For the 2012-2013 and 2013-2014 fiscal years, a school district may not hire more reading coaches than were hired during the 2011-2012 fiscal year unless all students in kindergarten through grade 5 who demonstrate a reading deficiency, as determined by district and state assessments, including students scoring Level 1 or Level 2 on FCAT Reading, are provided an additional hour per day of intensive reading instruction beyond the normal school day for each day of the entire school year.

(c) Funds allocated under this subsection must be used to provide a system of comprehensive reading instruction to students enrolled in the K-12 programs, which may include the following:

1. The provision of an additional hour per day of intensive reading instruction to students in the 300 ~~100~~ lowest-performing elementary schools by teachers and reading specialists who are effective in teaching reading.
2. Kindergarten through grade 5 reading intervention teachers to provide intensive intervention during the school day and in the required extra hour for students identified as having a reading deficiency.
3. The provision of highly qualified reading coaches to specifically support teachers in making instructional decisions based on student data, and improve teacher delivery of effective reading instruction, intervention, and reading in the content areas based on student need.
4. Professional development for school district teachers in scientifically based reading instruction, including strategies to teach reading in content areas and with an emphasis on technical and informational text.
5. The provision of summer reading camps for all students in kindergarten through grade 2 who demonstrate a reading deficiency as determined by district and state assessments, and students in grades 3 through 5 who score at Level 1 on FCAT Reading.
6. The provision of supplemental instructional materials that are grounded in scientifically based reading research.
7. The provision of intensive interventions for students in kindergarten through grade 12 who have been identified as having a reading deficiency or who are reading below grade level as determined by the FCAT.

Section 22. *A student may not take a district-developed assessment, a district-selected assessment, or a district-mandated assessment within the 2 weeks before or the 2 weeks after taking a statewide, standardized assessment. However, a student may, within the 2 weeks before or the 2 weeks after taking a statewide, standardized assessment:*

(1) *Take a college entrance examination, an Advanced Placement examination, an International Baccalaureate examination, an Advanced International Certificate of Education examination, or an industry-approved examination to earn national industry certifications identified in the Industry Certification Funding List; or*

(2) *Retake a statewide, standardized assessment.*

Section 23. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law and shall apply retroactively to March 31, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education; amending s. 215.61, F.S.; requiring deposit of a certain amount of funds into a separate account within the Public Education Capital Outlay and Debt Service Trust Fund; requiring transfer of such funds to the State Board of Administration for the timely payment of principal and interest on bonds; requiring the State Board of Education to transfer a specified amount of funds into a separate account within the Public Education Capital Outlay and Debt Service Trust Fund for the payment of debt service on certain bonds; amending s. 1001.03, F.S.; prohibiting the State Board of Education from approving proposals for baccalaureate degree programs at Florida College System institutions during a specified period; amending s. 1007.33, F.S.; prohibiting the Board of Trustees of the St. Petersburg College from establishing new baccalaureate degree programs during a specified period; amending s. 1009.22, F.S.; deleting a provision relating to the automatic rate of inflation increase in tuition and out-of-state fee per contact hour for workforce education programs; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the State Board of Education; deleting the definition of the term "rate of inflation"; amending s. 1009.23, F.S.; deleting a provision relating to the automatic rate of inflation increase in tuition and out-of-state fees at Florida College System institutions; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the State Board of Education; deleting the definition of the term "rate of inflation"; amending s. 1009.24, F.S.; deleting a provision relating to the automatic rate of inflation increase in resident undergraduate tuition per credit hour at state universities; deleting a requirement that the Office of Economic and Demographic Research annually report the rate of inflation to the Governor, the Legislature, and the Board of Governors; deleting the definition of the term "rate of inflation"; revising the annual percentage increase allowed in the aggregate sum of tuition and the tuition differential at state universities; amending s. 1009.55, F.S.; increasing the annual maximum number of scholarships that may be awarded in the Rosewood Family Scholarship Program; increasing the annual maximum award amount per student; creating s. 1009.893, F.S.; creating the Florida National Merit Scholar Incentive Program; defining terms; providing the purpose of the incentive program; requiring the Department of Education to administer the incentive program, advertise the availability of the incentive program, and notify students, teachers, parents, and school administrators about the incentive program's criteria and application procedures; providing eligibility requirements for the incentive program; requiring certain students who are National Merit Scholars or National Achievement Scholars to receive certain incentive awards; providing eligibility requirements to renew an award; authorizing a student to receive an incentive award for certain maximum percentage amounts of the number of credit hours required to complete an associate degree, a baccalaureate degree, or a career certificate; requiring the department to issue awards from the incentive program and to transmit payment for each award; authorizing the department to withhold payment under certain circumstances; requiring institutions to certify to the department the eligibility status of each student to receive a disbursement of an award during a specified time; requiring the institution to certify to the department the disbursement amounts to each student and remit to the department undisbursed funds; providing for proration of funds; prohibiting use of funds for remedial coursework or developmental education; authorizing a student to use funds during the summer term under certain circumstances; authorizing incentive program funds appropriated by the Legislature to be deposited in the State Student Financial Assistance Trust Fund; providing for use of any remaining balance of appropriated funds in the trust fund; requiring the department to allocate funds to appropriate institutions and collect and maintain certain data regarding the incentive program; requiring the State Board of Education to adopt rules; providing for retroactive application; creating s. 1002.385, F.S.; establishing the Florida Personal Learning Scholarship Accounts; defining terms; specifying criteria for students who are eligible to participate in the program; identifying certain students who are not eligible to participate in the program; authorizing the use of awarded funds for specific purposes; prohibiting specific providers, schools, institutions,

school districts, and other entities from sharing, refunding, or rebating program funds; specifying the terms of the program; providing that the school district retains all duties, authority, and responsibilities specified in the Florida K-20 Education Code; specifying the duties of the Department of Education relating to the program; providing that the Commissioner of Education retains all current duties, authority, and responsibilities as specified in the Florida K-20 Education Code; requiring the executive director of the Agency for Persons with Disabilities to deny, suspend, or revoke participation in the program or use of program funds under certain circumstances; providing additional factors under which the executive director may deny, suspend, or revoke a participation in the program or program funds; requiring a parent to sign an agreement with the Agency for Persons with Disabilities to enroll his or her child in the program which specifies the responsibilities of a parent or student for using funds in a personal learning scholarship account and for submitting a compliance statement to the agency; providing that a parent who fails to comply with the responsibilities of the agreement forfeits the personal learning scholarship account; providing eligibility requirements and obligations for private schools under the program; specifying agency obligations under the program; authorizing the agency to contract for services; providing for funding and payment; providing the Auditor General's obligations under the program; providing that the state is not liable for the use of awarded funds; providing for the scope of authority; requiring the agency to adopt rules; providing for implementation of the program in a specified school year; providing an appropriation; amending s. 1003.4282, F.S.; providing standard high school diploma requirements for certain students with disabilities; authorizing certain students with disabilities to continue to receive certain instructions and services; requiring an independent review and a parent's approval to waive statewide, standardized assessment requirements by the individual education plan (IEP) team; repealing s. 1003.438, F.S., relating to special high school graduation requirements for certain exceptional students; creating s. 1003.5716, F.S.; providing that certain students with disabilities have a right to free, appropriate public education; requiring an IEP team to begin the process of, and to develop an IEP for, identifying transition services needs for a student with a disability before the student attains a specified age; providing requirements for the process; requiring certain statements to be included and annually updated in the IEP; providing that changes in the goals specified in an IEP are subject to independent review and parental approval; requiring the school district to reconvene the IEP team to identify alternative strategies to meet transition objectives if a participating agency fails to provide transition services specified in the IEP; providing that the agency's failure does not relieve the agency of the responsibility to provide or pay for the transition services that the agency otherwise would have provided; amending s. 1003.572, F.S.; prohibiting a school district from imposing additional requirements on private instructional personnel or charging fees; creating s. 1008.2121, F.S.; requiring the Commissioner of Education to permanently exempt certain students with disabilities from taking statewide, standardized assessments; requiring the State Board of Education to adopt rules; amending s. 1008.25, F.S.; requiring written notification relating to portfolios to a parent of a student with a substantial reading deficiency; requiring a student promoted to a certain grade with a good cause exemption to receive intensive reading instruction and intervention; requiring a school district to assist schools and teachers with the implementation of reading strategies; revising good cause exemptions; amending ss. 120.81, 409.1451, and 1007.263, F.S.; conforming cross-references; amending s. 1009.98, F.S.; redefining the term "tuition differential"; revising the purchase date of an advance payment contract as it relates to the amount paid by the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary; prohibiting the amount of the aggregate sum of registration fees, the tuition differential fee, and local fees paid by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for the aggregate sum of those fees; prohibiting the amount of the dormitory fees paid for by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for those fees; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; increasing the number of schools eligible for categorical funding for supplemental academic instruction and for the research-based reading instruction allocation; prohibiting a student from taking certain local assessments during a specified time; providing exceptions for certain examinations; providing effective dates.

On motion by Senator Galvano, by two-thirds vote **HB 5101** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Galvano	Richter
Abruzzo	Garcia	Ring
Altman	Gibson	Sachs
Bean	Grimsley	Simmons
Brandes	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Bradley

MOTION

On motion by Senator Negron, the Senate having refused to pass **HB 5101** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Thrasher, by two-thirds vote **HB 5101** was ordered immediately certified to the House.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 5301 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Justice Appropriations Subcommittee and Representative(s) McBurney—

HB 5301—A bill to be entitled An act relating to additional judgeships; amending s. 26.031, F.S.; adding judges to certain judicial circuits; amending s. 34.022, F.S.; adding judges to certain county courts; amending s. 35.06, F.S.; adding judges to certain district courts of appeal; providing an effective date.

—was referred to the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote **HB 5301** was withdrawn from the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote—

HB 5301—A bill to be entitled An act relating to additional judgeships; amending s. 26.031, F.S.; adding judges to certain judicial circuits; amending s. 34.022, F.S.; adding judges to certain county courts; amending s. 35.06, F.S.; adding judges to certain district courts of appeal; providing an effective date.

—was read the second time by title.

Senator Negron moved the following amendment which was adopted:

Amendment 1 (240200) (with title amendment)—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Negron, by two-thirds vote **HB 5301** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Richter
Abruzzo	Galvano	Ring
Altman	Garcia	Sachs
Bean	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Montford	
Evers	Negron	

Nays—None

Vote after roll call:

Yea—Hays

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 5403 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Government Operations Appropriations Subcommittee and Representative(s) Ingram—

HB 5403—A bill to be entitled An act relating to surplus lines tax revenue; repealing s. 9, chapter 2009-70, Laws of Florida, relating to the scheduled reversion of statutory provisions related to the distribution of surplus lines taxes and interest; reenacting ss. 626.932(5) and 626.938(7), F.S., relating to the deposit of surplus lines taxes and interest; providing an effective date.

—was referred to the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote **HB 5403** was withdrawn from the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote—

HB 5403—A bill to be entitled An act relating to surplus lines tax revenue; repealing s. 9, chapter 2009-70, Laws of Florida, relating to the scheduled reversion of statutory provisions related to the distribution of surplus lines taxes and interest; reenacting ss. 626.932(5) and 626.938(7), F.S., relating to the deposit of surplus lines taxes and interest; providing an effective date.

—was read the second time by title.

Senator Negron moved the following amendment which was adopted:

Amendment 1 (260568) (with title amendment)—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Negron, by two-thirds vote **HB 5403** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 5203 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Hudson, Young—

HB 5203—A bill to be entitled An act relating to cancer centers; amending s. 20.435, F.S.; authorizing funds in the Biomedical Research Trust Fund to be used for the Florida Consortium of National Cancer Institute Centers Program; amending ss. 210.20 and 215.5602, F.S.; revising the distribution of certain funds deposited into the Biomedical Research Trust Fund; creating s. 381.915, F.S.; providing a short title; establishing the Florida Consortium of National Cancer Institute Centers Program; providing purpose; requiring the Department of Health to distribute funding to certain cancer centers; providing a formula for determination of allocations; providing definitions; providing criteria for designation of tiers for cancer centers; requiring reports; providing that funding is subject to annual appropriation; providing rulemaking authority; providing an effective date.

—was referred to the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote **HB 5203** was withdrawn from the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote—

HB 5203—A bill to be entitled An act relating to cancer centers; amending s. 20.435, F.S.; authorizing funds in the Biomedical Research Trust Fund to be used for the Florida Consortium of National Cancer Institute Centers Program; amending ss. 210.20 and 215.5602, F.S.; revising the distribution of certain funds deposited into the Biomedical Research Trust Fund; creating s. 381.915, F.S.; providing a short title; establishing the Florida Consortium of National Cancer Institute Centers Program; providing purpose; requiring the Department of Health to distribute funding to certain cancer centers; providing a formula for determination of allocations; providing definitions; providing criteria for designation of tiers for cancer centers; requiring reports; providing that funding is subject to annual appropriation; providing rulemaking authority; providing an effective date.

—was read the second time by title.

Senator Negron moved the following amendment which was adopted:

Amendment 1 (121326) (with title amendment)—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Negron, by two-thirds vote **HB 5203** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

DISCLOSURE

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **HB 5001**, **HB 5003**, **HB 5201**, and **HB 5203** which come before the Senate for a vote on April 3, 2014.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed **HB 5501** and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

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

HB 5501—A bill to be entitled An act relating to documentary stamp tax distributions; amending s. 201.15, F.S.; revising provisions for the payment of debt service and other amounts payable with respect to specified bonds; providing an effective date.

—was referred to the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote **HB 5501** was withdrawn from the Committee on Appropriations.

On motion by Senator Negron, by two-thirds vote—

HB 5501—A bill to be entitled An act relating to documentary stamp tax distributions; amending s. 201.15, F.S.; revising provisions for the payment of debt service and other amounts payable with respect to specified bonds; providing an effective date.

—was read the second time by title.

Senator Negron moved the following amendment which was adopted:

Amendment 1 (922570) (with title amendment)—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Negron, by two-thirds vote **HB 5501** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

MOTION

On motion by Senator Negron, the Senate having refused to pass **HB 5301**, **HB 5403**, **HB 5203**, and **HB 5501** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Thrasher, by two-thirds vote **HB 5301**, **HB 5403**, **HB 5203**, and **HB 5501** were immediately certified to the House.

CONFEREES APPOINTED

The President appointed the following conferees for **HB 5001**, **HB 5003**, **HB 5007**, **HB 5005**, **HB 5303**, **SB 2510**, **SB 2514**, **HB 5101**, **HB 5301**, **HB 5403**, **HB 5203**, and **HB 5501**: Appropriations Conference Committee: Senator Negron, Chair; Senator Benacquisto, Vice Chair; Senators Gardiner, Joyner, Margolis, Richter, Smith, and Thrasher, Members at large; Appropriations Conference Committee on Criminal and Civil Justice: Senator Bradley, Chair; Senators Altman, Clemens, Diaz de la Portilla, Evers, and Joyner; Appropriations Conference Committee on Education: Senator Galvano, Chair; Senators Abruzzo, Bullard, Detert, Legg, Montford, Sachs, Simmons, and Thrasher; Appropriations Conference Committee on General Government: Senator Hays, Chair; Senators Brandes, Braynon, Dean, Simpson, Soto, and Stargel; Appropriations Conference Committee on Health and Human Services: Senator Grimsley, Chair; Senators Bean, Flores, Garcia, Gibson, and Sobel; Appropriations Conference Committee on Transportation, Tourism, and Economic Development: Senator Gardiner, Chair; Senators Hukill, Latvala, Lee, Margolis, Ring, and Thompson.

The action of the Senate was certified to the House.

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

BILLS ON THIRD READING

CS for SB 260—A bill to be entitled An act relating to unaccompanied homeless youths; amending s. 743.067, F.S.; defining the term "unaccompanied homeless youth"; providing for a certification; authorizing certain unaccompanied homeless youths to consent to medical, dental, psychological, substance abuse, and surgical diagnosis and treatment, and forensic medical examinations for themselves and for their children in certain circumstances; providing that such consent does not affect the requirements of the Parental Notice of Abortion Act; providing an effective date.

—as amended March 26 was read the third time by title.

On motion by Senator Latvala, **CS for SB 260** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Hukill—

SB 1676—A bill to be entitled An act relating to the Internal Revenue Code; amending s. 220.03, F.S.; adopting the 2014 version of the code; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1676** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

SB 520—A bill to be entitled An act relating to public records; creating s. 466.051, F.S.; providing an exemption from public records requirements for information contained in dental workforce surveys submitted by dentists or dental hygienists to the Department of Health; providing exceptions to the exemption; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 520** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for SB 536—A bill to be entitled An act relating to reclaimed water; requiring the Department of Environmental Protection to conduct a study in coordination with the Department of Agriculture and Consumer Services and the water management districts on the expansion of the beneficial use of reclaimed water, stormwater, and excess surface water and to submit a report based upon such study; providing requirements for the report; requiring the departments to provide the public an opportunity for input and for public comment; requiring that the report be submitted to the Governor and the Legislature by a specified date; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simpson moved the following amendment which was adopted:

Amendment 1 (651544) (with title amendment)—Delete lines 21-22 and insert:
coordination with the stakeholders, shall conduct

And the title is amended as follows:

Delete lines 4-6 and insert: study in coordination with the stakeholders on the expansion of the

Pursuant to Rule 4.19, **CS for CS for SB 536** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **SB 592** was deferred.

On motion by Senator Detert—

SB 856—A bill to be entitled An act relating to the Uniform Fraudulent Transfer Act; amending s. 726.109, F.S.; providing that certain transfers of charitable contributions to charitable or religious organizations are exempt from s. 726.106(1), F.S.; providing an effective date.

—was read the second time by title.

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (831798) (with title amendment)—Between lines 9 and 10 insert:

Section 1. Subsections (1) and (5), paragraph (b) of subsection (6), and subsection (9) of section 56.29, Florida Statutes, are amended to read:

56.29 Proceedings supplementary.—

(1) When any person or entity holds an unsatisfied judgment or judgment lien obtained under chapter 55, the judgment holder or judgment lienholder may file a *motion and* an affidavit so stating, identifying, if applicable, the issuing court, the case number, and the unsatisfied amount of the judgment or judgment lien, including accrued costs and interest, and stating that the execution is valid and outstanding, and thereupon the judgment holder or judgment lienholder is entitled to these proceedings supplementary to execution.

(5) The *court judge* may order any property of the judgment debtor, not exempt from execution, in the hands of any person, or *any property, debt, or other obligation* due to the judgment debtor, to be applied toward the satisfaction of the judgment debt. *The court may entertain claims concerning the judgment debtor's assets brought under chapter 726 and enter any order or judgment, including a money judgment against any initial or subsequent transferee, in connection therewith, irrespective of whether the transferee has retained the property. Claims under chapter 726 are subject to the provisions of chapter 726 and applicable rules of civil procedure.*

(6)

(b) When any gift, transfer, assignment or other conveyance of personal property has been made or contrived by *the judgment debtor defendant* to delay, hinder or defraud creditors, the court shall order the gift, transfer, assignment or other conveyance to be void and direct the sheriff to take the property to satisfy the execution. This does not authorize seizure of property exempted from levy and sale under execution or property which has passed to a bona fide purchaser for value and without notice. Any person aggrieved by the levy may proceed under ss. 56.16-56.20.

(9) The court may enter any orders, *judgments, or writs* required to carry out the purpose of this section, *including those orders necessary or proper* to subject property or property rights of any *judgment debtor defendant* to execution, *and including entry of money judgments against any impleaded defendant irrespective of whether such defendant has retained the property, subject to ss. 56.18 and 56.19 and applicable principles of equity, and in accordance with chapters 76 and 77 and applicable rules of civil procedure.*

Section 2. *The amendments made by this act to s. 56.29, Florida Statutes, are remedial in nature, are intended to clarify existing law, and shall be applied retroactively to the full extent permitted by law.*

And the title is amended as follows:

Delete lines 2-3 and insert: An act relating to fraudulent transfers; amending s. 56.29, F.S.; authorizing the court to order any property, debt, or other obligation due the judgment debtor to be applied toward the satisfaction of the judgment debt; authorizing the court to entertain specified claims concerning the judgment debtor's assets and enter any order or judgment, including a money judgment; authorizing the court to enter a money judgment against an impleaded defendant under certain circumstances; providing applicability of specified laws and procedures; providing for retroactivity; amending s. 726.109, F.S.; providing that certain

Pursuant to Rule 4.19, **SB 856** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

CS for CS for SB 1036—A bill to be entitled An act relating to nursing education programs; amending s. 464.003, F.S.; revising definitions; amending s. 464.013, F.S.; exempting nurses who are certified by an accredited program from continuing education requirements; amending s. 464.019, F.S.; specifying the location of clinical training; revising the limitation on the percentage of clinical training that consists of clinical simulation; deleting obsolete requirements; authorizing the Board of Nursing to adopt certain rules relating to documenting the accreditation of nursing education programs; deleting the requirement that the Office of Program Policy Analysis and Government Accountability participate in an implementation study and revising the terms of the study; requiring nursing education programs that prepare students for the practice of professional nursing to be accredited; providing an exception; amending s. 456.014, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendment:

Amendment 1 (343362) (with title amendment)—Between lines 46 and 47 insert:

Section 2. Section 464.008, Florida Statutes, is amended to read:

464.008 Licensure by examination.—

(1) Any person desiring to be licensed as a registered nurse or licensed practical nurse shall apply to the department to take the licensure examination. The department shall examine each applicant who meets all of the following requirements:

(a) ~~Completes~~ ~~Has completed~~ the application form and ~~remits an application fee of up to \$150 as set by the board not to exceed \$150 and has remitted an examination fee of up to \$75 as set by the board, not to exceed \$75 plus the actual per applicant cost to the department for purchase of the examination from the National Council of State Boards of Nursing or a similar national organization.~~

(b) ~~Provides a set of fingerprints to~~ ~~Has provided sufficient information on or after October 1, 1989, which must~~ be submitted by the department for a statewide criminal records correspondence check through the Department of Law Enforcement;

(c) Is in good mental and physical health;

(d) Is a recipient of a high school diploma or the equivalent, ~~and~~

(e) ~~Completes, within 1 year before taking the examination, Has completed~~ the requirements for:

1. Graduation from an approved program;
2. Graduation from a prelicensure nursing education program that the board determines is equivalent to an approved program;
3. Graduation on or after July 1, 2009, from an accredited program; or

4. Graduation before July 1, 2009, from a prelicensure nursing education program whose graduates at that time were eligible for examination.

Courses successfully completed in a professional nursing education program ~~which that~~ are at least equivalent to a practical nursing education program may be used to satisfy the education requirements for licensure as a licensed practical nurse.

(~~f~~) ~~(d)~~ Has the ability to communicate in the English language, which may be determined by an examination given by the department.

(2) Each applicant who passes the examination and provides proof of meeting the educational requirements specified in subsection (1) shall, unless denied pursuant to s. 464.018, be entitled to licensure as a registered professional nurse or a licensed practical nurse, ~~as whichever is applicable.~~

(3) ~~An Any~~ applicant who fails the examination three consecutive times, regardless of the jurisdiction in which the examination is taken, ~~must shall be required to~~ complete a board-approved remedial course before the applicant ~~may will~~ be approved for reexamination. After taking the remedial course, the applicant may be approved to retake the examination up to three additional times before the applicant is required to retake remediation. The applicant shall apply for reexamination within 6 months after completion of remediation. The board shall by rule establish guidelines for remedial courses.

(4) ~~A person who applies to take the licensure examination more than 1 year after satisfying the educational requirements specified in subsection (1) must complete a licensure examination preparatory course approved by the board before being approved for examination.~~

Section 3. Subsections (3) and (4) of section 464.015, Florida Statutes, are amended to read:

464.015 Titles and abbreviations; restrictions; penalty.—

(3) Only persons who are graduates of prelicensure nursing education programs listed in s. 464.008(1)(e) ~~s. 464.008(1)(e)~~ may use the term “Graduate Nurse” and the abbreviation “G.N.,” pending the results of the first licensure examination for which they are eligible.

(4) Only persons who are graduates of prelicensure nursing education programs listed in s. 464.008(1)(e) ~~s. 464.008(1)(e)~~ may use the term “Graduate Practical Nurse” and the abbreviation “G.P.N.,” pending the results of the first licensure examination for which they are eligible.

Section 4. Subsection (4) of section 464.022, Florida Statutes, is amended to read:

464.022 Exceptions.—No provision of this part shall be construed to prohibit:

(4) The practice of nursing by graduates of prelicensure nursing education programs listed in s. 464.008(1)(e) ~~s. 464.008(1)(e)~~, pending the result of the first licensing examination for which they are eligible following graduation, ~~if provided~~ they practice under direct supervision of a registered professional nurse. The board shall by rule define what constitutes direct supervision.

And the title is amended as follows:

Between lines 3 and 4 insert: amending s. 464.008, F.S.; requiring certain applicants for licensure to take a preparatory course; amending ss. 464.015 and 464.022, F.S.; conforming cross-references;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following substitute amendment which was adopted:

Amendment 2 (758716) (with title amendment)—Between lines 46 and 47 insert:

Section 2. Section 464.008, Florida Statutes, is amended to read:

464.008 Licensure by examination.—

(1) Any person desiring to be licensed as a registered nurse or licensed practical nurse shall apply to the department to take the licensure examination. The department shall examine each applicant who meets all of the following requirements:

(a) ~~Completes~~ ~~Has completed~~ the application form and ~~remits an application fee of up to \$150 as set by the board not to exceed \$150 and has remitted an examination fee of up to \$75 as set by the board, not to exceed \$75 plus the actual per applicant cost to the department for purchase of the examination from the National Council of State Boards of Nursing or a similar national organization.~~

(b) ~~Provides a set of fingerprints to~~ ~~Has provided sufficient information on or after October 1, 1989, which must~~ be submitted by the department for a statewide criminal records correspondence check through the Department of Law Enforcement.

(c) Is in good mental and physical health;

(d) Is a recipient of a high school diploma or the equivalent; ~~and~~

(e) ~~Completes~~ ~~Has completed~~ the requirements for:

1. Graduation from an approved program;
2. Graduation from a prelicensure nursing education program that the board determines is equivalent to an approved program;
3. Graduation on or after July 1, 2009, from an accredited program; or
4. Graduation before July 1, 2009, from a prelicensure nursing education program whose graduates at that time were eligible for examination.

Courses successfully completed in a professional nursing education program ~~which~~ ~~that~~ are at least equivalent to a practical nursing education program may be used to satisfy the education requirements for licensure as a licensed practical nurse.

~~(f)(4)~~ Has the ability to communicate in the English language, which may be determined by an examination given by the department.

(2) *A person who applies to take the licensure examination more than 1 year after satisfying the educational requirements specified in subsection (1) must complete a licensure examination preparatory course approved by the board before being approved for examination.*

~~(3)(2)~~ Each applicant who passes the examination and provides proof of meeting the educational requirements specified in subsection (1) shall, unless denied pursuant to s. 464.018, be entitled to licensure as a registered professional nurse or a licensed practical nurse, ~~as whichever is~~ applicable.

~~(4)(3)~~ ~~An~~ ~~Any~~ applicant who fails the examination three consecutive times, regardless of the jurisdiction in which the examination is taken, ~~must shall be required to~~ complete a board-approved remedial course before the applicant ~~will~~ be approved for reexamination. After taking the remedial course, the applicant may be approved to retake the examination up to three additional times before the applicant is required to retake remediation. The applicant shall apply for reexamination within 6 months after completion of remediation. The board shall by rule establish guidelines for remedial courses.

Section 3. Subsections (3) and (4) of section 464.015, Florida Statutes, are amended to read:

464.015 Titles and abbreviations; restrictions; penalty.—

(3) Only persons who are graduates of prelicensure nursing education programs listed in s. 464.008(1)(e) ~~s. 464.008(1)(e)~~ may use the term “Graduate Nurse” and the abbreviation “G.N.,” pending the results of the first licensure examination for which they are eligible.

(4) Only persons who are graduates of prelicensure nursing education programs listed in s. 464.008(1)(e) ~~s. 464.008(1)(e)~~ may use the term “Graduate Practical Nurse” and the abbreviation “G.P.N.,” pending the results of the first licensure examination for which they are eligible.

Section 4. Subsection (4) of section 464.022, Florida Statutes, is amended to read:

464.022 Exceptions.—No provision of this part shall be construed to prohibit:

(4) The practice of nursing by graduates of prelicensure nursing education programs listed in s. 464.008(1)(e) ~~s. 464.008(1)(e)~~, pending the result of the first licensing examination for which they are eligible following graduation, ~~if provided~~ they practice under direct supervision of a registered professional nurse. The board shall by rule define what constitutes direct supervision.

And the title is amended as follows:

Between lines 3 and 4 insert: amending s. 464.008, F.S.; requiring certain applicants for licensure to take a preparatory course; amending ss. 464.015 and 464.022, F.S.; conforming cross-references;

Senator Grimsley moved the following amendment which was adopted:

Amendment 3 (914340) (with title amendment)—Between lines 312 and 313 insert:

(d) If students from a program that has been terminated pursuant to this subsection transfer to an approved or an accredited program under the direction of the Commission for Independent Education, the board shall recalculate the passage rates of the programs receiving the transferring students, excluding the test scores of those students transferring more than 12 credits.

And the title is amended as follows:

Delete line 10 and insert: obsolete requirements; providing for the recalculation of pass rates when students have been transferred from a terminated program; authorizing the Board of

Pursuant to Rule 4.19, **CS for CS for SB 1036** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

SB 1636—A bill to be entitled An act relating to renaming the Parole Commission; providing legislative findings; renaming the Parole Commission as the Florida Commission on Offender Review; providing a directive to the Division of Law Revision and Information; amending ss. 20.315, 20.32, 23.21, 98.093, 186.005, 255.502, 322.16, 394.926, 394.927, 633.304, 775.089, 775.16, 784.07, 784.078, 800.09, 843.01, 843.02, 843.08, 893.11, 921.16, 921.20, 921.21, 921.22, 940.03, 940.05, 940.061, 941.23, 943.0311, 943.06, 944.012, 944.02, 944.171, 944.4731, 945.091, 945.10, 945.47, 945.73, 947.005, 947.01, 947.02, 947.021, 947.045, 947.141, 947.146, 947.181, 947.185, 947.22, 948.09, 948.10, 949.05, 951.29, 957.06, 958.045, 960.001, 960.17, 985.04, and 985.045, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1636** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 570—A bill to be entitled An act relating to title insurance; amending s. 625.041, F.S.; specifying that a title insurer is liable for all of its unpaid losses and claims; amending s. 625.111, F.S.; revising and specifying the reserves certain title insurers must set aside; specifying how such reserves will be released; specifying which state law governs the amount of the reserve when a title insurer transfers its domicile to this state; defining “bulk reserve”; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title insurance agent or agency may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a title insurance agency

license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.782, F.S.; revising the date that certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing effective dates.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for CS for SB 570** to **CS for CS for HB 321**.

Pending further consideration of **CS for CS for SB 570** as amended, on motion by Senator Galvano, by two-thirds vote **CS for CS for HB 321** was withdrawn from the Committees on Banking and Insurance; Judiciary; and Commerce and Tourism.

On motion by Senator Galvano—

CS for CS for HB 321—A bill to be entitled An act relating to title insurance; amending s. 625.041, F.S.; revising criteria with respect to liabilities charged against assets in determinations of financial condition; amending s. 625.111, F.S.; specifying the reserves that certain title insurers must set aside after a certain date; specifying the manner in which reserves must be released; specifying which state law governs the amount of the reserve for a title insurer who transfers domicile to this state; providing that a domestic title insurer is not required to record separate bulk reserves; revising and providing definitions; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title agent or agency may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a title insurance agency license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.782, F.S.; revising the date by which certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 570** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 321** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

SB 490—A bill to be entitled An act relating to motor vehicle liability policy requirements; amending s. 627.7275, F.S.; extending the period during which the policy may be cancelled by the insurer; specifying minimum limits for such policy; deleting a provision requiring an insured who obtains additional coverage to obtain a new 6-month non-cancelable policy; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 490** was placed on the calendar of Bills on Third Reading.

On motion by Senator Clemens—

CS for CS for SB 450—A bill to be entitled An act relating to telephone solicitation; reordering and amending s. 501.059, F.S.; redefining

the term “telephonic sales call”; prohibiting a telephone solicitor from transmitting certain text messages to a consumer if the consumer is on the “no sales solicitation calls” list maintained by the Department of Agriculture and Consumer Services or if the consumer has previously communicated such a request to the telephone solicitor; making an appropriation; providing an effective date.

—was read the second time by title.

SENATOR RICHTER PRESIDING

Senator Clemens moved the following amendment which was adopted:

Amendment 1 (563408) (with title amendment)—Delete lines 71-77 and insert:

Section 2. *For the 2014-2015 fiscal year, the sums of \$54,908 in recurring funds and \$8,773 in nonrecurring funds are appropriated from the General Inspection Trust Fund to the Department of Agriculture and Consumer Services, and one full-time equivalent position with associated salary rate of 32,386 is authorized, for the purpose of implementing this act.*

And the title is amended as follows:

Delete line 10 and insert: the telephone solicitor; providing appropriations and authorizing positions;

Pursuant to Rule 4.19, **CS for CS for SB 450** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hays—

CS for SB 864—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; providing that the district school board has the constitutional duty and responsibility to select and provide adequate instructional materials for all students; redefining the term “adequate instructional materials”; amending s. 1006.283, F.S.; requiring a district school board or consortium of school districts to implement an instructional materials program; including criteria for the review and recommendation of instructional materials, the process by which instructional materials are adopted, and the process by which a school district will notify parents of their ability to access their children’s instructional materials in the list of the subjects that must be addressed by rule of the district school board; requiring adopted instructional materials to be provided in digital format; defining the term “digital format”; requiring the Department of Education to publish minimum, recommended technology requirements; requiring the Department of Education to publish annually a 5-year schedule of subject areas to be reviewed by local school districts, to begin by a specified date; requiring the district to make available, upon request, sample copies of its adopted instructional materials; repealing s. 1006.29, F.S., relating to state instructional materials reviewers; amending s. 1006.30, F.S.; requiring each district instructional materials reviewer to file an affidavit with the district school board, rather than the department; amending s. 1006.31, F.S.; deleting references to the Department of Education regarding the duties of instructional materials reviewers; revising the evaluation procedure for instructional materials; amending s. 1006.32, F.S.; conforming provisions to changes made by the act; deleting references to the Commissioner of Education regarding a pilot program and the adoption of instructional materials; repealing s. 1006.33, F.S., relating to bids, proposals, and advertisement regarding the adoption of instructional materials; repealing s. 1006.34, F.S., relating to powers and duties of the Commissioner of Education and the department in selecting and adopting instructional materials; amending s. 1006.35, F.S.; requiring the district school board, rather than the commissioner, to conduct an independent investigation to determine the accuracy of district-adopted instructional materials; authorizing the district school board, rather than the commissioner, to remove materials from the list of district-adopted materials under certain circumstances; repealing s. 1006.36, F.S., relating to the term of adoption for instructional materials; amending s. 1006.37, F.S.; authorizing, rather than requiring, the district school superintendent to requisition adopted instructional materials from the depository of a publisher with whom a contract has been made or any other vendor selling the adopted instructional materials; deleting provisions regarding the superintendent’s requisition of instructional materials; conforming provisions to changes made by the act;

authorizing a district school board or a consortium of school districts to requisition instructional materials from the publisher's depository or any other vendor selling adopted instructional materials; amending s. 1006.38, F.S.; conforming provisions to changes made by the act; revising the duties, responsibilities, and requirements of instructional materials publishers and manufacturers; amending s. 1006.40, F.S.; deleting provisions regarding the adoption of instructional materials for certain core courses in the subject area of mathematics; allowing each district school board to use all of the annual allocation for the purchase of digital, rather than electronic, instructional materials that meet certain goals, objectives, and requirements; deleting provisions regarding the use of the district's annual allocation for the purchase of instructional materials; amending s. 1006.41, F.S.; conforming provisions to changes made by the act; amending ss. 1003.621, 1006.282, and 1010.82, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 864** was placed on the calendar of Bills on Third Reading.

On motion by Senator Ring—

CS for SB 1194—A bill to be entitled An act relating to citizen support and direct-support organizations; amending s. 14.29, F.S.; providing for future review and repeal of provisions authorizing the Florida Commission on Community Service to establish and operate a direct-support organization; amending s. 16.616, F.S.; providing for future review and repeal of the direct-support organization established within the Department of Legal Affairs; creating s. 20.058, F.S.; requiring citizen support and direct-support organizations to annually submit certain information to the appropriate agency; requiring each agency receiving such information to post submissions on the agency's website; requiring each agency receiving such information to annually submit a report to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability; providing report requirements; requiring that a contract between an agency and a citizen support organization or direct-support organization be contingent on disclosure requirements; requiring an agency head to terminate a contract if an organization fails to meet disclosure requirements; requiring that each citizen support organization or direct-support organization created or authorized by law be subject to legislative review and repeal; requiring that citizen support organizations or direct-support organizations in existence as of a certain date be subject to future legislative review; amending s. 20.2551, F.S.; providing for future review and repeal of the citizen support organization established within the Department of Environmental Protection; amending s. 39.0011, F.S.; providing for future review and repeal of the direct-support organization of the Office of Adoption and Child Protection; amending s. 39.8298, F.S.; providing for future review and repeal of the Statewide Guardian Ad Litem Office's authorization to create a direct-support organization; amending s. 250.115, F.S.; providing for future review and repeal of the direct-support organization of the Department of Military Affairs; amending s. 257.43, F.S.; providing for future review and repeal of the citizen support organization of the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; providing for future review and repeal of provisions relating to citizen support organizations under the Division of Recreation and Parks of the Department of Environmental Protection; amending s. 259.10521, F.S.; providing for future review and repeal of the citizen support organization benefitting the Babcock Ranch Preserve; amending s. 265.703, F.S.; providing for future review and repeal of the citizen support organization of the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; providing for future review and repeal of the citizen support organization of the Division of Historical Resources of the Department of State; amending s. 288.1226, F.S.; providing for future review and repeal of the Florida Tourism Industry Marketing Corporation; amending s. 288.809, F.S.; providing for future review and repeal of the Florida Intergovernmental Relations Foundation; amending s. 288.923, F.S.; providing for future review and repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.; amending s. 292.055, F.S.; providing for future review and repeal of the direct-support organization of the Department of Veterans' Affairs; amending s. 379.223, F.S.; providing for future review and repeal of the Fish and Wildlife Conservation Commission's authorization to establish citizen support organizations; amending s. 413.0111, F.S.; providing for future review and repeal of the direct-support organization of the Division of Blind Services of the Department

of Education; amending s. 413.615, F.S.; providing for future review and repeal of the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 430.82, F.S.; providing for future review and repeal of the Department of Elderly Affairs' authority to establish a direct-support organization; amending s. 570.903, F.S.; providing for future review and repeal of the Department of Agriculture and Consumer Services' authority to establish a direct-support organization; amending s. 570.9135, F.S.; providing for future review and repeal of the Florida Beef Council, Inc.; amending s. 626.9895, F.S.; providing for future review and repeal of the Division of Insurance Fraud of the Department of Financial Services' authority to establish a direct-support organization; amending s. 683.231, F.S.; providing for future review and repeal of the Department of Law Enforcement's authority to establish a citizen support organization for Florida Missing Children's Day; amending s. 744.7082, F.S.; providing for future review and repeal of the direct-support organization supporting the Statewide Public Guardianship Office; amending s. 893.055, F.S.; providing for future review and repeal of the Department of Health's authority to establish a direct-support organization supporting the prescription drug monitoring program; amending s. 944.802, F.S.; providing for future review and repeal of the Department of Corrections' authority to establish a direct-support organization; amending s. 960.002, F.S.; providing for future review and repeal of the Governor's authority to authorize a direct-support organization to assist victims of adult and juvenile crime; amending s. 985.672, F.S.; providing for future review and repeal of the Department of Juvenile Justice's direct-support organization; amending s. 1009.983, F.S.; providing for future review and repeal of the Florida Prepaid College Board's authority to establish a direct-support organization; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1194** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1664** was deferred.

On motion by Senator Simpson—

CS for SB 1450—A bill to be entitled An act relating to homeowners' association meetings; amending ss. 720.303 and 720.306, F.S.; requiring meetings to be held at locations accessible to physically handicapped persons; providing an effective date.

—was read the second time by title.

Senator Simpson moved the following amendments which were adopted:

Amendment 1 (367058) (with title amendment)—Delete lines 22-23 and insert:

the attorney-client privilege. A meeting of the board must be held at a location that is accessible to a physically handicapped person if requested by a physically handicapped person who has a right to attend the meeting. The

And the title is amended as follows:

Delete lines 3-5 and insert: amending s. 720.303, F.S.; requiring a board meeting to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; amending s. 720.306, F.S.; requiring a meeting of the members to be held at a location accessible to physically handicapped persons; providing an effective

Amendment 2 (944198) (with title amendment)—Delete lines 44-45 and insert:

A meeting of the members must be held at a location that is accessible to a physically handicapped person if requested by a physically handicapped person who has a right to attend the meeting.

And the title is amended as follows:

Delete lines 3-5 and insert: amending s. 720.303, F.S.; requiring a board meeting to be held at a location accessible to physically handicapped persons; amending s. 720.306, F.S.; requiring a meeting of the members to be held at a location accessible to physically handicapped

persons upon request of certain authorized persons; providing an effective

Pursuant to Rule 4.19, **CS for SB 1450** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Legg—

CS for SB 1642—A bill to be entitled An act relating to education accountability; amending s. 1008.34, F.S.; providing definitions for the statewide, standardized assessment program and school grading system; deleting annual reports; revising authority over allocation of a school's budget based on school grades; revising the basis for the calculation of school grades; revising the contents of the school report card; revising the basis for the calculation of district grades; requiring the Department of Education to develop a district report card; providing for transition to the revised school grading system; amending s. 1001.42, F.S.; revising criteria that necessitate a school's improvement plan to include certain strategies; amending s. 1002.33, F.S.; revising cross-references; amending s. 1003.621, F.S.; revising cross-references; amending s. 1008.31, F.S.; revising legislative intent for the K-20 education performance accountability system; amending s. 1008.33, F.S.; conforming provisions relating to school improvement and education accountability; amending s. 1008.341, F.S.; revising provisions relating to the school improvement rating for alternative schools; amending s. 1008.3415, F.S.; correcting cross-references; requiring the Commissioner of Education to exempt students from taking statewide, standardized assessments under certain circumstances; authorizing a parent to request that a student who is granted an exemption participate in statewide, standardized assessments; requiring the State Board of Education to adopt rules; providing an effective date.

—was read the second time by title.

Senator Legg moved the following amendment:

Amendment 1 (287974)—Delete lines 173-241 and insert:

i. For schools comprised of middle grades 6 through 8 or grades 7 and 8, the percentage of eligible students passing high school level statewide, standardized end-of-course assessments or attaining national industry certifications identified in the Industry Certification Funding List pursuant to rules adopted by the State Board of Education.

In calculating Learning Gains for the components listed in sub-subparagraphs e.-h., the State Board of Education shall require that learning growth toward achievement levels 3, 4, and 5 is demonstrated by students who scored below each of those levels in the prior year.

~~2. Beginning with the 2011-2012 school year, for schools comprised of middle grades 6 through 8 or grades 7 and 8, the school's grade shall include the performance and participation of its students enrolled in high school level courses with statewide, standardized assessments administered under s. 1008.22. Performance and participation must be weighted equally. As valid data becomes available, the school grades shall include the students' attainment of national industry certification identified in the Industry Certification Funding List pursuant to rules adopted by the state board.~~

~~2.3. Beginning with the 2009-2010 school year For a school schools comprised of high school grades 9, 10, 11, and 12, or grades 10, 11, and 12, the school's grade at least 50 percent of the school grade shall also be based on a combination of the factors listed in sub-subparagraphs 1.a.-c. and the remaining percentage on the following components, each worth 100 points factors:~~

~~a. The 4-year high school graduation rate of the school as defined by state board rule.;~~

~~b. The percentage of students who were eligible to earn college and career credit through As valid data becomes available, the performance and participation of the school's students in College Board Advanced Placement examinations courses, International Baccalaureate examinations courses, dual enrollment courses, or and Advanced International Certificate of Education examinations courses; or who, at any time during high school, earned and the students' achievement of na-~~

tional industry certification identified in the Industry Certification Funding List, pursuant to rules adopted by the state board.;

(c)1. The calculation of a school grade shall be based on the percentage of points earned from the components listed in subparagraph (b)1. and, if applicable, subparagraph (b)2. The State Board of Education shall adopt in rule a school grading scale that sets the percentage of points needed to earn each of the school grades listed in subsection (2). There shall be at least five percentage points separating the percentage thresholds needed to earn each of the school grades. The state board shall periodically review the school grading scale to determine if the scale should be adjusted upward to meet raised expectations and encourage increased student performance. If the state board adjusts the grading scale upward, the state board must inform the public and the school districts of the reasons for and degree of the adjustment and its anticipated impact on school grades.

Senator Montford moved the following amendment to **Amendment 1** which was adopted:

Amendment 1A (141750)—Delete line 16 and insert:
in the prior year. In calculating the components in sub-subparagraphs a.-d., the state board shall include the performance of English language learners only if they have been enrolled in a school in the United States for more than 2 years.

Amendment 1 (287974) as amended was adopted.

Senator Legg moved the following amendment which was adopted:

Amendment 2 (129464)— Delete lines 406-418 and insert:
receive a grade. The department shall develop a district report card that includes the district grade; the information required under s. 1008.345(5); measures of the district's progress in closing the achievement gap between higher-performing student subgroups and lower-performing student subgroups; measures of the district's progress in demonstrating Learning Gains of its highest-performing students; measures of the district's success in improving student attendance; the district's grade-level promotion of students scoring achievement levels 1 and 2 on statewide, standardized English Language Arts and mathematics assessments; and measures of the district's performance in preparing students for the transition from elementary to middle school, middle to high school, and high school to postsecondary institutions and careers.

Senator Stargel moved the following amendment:

Amendment 3 (864516) (with title amendment)—Delete lines 832-859 and insert:

Section 9. Present subsections (9) and (10) of section 1008.22, Florida Statutes, are renumbered as subsections (10) and (11), respectively, and a new subsection (9) is added to that section, to read:

1008.22 Student assessment program for public schools.—

(9) CHILD WITH MEDICAL COMPLEXITY.—In addition to the exemption option provided for under s. 1008.212, effective July 1, 2014, a child with a medical complexity may be exempt from participating in statewide, standardized assessments, including the Florida Alternate Assessment (FAA), pursuant to the provisions of this subsection.

(a) Definition of child with medical complexity. A child with a medical complexity means a child who, based upon medical documentation from a physician licensed under chapter 458, is medically fragile and needs intensive care due to a condition such as congenital or acquired multisystem disease; has a severe neurological or cognitive disorder with marked functional impairment; or is technology dependent for activities of daily living; and lacks the capacity to take or perform on an assessment.

(b) Exemption options. If the parent consents in writing, and the IEP team determines that the child should not be assessed based upon medical documentation that the child meets the definition of a child with medical complexity, then the parent may choose one of the following three assessment exemption options.

1. One-year exemption approved by the district school superintendent. If the superintendent is provided written documentation of parental consent and appropriate medical documentation to support the IEP team's determination that the child is a child with medical complexity,

then the superintendent may approve a one-year exemption from all statewide, standardized assessments, including the FAA. The superintendent shall report annually to the district school board and the Commissioner of Education the number of students who are identified as a child with medical complexity who are not participating in the assessment program.

2. One- to three-year exemption approved by the Commissioner of Education. If the commissioner is provided written documentation of parental consent; district school superintendent approval; the IEP team's determination that the child is a child with medical complexity based upon appropriate medical documentation; and all medical documentation, then the commissioner may exempt the child from all statewide, standardized assessments, including the FAA, for up to three years. The State Board of Education shall adopt rules to administer this subparagraph which must expedite the process by which exemptions are reviewed and approved and which demonstrate the utmost compassion and consideration for meeting the parent's and child's needs.

3. Permanent exemption approved by the Commissioner of Education. If the commissioner is provided written documentation of parental consent; district school superintendent approval of a permanent exemption; the IEP team's determination that the child is a child with medical complexity based upon appropriate medical documentation and that a permanent exemption is appropriate; and all medical documentation, then the commissioner may approve a permanent exemption from all statewide, standardized assessments, including the FAA. The State Board of Education shall adopt rules to administer this subparagraph which must expedite the process by which exemptions are reviewed and approved and which demonstrate the utmost compassion and consideration for meeting the parent's and child's needs.

(c) Reporting requirements. The Commissioner of Education shall annually report to the Legislature data, by district, related to the implementation of this subsection at the same time as results are reported regarding student performance on statewide, standardized assessments.

And the title is amended as follows:

Delete lines 25-31 and insert: correcting cross-references; amending s. 1008.22, F.S.; providing that a child with a medical complexity may be exempt from participating in statewide, standardized assessments under specified circumstances; defining the term "child with a medical complexity"; authorizing a parent to choose assessment exemption options; specifying the assessment exemption options; requiring the Commissioner of Education to report to the Legislature regarding the implementation of the exemption; providing an

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following amendment to **Amendment 3** which was adopted:

Amendment 3A (119192)—Delete line 18 and insert: documentation from a physician licensed under chapter 458 or 459 is

Amendment 3 (864516) as amended was adopted.

Senator Montford moved the following amendment which was adopted:

Amendment 4 (602534) (with title amendment)—Between lines 859 and 860 insert:

Section 10. Subsection (5) of section 1008.345, Florida Statutes, is amended to read:

1008.345 Implementation of state system of school improvement and education accountability.—

(5) The commissioner shall report to the Legislature and recommend changes in state policy necessary to foster school improvement and education accountability. The report shall include:

(a) For each school district:

1. The percentage of students, by school and grade level, demonstrating learning growth in English Language Arts and mathematics.

2. The percentage of students, by school and grade level, in both the highest and lowest quartiles demonstrating learning growth in English Language Arts and mathematics.

(b) Intervention and support strategies used by school boards whose students in both the highest and lowest quartiles exceed the statewide average learning growth for students in those quartiles.

(c) Intervention and support strategies used by school boards whose schools provide educational services to youth in Department of Juvenile Justice programs that demonstrate learning growth in English Language Arts and mathematics that exceeds the statewide average learning growth for students in those subjects. ~~Included in the report shall be a list of the schools, including schools operating for the purpose of providing educational services to youth in Department of Juvenile Justice programs, for which district school boards have developed intervention and support strategies and an analysis of the various strategies used by the school boards.~~

School reports shall be distributed pursuant to this subsection and s. 1001.42(18)(b) and according to rules adopted by the State Board of Education.

Section 11. Paragraph (a) of subsection (2) of section 1011.64, Florida Statutes, is amended to read:

1011.64 School district minimum classroom expenditure requirements.—

(2) For the purpose of implementing the provisions of this section, the Legislature shall prescribe minimum academic performance standards and minimum classroom expenditure requirements for districts not meeting such minimum academic performance standards in the General Appropriations Act.

(a) Minimum academic performance standards may be based on, but are not limited to, district grades determined pursuant to s. ~~1008.34~~ ~~1008.34(7)~~.

Section 12. Subsection (6) of section 1008.22, Florida Statutes, is amended to read:

1008.22 Student assessment program for public schools.—

(6) LOCAL ASSESSMENTS.—

(a) Measurement of student ~~performance learning gains~~ in all subjects and grade levels, except those subjects and grade levels measured under the statewide, standardized assessment program described in this section, is the responsibility of the school districts.

(b) ~~Except for those subjects and grade levels measured under the statewide, standardized assessment program, beginning with the 2014-2015 school year, each school district shall administer for each course offered in the district a local student assessment that measures student mastery of course the content, as described in the state-adopted course description, at the necessary level of rigor for the course. As adopted pursuant to State Board of Education rule, course content is set forth in the state standards required by s. 1003.41 and in the course description. Local Such~~ assessments may include:

1. Statewide assessments.
2. Other standardized assessments, including nationally recognized standardized assessments.
3. Industry certification ~~assessments examinations~~.
4. District-developed or district-selected end-of-course assessments.
5. Teacher-selected or principal-selected assessments.

(c) Each district school board must adopt policies for selection, development, administration, and scoring of local assessments and for collection of assessment results. Local assessments implemented under subparagraphs (b)4. and 5. may include a variety of assessment formats, including, but not limited to, project-based assessments, adjudicated performances, and practical application assignments. For all English Language Arts, mathematics, science, and social studies courses offered

in the district that are used to meet graduation requirements under s. 1002.3105, s. 1003.4281, or s. 1003.4282 and that are not otherwise assessed by statewide, standardized assessments, the district school board must select the assessments described in subparagraphs (b)1.-4.

(d)(e) The Commissioner of Education shall identify methods to assist and support districts in the development and acquisition of assessments required under this subsection. Methods may include developing item banks, facilitating the sharing of developed tests among school districts, acquiring assessments from state and national curriculum-area organizations, and providing technical assistance in best professional practices of test development based upon state-adopted curriculum standards, administration, and security.

(e)(d) Each school district shall establish schedules for the administration of any district-mandated assessment and approve the schedules as an agenda item at a district school board meeting. The school district shall publish the testing schedules on its website, clearly specifying the district-mandated assessments, and report the schedules to the Department of Education by October 1 of each year.

Section 13. Subsections (1), (7), and (8) of section 1012.34, Florida Statutes, are amended, and subsections (9) and (10) are added to that section, to read:

1012.34 Personnel evaluation procedures and criteria.—

(1) EVALUATION SYSTEM APPROVAL AND REPORTING.—

(a) For the purpose of increasing student *academic performance learning growth* by improving the quality of instructional, administrative, and supervisory services in the public schools of the state, the district school superintendent shall establish procedures for evaluating the performance of duties and responsibilities of all instructional, administrative, and supervisory personnel employed by the school district. *The district school superintendent shall provide instructional personnel the opportunity to review their class rosters for accuracy and to correct any mistakes.* The district school superintendent shall ~~annually~~ report accurate class rosters for the purpose of calculating district and statewide student performance and annually report the evaluation results of instructional personnel and school administrators to the Department of Education in addition to the information required under subsection (5).

(b) The department must approve each school district's instructional personnel and school administrator evaluation systems. The department shall monitor each district's implementation of its instructional personnel and school administrator evaluation systems for compliance with the requirements of this section.

(c) *Annually*, by December 1, ~~2012~~, the Commissioner of Education shall report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the approval and implementation status of each school district's instructional personnel and school administrator evaluation systems. The report shall include performance evaluation results for the prior school year for instructional personnel and school administrators using the four levels of performance specified in paragraph (2)(e). The performance evaluation results for instructional personnel shall be disaggregated by classroom teachers, as defined in s. 1012.01(2)(a), excluding substitute teachers, and all other instructional personnel, as defined in s. 1012.01(2)(b)-(d). The commissioner shall include in the report each district's performance-level standards established under subsection (7), a comparative analysis of the district's student academic performance results and evaluation results, ~~data reported under s. 1012.341, continue to report, by December 1 each year thereafter, each school district's performance evaluation results and the status of any evaluation system revisions requested by a school district pursuant to subsection (6).~~

(7) MEASUREMENT OF STUDENT LEARNING GROWTH.—

(a) ~~By June 1, 2011~~, The Commissioner of Education shall approve a formula to measure individual student learning growth on the statewide, standardized assessments in English Language Arts and mathematics on the Florida Comprehensive Assessment Test (FCAT) administered under s. 1008.22 ~~1008.22(3)(c)1~~. The formula must take into consideration each student's prior academic performance. The formula must not set different expectations for student learning growth based upon a student's gender, race, ethnicity, or socioeconomic status. In the devel-

opment of the formula, the commissioner shall consider other factors such as a student's attendance record, disability status, or status as an English language learner. The commissioner shall select additional formulas as appropriate for the remainder of the statewide assessments included under s. 1008.22 and continue to select formulas as new assessments are implemented in the state system. After the commissioner approves the formula to measure individual student learning growth on the FCAT and as additional formulas are selected by the commissioner for new assessments implemented in the state system, the State Board of Education shall adopt these formulas *in by* rule.

(b) ~~Beginning in the 2011-2012 school year~~, Each school district shall measure student learning growth using the ~~formulas~~ formula approved by the commissioner under paragraph (a) for courses associated with the statewide, standardized assessments administered FCAT. ~~Each school district shall implement the additional student learning growth measures selected by the commissioner under paragraph (a) for the remainder of the statewide assessments included under s. 1008.22 no later than the school year immediately following the year the formula is approved by the commissioner as they become available. Beginning in the 2014-2015 school year~~, For grades and subjects not assessed by statewide, standardized assessments but otherwise assessed as required under s. 1008.22(6) ~~1008.22(8)~~, each school district shall measure performance of students student learning growth using a methodology determined by the district ~~an equally appropriate formula~~. The department shall provide models for measuring performance of students student learning growth which school districts may adopt.

(c) For a course that is not measured by a statewide, standardized assessment, a school district may request, through the evaluation system approval process, to use a student's student achievement level measure rather than a student learning growth measure if achievement is demonstrated to be a more appropriate measure of classroom teacher performance. A school district may also request to use a combination of student learning growth and achievement, if appropriate.

(d) ~~For If the student learning growth in a course that is not measured by a statewide, standardized assessment but is measured by a school district assessment~~, a school district may request, through the evaluation system approval process, that the performance evaluation for the classroom teacher assigned to that course include the learning growth of his or her students on one or more statewide, standardized assessments FCAT Reading or FCAT Mathematics. The request must clearly explain the rationale supporting the request. ~~However, the classroom teacher's performance evaluation must give greater weight to student learning growth on the district assessment.~~

(e) For purposes of this section and only for the 2014-2015 school year, a school district may use measurable learning targets on local assessments administered under s. 1008.22(6) to evaluate the performance of students' portion of a classroom teacher's evaluation for courses that are not assessed by statewide, standardized assessments. ~~classroom teachers of courses for which the district has not implemented appropriate assessments under s. 1008.22(8) or for which the school district has not adopted an equally appropriate measure of student learning growth under paragraphs (b)-(d), student learning growth must be measured by the growth in learning of the classroom teacher's students on statewide assessments, or, for courses in which enrolled students do not take the statewide assessments, measurable Learning targets must be established based upon the goals of the school improvement plan and approved by the school principal. A district school superintendent may assign to instructional personnel in an instructional team the student learning growth of the instructional team's students on statewide assessments. This paragraph expires July 1, 2015.~~

(8) RULEMAKING.—The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 which establish uniform procedures for the submission, review, and approval of district evaluation systems and reporting requirements for the annual evaluation of instructional personnel and school administrators; specific, discrete standards for each performance level required under subsection (2) to ensure clear and sufficient differentiation in the performance levels and to provide consistency in meaning across school districts; the measurement of student learning growth and associated implementation procedures required under subsection (7); a process to permit instructional personnel to review the class roster for accuracy and to correct any mistakes relating to the identity of students for whom the individual is responsible; and a process for monitoring school district implementation of

evaluation systems in accordance with this section. Specifically, the rules shall establish a student performance levels learning growth standard that if not met will result in the employee receiving an unsatisfactory performance evaluation rating. In like manner, the rules shall establish a student performance level learning growth standard that must be met in order for an employee to receive a highly effective rating and a student learning growth standard that must be met in order for an employee to receive an effective rating.

(9) **TRANSITION TO NEW STATEWIDE, STANDARDIZED ASSESSMENTS.**—Standards for each performance level required under subsection (2) shall be established by the State Board of Education beginning with the 2015-2016 school year.

(10) **DISTRICT BONUS REWARDS FOR PERFORMANCE PAY BASED ON EVALUATION PROGRESS.**—School districts are eligible for bonus rewards as provided for in the 2014 General Appropriations Act for making outstanding progress toward educator effectiveness, including implementation of instructional personnel salaries based on performance results under s. 1012.34 and the use of local assessment results in personnel evaluations when statewide, standardized assessments are not administered.

Section 14. Section 1012.341, Florida Statutes, is amended to read:

1012.341 Exemption from performance evaluation system and compensation and salary schedule requirements.—

(1) ~~Hillsborough County Notwithstanding any other provision of this act, a School District that received an exemption under Florida's Race to the Top Memorandum of Understanding for Phase 2, as provided in s. (D)(2)(ii) of the memorandum. Accordingly, notwithstanding any other provision of law, Hillsborough County School District, is allowed to base 40 percent, instead of 50 percent, of instructional personnel and school administrator performance evaluations upon student performance learning growth under s. 1012.34, as amended by this act. The school district is also exempt from the amendments to s. 1012.22(1)(c) made by chapter 2011-1, Laws of Florida this act. The exemptions described in this subsection are effective beginning with for the 2011-2012 school year and until the expiration of this section are effective for each school year thereafter if the school district receives annual approval by the State Board of Education.~~

(2) ~~By October 1, 2014, and by October 1 annually thereafter, the superintendent of Hillsborough County School District shall attest, in writing, to the Commissioner of Education that The State Board of Education shall base its approval upon demonstration by the school district of the following:~~

(a) The instructional personnel and school administrator evaluation systems base at least 40 percent of an employee's performance evaluation upon student performance and that student performance is the single greatest component of an employee's evaluation.

(b) The instructional personnel and school administrator evaluation systems adopt the Commissioner of Education's student learning growth formula for statewide assessments as provided under s. 1012.34(7).

(c) The school district's instructional personnel and school administrator compensation system awards salary increases based upon sustained student performance.

(d) The school district's contract system awards instructional personnel and school administrators based upon student performance and removes ineffective employees.

~~(e) Beginning with the 2014-2015 school year and each school year thereafter, student learning growth based upon performance on statewide assessments under s. 1008.22 must have significantly improved compared to student learning growth in the district in 2011-2012 and significantly improved compared to other school districts.~~

(3) ~~Failure to comply with subsection (2) is grounds for the State Board of Education, at a public hearing, to revoke the exemption. The State Board of Education shall annually renew a school district's exemptions if the school district demonstrates that it meets the requirements of subsection (2). If the exemptions are not renewed, the school district must comply with the requirements and laws described in sub-~~

~~section (1) by the beginning of the next school year immediately following the loss of the exemptions.~~

~~(4) The State Board of Education shall adopt rules pursuant to ss. 120.526(1) and 120.54 to establish the procedures for applying for the exemptions and the criteria for renewing the exemptions.~~

This section ~~is shall be~~ repealed August 1, 2017, unless reviewed and reenacted by the Legislature.

And the title is amended as follows:

Delete line 31 and insert: State Board of Education to adopt rules; amending s. 1008.345, F.S.; revising the contents of the Commissioner of Education's report on school improvement and education accountability to include student learning growth information and intervention and support strategies; amending s. 1011.64, F.S.; correcting a cross-reference; amending s. 1008.22, F.S.; authorizing use of teacher-selected or principal selected assessments as a form of local assessment; requiring a district school board to adopt policies relating to selection, development, administration, and scoring of local assessments; amending s. 1012.34, F.S.; providing information to be included in annual reports on the approval and implementation status of school district personnel evaluation systems; revising provisions relating to the measurement of student learning growth for purposes of personnel evaluation; conforming State Board of Education rulemaking relating to performance evaluations; providing for transition to new statewide, standardized assessments; authorizing bonus rewards to school districts for progress toward educator effectiveness; amending s. 1012.341, F.S.; removing rulemaking authority and establishing a compliance verification process for the exemption from performance evaluation system, compensation, and salary schedule requirements; providing an

Pursuant to Rule 4.19, **CS for SB 1642** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Thrasher introduced his daughter, Jennifer, who was present in the gallery.

Consideration of **SB 1010** and **SB 162** was deferred.

On motion by Senator Brandes—

CS for CS for SB 226—A bill to be entitled An act relating to public records; creating s. 316.0777, F.S.; providing definitions; creating a public records exemption for certain images and data obtained through the use of an automated license plate recognition system and personal identifying information of an individual in data generated from such images; providing conditions for disclosure of such images and information; providing for retroactive application of the public records exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 226** was placed on the calendar of Bills on Third Reading.

CS for SB 292—A bill to be entitled An act relating to public records; amending s. 365.174, F.S.; providing an exemption from public records requirements for proprietary confidential business information submitted by a wireless service provider to the Department of Revenue; authorizing the Department of Revenue to share such information with the Secretary of Management Services and the E911 Board; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 292**, on motion by Senator Hays, by two-thirds vote **CS for HB 177** was withdrawn from the

Committees on Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

On motion by Senator Hays—

CS for HB 177—A bill to be entitled An act relating to public records; amending s. 365.174, F.S.; providing an exemption from public records requirements for proprietary confidential business information submitted by a wireless service provider to the Department of Revenue; authorizing the department to share such information with the Secretary of Management Services and the E911 Board; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 292** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 177** was placed on the calendar of Bills on Third Reading.

On motion by Senator Ring, the Senate resumed consideration of—

CS for SB 358—A bill to be entitled An act relating to athletic coaches for youth athletic teams; amending s. 943.0438, F.S.; revising the definition of the term “athletic coach”; expanding provisions relating to athletic coaches for independent sanctioning authorities to require such authorities to conduct specified background screening of certain coaches of youth athletic teams; providing that the duty may not be delegated; providing for disqualification; providing for exemption from disqualification; requiring that specified documentation be maintained for a specified period by such authorities; providing an effective date.

—which was previously considered March 26.

THE PRESIDENT PRESIDING

Senator Ring moved the following amendment which was adopted:

Amendment 1 (455062)—Delete line 20 and insert:

943.0438 Athletic coaches for independent sanctioning

Pursuant to Rule 4.19, **CS for SB 358** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

SB 1010—A bill to be entitled An act relating to cable and video services; repealing s. 610.119, F.S., relating to reports required to be submitted to the Legislature by the Office of Program Policy Analysis and Government Accountability and the Department of Agriculture and Consumer Services on the status of competition in the cable and video service industry and the staffing requirements associated with consumer complaints related to video and cable certificateholders, respectively; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1010** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for SB 366—A bill to be entitled An act relating to public records; amending s. 815.04, F.S.; amending an exemption from public records requirements for data, programs, and supporting documentation that are trade secrets residing or existing internal or external to a computer, computer system, or computer network; expanding the exemption to include such trade secret information residing or existing internal or external to an electronic device; providing for 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.

Pursuant to Rule 4.19, **CS for SB 366** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 384** was deferred.

On motion by Senator Hays—

CS for SB 390—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying information of specific current and former personnel of the Department of Health and the spouses and children of such personnel, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 390** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

CS for SB 398—A bill to be entitled An act relating to the Florida Tourism Hall of Fame; creating s. 265.004, F.S.; providing legislative intent; establishing the Florida Tourism Hall of Fame; providing for administration by the Florida Tourism Industry Marketing Corporation; designating a location for the display of inductee plaques; providing procedures for nomination, selection, and induction of members; providing that a person inducted before a certain date remains in the Hall of Fame; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 398** was placed on the calendar of Bills on Third Reading.

On motion by Senator Altman—

CS for CS for SB 440—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; limiting the application of certain requirements relating to bylaws to residential condominiums and their associations and boards; amending s. 718.113, F.S.; limiting the application of certain requirements relating to the maintenance of residential condominiums and their associations and boards; amending s. 718.1255, F.S.; exempting nonresidential condominiums from mandatory arbitration unless specifically provided for in their declarations; amending s. 718.403, F.S., and reenacting subsection (1), relating to the authority to develop a condominium in phases; authorizing the developer to modify the plot plan as to unit or building types; limiting the circumstances under which a plot plan may be modified as to a residential condominium; specifying the provisions relating to phase condominiums that are inapplicable to nonresidential condominiums; amending s. 718.707, F.S.; extending by 1 year the time limitation for classification as a bulk assignee or bulk buyer; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 440** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

SB 516—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; creating a public records exemption for individual identifying information of a person contained in a Point-In-Time Count and Survey or data in a Homeless Management Information System; defining the term “individual identifying information”; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 516** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

SB 538—A bill to be entitled An act relating to public records; creating s. 197.3225, F.S.; providing an exemption from public records requirements for e-mail addresses obtained by the tax collector for the purpose of electronically sending tax notices or obtaining the consent of the taxpayer to the electronic transmission of tax notices; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendments which were adopted:

Amendment 1 (438664)—Delete line 17 and insert:

(1) *A taxpayer's e-mail*

Amendment 2 (896550)—Delete lines 32-33 and insert: *subsection (1) is not confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.*

Pursuant to Rule 4.19, **SB 538** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for SB 646—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1006.52, F.S., relating to an exemption from public records requirements for post-secondary education records and applicant records; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 646** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for SB 648—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1002.221, F.S., relating to an exemption from public records requirements for K-12 education records; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions to conform; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 648** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for SB 656—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1008.24, F.S., relating to an exemption from public records requirements for certain information held by the Department of Education during active investigations of allegations of testing impropriety; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 656** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

SB 796—A bill to be entitled An act relating to public accountancy; amending s. 473.306, F.S.; revising course requirement for certified public accountant license applicant to take the licensure examination; requiring an applicant to be of good moral character in order to take the licensure examination; requiring the Board of Accountancy, when refusing to allow an applicant to take the examination because of a lack of good moral character, to make certain findings and furnish certain evidence and notices to the applicant; amending s. 473.313, F.S.; revising certain deadlines for license reactivation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 796** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

SB 996—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 288.9551, F.S., which provides an exemption from public record and public meeting requirements for certain records and meetings of the Scripps Florida Funding Corporation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 996** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

SB 1664—A bill to be entitled An act relating to arbitration; amending s. 682.014, F.S.; correcting the description of a cross-reference; providing for retroactive application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1664** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Thrasher, the rules were waived and the roll call for **HB 5001** was corrected to delete the vote for Senator Benacquisto who was excused at the time the vote was taken. Senator Benacquisto submitted a vote after roll call letter to the Secretary.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, April 3, 2014 and Friday, April 4, 2014: SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 162, CS for CS for SB 226, CS for SB 292, CS for SB 366, CS for SB 384, CS for SB 390, CS for SB 398, CS for CS for SB 440, CS for CS for SB 450, SB 490, SB 516, SB 538, CS for CS for SB 570, CS for SB 646, CS for SB 648, CS for SB 656, SB 796, CS for SB 864, SB 996, SB 1010, CS for SB 1194, CS for SB 1450, CS for SB 1642, SB 1664, SB 1676.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Environmental Preservation and Conservation recommends the following pass: CS for SB 1306

The Committee on Health Policy recommends the following pass: CS for SB 1160

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

The Committee on Community Affairs recommends the following pass: SB 978; CS for SB 1326; CS for SB 1342; SB 1532

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 872

The Committee on Health Policy recommends the following pass: SB 1230 with 1 amendment; SB 1388

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 550

The bill was referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1052

The bill was referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Health Policy recommends the following pass: SB 1428

The bill was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends the following pass: SB 884

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Health Policy recommends the following pass: SB 1700

The bill was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Community Affairs recommends the following pass: SJR 916

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

The Committee on Health Policy recommends the following pass: CS for SB 1106

The bill was referred to the Committee on Regulated Industries under the original reference.

The Committee on Community Affairs recommends the following pass: SB 922

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 386; CS for SB 414; CS for SB 840; SB 1046; CS for SB 1140; CS for SB 1318

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 620

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 692

The Committee on Rules recommends the following pass: CS for SB 72; SB 290; CS for SB 298; SB 374; CS for SB 540; CS for SB 546; CS for SB 826; CS for SB 828; CS for SR 894; CS for SB 998; CS for SB 1002; SB 1108; SB 1262; CS for CS for SB 1300

The bills were placed on the Calendar.

The Committee on Agriculture recommends committee substitutes for the following: CS for SB 1044; CS for SB 1576

The Committee on Community Affairs recommends committee substitutes for the following: SB 910; SB 1382; CS for SB 1474; CS for SB 1632

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1328; CS for SB 1442

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 316

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 702; CS for SB 798; SB 920; CS for SB 972

The Committee on Rules recommends a committee substitute for the following: CS for SB 1254

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 Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 508

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1646

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1266

The Committee on Health Policy recommends a committee substitute for the following: SB 992

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

The Committee on Judiciary recommends a committee substitute for the following: SB 104

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: CS for SB 296

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

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 904; SB 1440

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

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1050

The bill with committee substitute attached was referred to the Committee on Environmental Preservation and Conservation under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1436

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 214

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 1580

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1190

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1628

The Committee on Health Policy recommends committee substitutes for the following: SB 918; SB 1470

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 1212

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

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 350; SM 368

The Committee on Judiciary recommends committee substitutes for the following: SB 862; CS for SB 976; SB 1526

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 Community Affairs recommends a committee substitute for the following: CS for SB 1048

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 674

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 286; SB 726; CS for SB 730

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 836

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 586; SB 870; CS for SB 1138

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 278; CS for SB 280; CS for SB 926; CS for SB 1524

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Education recommends the following pass: SB 886

Appropriations Subcommittee on Finance and Tax recommends the following pass: SB 362; SB 712

Appropriations Subcommittee on General Government recommends the following pass: SB 914; CS for CS for SB 956; CS for CS for SB 1014; CS for SB 1098; CS for SB 1210

Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for CS for SB 268; CS for SB 662; CS for SB 694

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 876; CS for SB 1480

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Transportation recommends that the Senate confirm the following appointment made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Transportation Commission	
Appointee: Wright, Kenneth W.	09/30/2014

The appointment was referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Soto—

CS for SB 104—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term "family cases" has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Thompson and Abruzzo—

CS for SB 214—A bill to be entitled An act relating to the Black Cultural Tourism Enhancement Commission; creating the commission within the Department of State; directing the commission to independently exercise its powers and duties; requiring the department to provide administrative and staff support services to the commission; providing the powers and duties of the commission; providing for the appointment and terms of commission members; providing for the re-

imbursement of per diem and travel expenses for commission members; defining the term “direct-support organization”; authorizing the commission to create a direct-support organization; providing purposes and objectives; providing for members of the board of the direct-support organization; providing that the direct-support organization is subject to public records and meetings requirements; requiring expenses of the direct-support organization to be paid by private funds; requiring the direct-support organization to operate under a written contract with the commission; specifying contract requirements; providing guidelines for the use of the funds; requiring the direct-support organization to comply with audit requirements; providing an effective date.

By the Committees on Rules; Regulated Industries; and Health Policy; and Senator Grimsley—

CS for CS for CS for SB 278—A bill to be entitled An act relating to pharmacy; amending s. 465.014, F.S.; increasing the number of registered pharmacy technicians which a licensed pharmacist may supervise; amending s. 465.004, F.S.; revising the composition of the Board of Pharmacy; amending s. 465.189, F.S.; authorizing pharmacists to administer meningococcal and shingles vaccines under certain circumstances; amending ss. 456.42 and 893.04, F.S.; requiring written prescriptions for specified controlled substances to be legibly dated in a specified format; providing an effective date.

By the Committees on Rules; and Governmental Oversight and Accountability; and Senator Garcia—

CS for CS for SB 280—A bill to be entitled An act relating to public records; amending s. 397.334, F.S.; exempting from public records requirements information from the screenings for participation in a treatment-based drug court program, substance abuse screenings, behavioral health evaluations, and subsequent treatment status reports regarding a participant or a person considered for participation in a treatment-based program; providing for exceptions to the exemption; providing for retroactive application of the public record exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Regulated Industries; and Senators Richter, Latvala, Detert, Garcia, Bradley, Flores, Smith, and Bean—

CS for CS for SB 286—A bill to be entitled An act relating to concrete masonry education; providing a short title; creating the Florida Concrete Masonry Education Council, Inc.; requiring the council to operate under a written contract with the Department of Economic Opportunity; providing powers and duties of the council; providing restrictions; providing for appointment and terms of the governing board of the council; authorizing the council to accept grants, donations, contributions, and gifts under certain circumstances; authorizing the council to make payments to other organizations under certain circumstances; providing for collection of a voluntary assessment on concrete masonry units; requiring manufacturers who elect to pay the assessment to commit to paying the assessment for a specified period; requiring the council to adopt bylaws; providing for the adoption of bylaws and amendments to bylaws; providing an effective date.

By the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Criminal Justice; and Senator Brandes—

CS for CS for SB 296—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm while in the act of complying with a mandatory evacuation order during a declared state of emergency; providing an effective date.

By the Committees on Health Policy; and Children, Families, and Elder Affairs; and Senator Bean—

CS for CS for SB 316—A bill to be entitled An act relating to certification of assisted living facility administrators; amending s. 429.52, F.S.; requiring assisted living facility administrators to meet the training and education requirements established by a third-party credentialing entity or by the Department of Elderly Affairs; requiring the department to establish a competency test; requiring a third-party credentialing entity to develop a competency test and a minimum required score to indicate successful completion of the training and educational requirements; revising requirements for facility administrators who are hired on or after a specified date; authorizing the department to require additional training and education of any personal care staff in the facility, except for certain assisted living facility administrators; requiring training to be conducted by an entity recognized by a third-party credentialing entity under s. 429.55, F.S.; authorizing the department to adopt rules to establish staff training requirements; creating s. 429.55, F.S.; providing legislative intent; defining terms; authorizing the department to approve third-party credentialing entities for the purpose of developing and administering a professional credentialing program for assisted living facility administrators; requiring the department to approve a third-party credentialing entity that documents compliance with certain minimum standards; authorizing an administrator to be certified by a third-party credentialing entity; providing that an administrator who fails to be certified under s. 429.55, F.S., or fails to complete training and educational requirements under s. 429.55, F.S., is subject to an administrative fine; providing an exemption for an administrator licensed under part II of ch. 468, F.S.; requiring a third-party credentialing entity to allow certain persons to enroll in its certification program for a specified time after the department approves the third-party credentialing entity; requiring an approved third-party credentialing entity to establish the core competencies for administrators according to the nationally recognized professional psychometric standards; requiring a certification program of a third-party credentialing entity to meet certain requirements; authorizing an individual adversely affected by the decision of a third-party credentialing entity to appeal the decision under certain circumstances; requiring a third-party credentialing entity to establish fees; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Health Policy; and Senator Abruzzo—

CS for CS for SB 350—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of participants in a yellow dot critical motorist medical information program; 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 Governmental Oversight and Accountability; and Senator Simpson—

CS for SM 368—A memorial to the Congress of the United States, applying to Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States to provide that every law enacted by Congress shall embrace only one subject, which shall be clearly expressed in its title.

By the Committee on Children, Families, and Elder Affairs; and Senator Detert—

CS for SB 508—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and providing definitions; amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the Office of State Long-Term Care Ombudsman; amending s. 400.0063, F.S.; revising duties of the office; amending s. 400.0065, F.S.; revising the purpose of the office; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts;

requiring each district to conduct public meetings; providing duties of representatives of the office in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; deleting provisions that provide for an election of a chair of a local council and the meeting times for the local council; amending s. 400.0070, F.S.; providing conditions under which a representative of the office could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the Department of Elderly Affairs to consult with the state ombudsman to adopt rules pertaining to complaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of complaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.1413, 400.162, 400.19, 400.191, and 400.23, F.S.; conforming provisions to changes made by the act; amending s. 400.235, F.S.; conforming provisions to changes made by the act; revising the additional criteria for recognition as a Gold Seal Program facility; amending ss. 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.07, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, 429.85, and 744.444, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Environmental Preservation and Conservation; and Senator Altman—

CS for CS for SB 586—A bill to be entitled An act relating to brownfields; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas by local governments; providing procedures for adoption of a resolution; providing requirements for notice and public hearings; authorizing local governments to use a term other than “brownfield area” when naming such areas; amending s. 376.82, F.S.; providing an exemption from liability for property damage for entities that execute and implement certain brownfield site rehabilitation agreements; providing for applicability; providing an effective date.

By the Committees on Criminal Justice; and Health Policy; and Senator Bean—

CS for CS for SB 674—A bill to be entitled An act relating to background screening; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to share reproductions of driver license images with the Department of Health and the Agency for Health Care Administration for specified purposes; amending s. 402.301, F.S.; revising provisions relating to the exemption of certain membership organizations affiliated with national organizations from certain child care facility licensing requirements; requiring a level 2 background screening for an employee of such a facility under certain circumstances; amending s. 408.806, F.S.; revising the requirements for health care licensure; revising a provision requiring an affidavit; amending s. 408.809, F.S.; exempting a person whose fingerprints are already enrolled in a specified Federal Bureau of Investigation program from the requirement that such fingerprints be forwarded to the bureau; requiring certain persons to submit their fingerprints electronically; requiring the Department of Law Enforcement to retain fingerprints when the department begins participation in a certain program; revising requirements for proof of compliance with level 2 screening standards; revising terminology; adding additional disqualifying offenses to background screening requirements; adding an exemption clause from dis-

qualification for new offenses; amending s. 413.208, F.S.; providing applicability for background screening requirements for certain registrants; repealing s. 7 of chapter 2012-73, Laws of Florida, relating to background screening requirements; amending s. 435.04, F.S.; revising information required for vendors submitting employee fingerprints; adding an additional disqualifying offense to background screening requirements; amending s. 435.05, F.S.; revising a provision requiring the annual submission of an affidavit; amending s. 435.07, F.S.; revising criteria for an exemption from disqualification for an employee under certain conditions; amending s. 435.12, F.S.; requiring the fingerprints of an employee required to be screened by a specified agency and included in the clearinghouse also to be retained in the national retained print arrest notification program at a specified time; requiring simultaneous submission of a photographic image and electronic fingerprints to the Care Provider Background Screening Clearinghouse; requiring an employer to follow certain criminal history check procedures and include specified information regarding referral and registration of an employee for electronic fingerprinting with the clearinghouse; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senators Bean and Sobel—

CS for CS for SB 702—A bill to be entitled An act relating to pharmacy audits; creating s. 465.1885, F.S.; enumerating the rights of pharmacies relating to audits of pharmaceutical services which are conducted by certain entities; providing a list of audits not subject to such rights; providing an exemption from the right to notice of an on-site audit under certain circumstances; providing an effective date.

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

CS for SB 726—A bill to be entitled An act relating to the Re-employment Assistance Appeals Commission; amending s. 443.012, F.S.; revising membership requirements of the commission; removing a provision requiring payment of a daily stipend for certain commissioners; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Galvano—

CS for CS for SB 730—A bill to be entitled An act relating to municipal governing body meetings; amending s. 166.0213, F.S.; authorizing the governing body of a municipality to hold joint meetings with the governing body of the county within which the municipality is located or the governing body of another municipality; authorizing the governing body of a municipality to prescribe the time and place of joint meetings by ordinance or resolution; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senator Ring—

CS for CS for SB 798—A bill to be entitled An act relating to residential properties; amending s. 509.013, F.S.; revising the definition of the term “public lodging establishment”; amending s. 509.032, F.S.; providing that timeshare projects are not subject to annual inspection requirements; amending s. 509.221, F.S.; providing nonapplicability of certain public lodging establishment requirements to timeshare projects; amending s. 509.241, F.S.; providing that a condominium association that does not own any units classified as timeshare projects is not required to apply for or receive a public lodging establishment license; amending s. 509.242, F.S.; revising the definition of the term “public lodging establishment” to include a “timeshare project”; deleting reference to the term “timeshare plan” in the definition of “vacation rental”; defining the term “timeshare project”; amending s. 509.251, F.S.; providing that timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application; amending s. 712.05, F.S.; clarifying existing law relating to notification for purposes of preserving marketable title; amending s. 718.111, F.S.; authorizing an association to inspect and repair abandoned condominium units; providing conditions to determine if a unit is abandoned; providing a mechanism for an association to recover costs associated with maintaining an abandoned unit; providing

that in the absence of an insurable event, the association or unit owners are responsible for repairs; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board or committee member's participation in a meeting via real-time videoconferencing, Internet-enabled videoconferencing, or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; prohibiting the board from voting via e-mail; amending s. 718.116, F.S.; providing that a unit owner is jointly and severally liable with the previous owner for certain costs; providing an exception; defining the term "previous owner"; limiting costs and fees incurred by the association incident to the collection process to those incurred before the association acquired title; repealing s. 718.50151, F.S., relating to the Community Association Living Study Council and its membership functions; amending s. 718.707, F.S.; extending the date by which a condominium parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing for suspension from office of a director or officer who is charged with one or more of certain felony offenses; providing procedures for filling such vacancy or reinstating such member under specific circumstances; providing a mechanism for a person who is convicted of a felony to be eligible for board membership; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.303, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; amending s. 720.306, F.S.; providing for specified notice to members in lieu of copies of an amendment; creating s. 720.316, F.S.; providing emergency powers of a homeowners' association; providing an effective date.

By the Committees on Health Policy; and Regulated Industries; and Senator Bean—

CS for CS for SB 836—A bill to be entitled An act relating to medical gas; amending s. 499.001, F.S.; conforming provisions to changes made by this act; amending s. 499.003, F.S.; revising terms; amending ss. 499.01 and 499.0121, F.S.; conforming provisions to changes made by this act; amending s. 499.01211, F.S.; adding a member to the Drug Wholesale Distributor Advisory Council; authorizing the Compressed Gas Association to recommend one person to the council for appointment; amending ss. 499.041, 499.05, 499.051, 499.066, 499.0661, and 499.067, F.S.; conforming provisions to changes made by this act; creating part III of ch. 499, F.S., entitled "Medical Gas"; creating s. 499.81, F.S.; providing for the administration and enforcement of this part; creating s. 499.82, F.S.; defining terms; creating s. 499.83, F.S.; requiring a person or entity that intends to distribute medical gas within or into this state to obtain an applicable permit before operating; establishing categories of permits and setting requirements for each; creating s. 499.831, F.S.; requiring the Department of Business and Professional Regulation to establish the form and content of an application; authorizing the department to set fees within certain parameters; creating s. 499.832, F.S.; providing that a permit expires 2 years after the last day of the month in which the permit was originally issued; providing requirements for the renewal of a permit; requiring the department to adopt rules for the renewal of permits; creating s. 499.833, F.S.; authorizing the department to approve certain permitholder changes; creating s. 499.834, F.S.; authorizing the department to consider certain factors in determining the eligibility of an applicant; creating s. 499.84, F.S.; setting the minimum requirements for the storage and handling of medical gas; creating s. 499.85, F.S.; setting facility requirements for security purposes; authorizing a vehicle used for on-call delivery of oxygen USP and oxygen-related equipment to be parked at a place of residence; requiring the department to adopt rules governing the distribution of medical oxygen; creating s. 499.86, F.S.; requiring a

wholesale distributor of medical gases to visually examine a medical gas container upon receipt in order to identify the medical gas stored within and to determine if the container has been damaged or is otherwise unfit for distribution; requiring a medical gas container that is damaged or otherwise unfit for distribution to be quarantined; requiring outgoing shipments of medical gas to be inspected; requiring wholesale distributors to review certain records; creating s. 499.87, F.S.; authorizing the return of medical gas that has left the control of a wholesale distributor; requiring that medical gas that is damaged, misbranded, or adulterated be quarantined from other medical gases until it is destroyed or returned to the manufacturer or wholesale distributor from which it was acquired; creating s. 499.88, F.S.; requiring a wholesale distributor to obtain certain information before the initial acquisition of a medical gas; providing certain exemptions; creating s. 499.89, F.S.; requiring a permitholder under this part to establish and maintain transactional records; providing a retention period for certain records and requiring that such records be available for inspection during that period; creating s. 499.90, F.S.; requiring a wholesale distributor to establish, maintain, and adhere to certain written policies and procedures; creating s. 499.91, F.S.; prohibiting certain acts; creating s. 499.92, F.S.; establishing criminal penalties; authorizing property or assets subject to forfeiture to be seized pursuant to a warrant; creating s. 499.93, F.S.; authorizing the department to require a facility that engages in the manufacture, retail sale, or wholesale distribution of medical gas to undergo an inspection; authorizing the department to authorize a third party to inspect such facilities; creating s. 499.931, F.S.; providing that trade secret information required to be submitted pursuant to this part must be maintained by the department; creating s. 499.94, F.S.; requiring fees collected pursuant to this part to be deposited into the Professional Regulation Trust Fund; amending ss. 409.9201, 460.403, 465.0265, 499.01212, 499.015, and 499.024, F.S.; conforming cross-references; providing an effective date.

By the Committees on Judiciary; and Health Policy—

CS for SB 862—A bill to be entitled An act relating to prescription drug monitoring; amending s. 893.055, F.S.; defining and redefining terms; revising provisions relating to the comprehensive electronic database system and prescription drug monitoring program maintained by the Department of Health; allowing impaired practitioner consultants retained by the department access to certain information; providing requirements for the release of information shared with a state attorney in response to a discovery demand; providing procedures for the release of information to a law enforcement agency during an active investigation; requiring the department to adopt a user agreement by rule; requiring the department to enter into a user agreement with the law enforcement agency requesting the release of information; providing requirements for the user agreement; requiring a law enforcement agency under a user agreement to conduct annual audits; providing for the restriction, suspension, or termination of a user agreement; providing for access to the program database by the program manager and designated support staff; authorizing the department to provide a patient advisory report to the appropriate health care practitioner if the program manager determines that a specified pattern exists; authorizing the department to provide relevant information that does not contain personal identifying information to a law enforcement agency if the program manager determines that a specified pattern exists; authorizing the law enforcement agency to use such information to determine whether an active investigation is warranted; authorizing the department to fund the program with up to \$500,000 of funds generated under ch. 465, F.S.; authorizing the department to seek federal or private funds to support the program; repealing language creating a direct-support organization to fund the program; deleting obsolete provisions; providing an effective date.

By the Committee on Judiciary; and Senator Smith—

CS for SB 870—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract; amending s. 627.7311, F.S.; providing that a county may enact and enforce ordinances applicable to certain health care clinics; amending s. 627.94072, F.S.; providing an alternative form of a nonforfeiture provision for long-term care insurance; amending s. 629.271, F.S.; authorizing reciprocal insurers to return a portion of unassigned funds to their subscribers;

amending s. 631.54, F.S.; defining the term “assessment year”; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying the conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; deleting the requirement that insurers file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Thompson—

CS for SB 904—A bill to be entitled An act relating to the abuse of a parent; creating s. 784.09, F.S.; defining the terms “child” and “parent” for purposes of the crimes of abuse of a parent, aggravated abuse of a parent, exploitation of a parent’s assets, and emotional abuse of a parent; providing the elements of such crimes; providing criminal penalties; authorizing alternative sentencing under certain circumstances; requiring reporting of the abuse of a parent or exploitation of a parent’s assets to the Department of Children and Families’ central abuse hotline; providing immunity for a person who makes such a report; providing an effective date.

By the Committee on Community Affairs; and Senator Legg—

CS for SB 910—A bill to be entitled An act relating to utility projects; providing a short title; providing definitions; authorizing certain local government entities to finance the costs of a utility project by issuing utility cost containment bonds upon application by a local agency; specifying application requirements; requiring that savings resulting from the issuance of utility cost containment bonds be used for the benefit of the customers of a public utility; requiring any successor entity of a local agency to assume and perform the obligations of the local agency with respect to the financing of a utility project; authorizing an authority to issue utility cost containment bonds for specified purposes related to utility projects; authorizing an authority to form alternate entities to finance utility projects; requiring the governing body of the authority to adopt a financing resolution and impose a utility project charge on customers of a publicly owned utility as a condition of utility project financing; specifying required and optional provisions of the financing resolution; specifying powers of the authority; requiring the local agency or its publicly owned utility to assist the authority in the establishment or adjustment of the utility project charge; requiring that customers of the public utility specified in the financing resolution pay the utility project charge; providing for adjustment of the utility project charge; establishing ownership of the revenues of the utility project charge; requiring the local agency or its publicly owned utility to collect the utility project charge; conditioning a customer’s receipt of public utility services on payment of the utility project charge; authorizing a local agency or its publicly owned utility to use available remedies to enforce collection of the utility project charge; providing that the pledge of the utility project charge or the utility project property to secure payment of bonds issued to finance the utility project is irrevocable and cannot be reduced or impaired except under certain conditions; providing that a utility project charge constitutes utility project property; providing that utility project property is subject to a lien to secure payment of costs relating to utility cost containment bonds; establishing payment priorities for the use of revenues of the utility project property; providing for the issuance and validation of utility cost containment bonds; securing the payment of utility cost containment bonds and related costs; providing that utility cost containment bonds do not obligate the state or any political subdivision thereof and are not backed by their full faith and credit and taxing power; requiring that certain disclosures be printed on utility cost containment bonds; providing that financing costs related to utility cost containment bonds are an obligation of the authority only; securing the payment of the financing costs of utility cost containment bonds; prohibiting an authority with outstanding payment obligations on utility cost containment bonds from becoming a debtor under certain federal or state laws; providing for construction; endowing public entities with certain powers; providing an effective date.

By the Committee on Health Policy; and Senator Flores—

CS for SB 918—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.011, F.S.; defining the terms “reasonable medical judgment” and “standard medical measure” and redefining the term “viability”; amending s. 390.0111, F.S.; revising the circumstances under which a pregnancy in the third trimester may be terminated; providing the standard of medical care for the termination of a pregnancy during the third trimester; providing criminal penalties for a violation of s. 390.01112, F.S.; authorizing administrative discipline for a violation of s. 390.01112, F.S., by certain licensed professionals; creating s. 390.01112, F.S.; prohibiting the termination of a viable fetus; providing exceptions; requiring a physician to perform certain examinations to determine the viability of a fetus; providing the standard of care for the termination of a viable fetus; amending s. 797.03, F.S.; prohibiting an abortion of a viable fetus outside of a hospital; providing for severability; providing for a contingent future repeal and reversion of law; providing an effective date.

By the Committee on Judiciary; and Senators Dean and Joyner—

CS for SB 920—A bill to be entitled An act relating to protective orders; amending ss. 741.30, 784.046, and 784.0485, F.S.; extending the effectiveness of certain temporary injunctions in domestic violence, repeat violence, sexual violence, dating violence, or stalking proceedings in certain circumstances; amending ss. 784.047 and 784.0487, F.S.; providing that it is unlawful for a person to violate a final injunction for protection against repeat violence, dating violence, sexual violence, stalking, or cyberstalking by having in his or her care, custody, possession, or control any firearm or ammunition; providing penalties; amending s. 790.233, F.S.; conforming provisions to changes made by the act; amending s. 901.15, F.S.; expanding situations in which an arrest without a warrant is lawful to include probable cause of repeat violence, sexual violence, stalking, cyberstalking, or child abuse; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Simpson—

CS for CS for SB 926—A bill to be entitled An act relating to wage theft; amending s. 34.01, F.S.; expanding the original jurisdiction of county courts; creating s. 448.115, F.S.; defining the term “wage theft”; describing the occurrence of a wage theft; authorizing an aggrieved employee to initiate a civil action for wage theft; granting county courts original and exclusive jurisdiction over actions involving wage theft; specifying requirements to bring a civil action for wage theft; authorizing a county, municipality, or political subdivision to establish an administrative process to assist in the collection of compensation owed to an employee; preempting regulation of wage theft to the state after a specified date; exempting certain counties, municipalities, and political subdivisions; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senators Galvano and Bradley—

CS for CS for SB 972—A bill to be entitled An act relating to attorneys for dependent children with special needs; providing legislative findings and intent; creating s. 39.01305, F.S.; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring that, if one is available, an attorney who is willing to represent a child without additional compensation be appointed; requiring that the appointment be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; requiring the Department of Children and Families to develop procedures to identify dependent children who qualify for an attorney; authorizing the department to adopt rules; providing applicability; providing an effective date.

By the Committees on Judiciary; and Health Policy; and Senator Bean—

CS for CS for SB 976—A bill to be entitled An act relating to home health care; amending s. 400.471, F.S.; exempting certain home health agencies from specified licensure application requirements; amending s. 400.506, F.S.; requiring a licensed nurse registry to ensure that each certified nursing assistant and home health aide referred by the registry present certain credentials; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; requiring a nurse registry to inform the patient, the patient's family, or a person acting on behalf of the patient that the a referred caregiver is an independent contractor and that the nurse registry is not required to monitor, supervise, manage, or train a registered nurse, licensed practical nurse, certified nursing assistant, companion or homemaker, or home health aide referred by the nurse registry; providing the duties of the nurse registry for a violation of certain laws by an individual referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review and act upon such records except under certain circumstances; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 992—A bill to be entitled An act relating to infectious disease control; requiring the Department of Health to convene a task force to evaluate activities related to antibiotic-resistant bacteria; specifying appointments; providing duties and responsibilities of the task force; requiring the task force to submit a report, an action plan, and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives; amending s. 400.141, F.S.; revising the type of pneumococcal vaccine given to nursing home residents; deleting obsolete language; providing an effective date.

By the Committees on Agriculture; and Communications, Energy, and Public Utilities; and Senator Simpson—

CS for CS for SB 1044—A bill to be entitled An act relating to energy policies; amending s. 377.6015, F.S.; removing a provision relating to representation in the Southern States Energy Compact; amending s. 377.703, F.S.; requiring the Department of Agriculture and Consumer Services to include in its annual report recommendations for energy efficiency; expanding the promotion of the development and use of renewable energy resources from goals related to solar energy to renewable energy in general; requiring the department to cooperate with the Florida Energy Systems Consortium in the development and use of renewable energy resources; amending s. 377.712, F.S.; authorizing the Commissioner of Agriculture to appoint a member to the Southern States Energy Board; authorizing the department to approve proposed activities relating to furtherance of the Southern States Energy Compact; amending s. 377.801, F.S.; conforming a cross-reference; amending s. 377.802, F.S.; amending the purpose of the Florida Energy and Climate Protection Act; amending s. 377.803, F.S.; conforming provisions to changes made by the act; creating s. 377.815, F.S.; authorizing the department to post on its website information relating to alternative fueling stations or electric vehicle charging stations; defining the term "alternative fuel"; authorizing the owner or operator of an alternative fueling station or an electric vehicle charging station to report certain information; amending s. 553.74, F.S.; adding a member to the Florida Building Commission as a representative of the Department of Agriculture and Consumer Services' Office of Energy; deleting obsolete provisions; repealing ss. 377.806 and 377.807, F.S., relating to the Solar Energy System Incentives Program and the Energy-Efficient Appliance Rebate Program, respectively; providing an effective date.

By the Committees on Community Affairs; and Transportation; and Senator Latvala—

CS for CS for SB 1048—A bill to be entitled An act relating to the Department of Transportation; creating s. 339.041, F.S.; providing legislative findings and intent; authorizing the department to seek certain investors for certain leases; prohibiting the department from pledging the credit, general revenues, or taxing power of the state or any political

subdivision of the state; specifying the collection and deposit of lease payments by agreement with the department; creating s. 339.70, F.S.; limiting the number of referenda that certain authorities may be subject to; specifying that a referendum applies to future bond issuances; amending s. 373.618, F.S.; providing that a public information system is subject to the requirements of the Highway Beautification Act of 1965 and all federal laws and agreements when applicable; deleting an exemption; amending s. 479.01, F.S., relating to outdoor advertising signs; revising and deleting definitions; amending s. 479.02, F.S.; revising duties of the Department of Transportation relating to signs; deleting a requirement that the department adopt certain rules; creating s. 479.024, F.S.; limiting the placement of signs to commercial or industrial zones; defining the terms "parcel" and "utilities"; requiring a local government to use specified criteria to determine zoning for commercial or industrial parcels; providing that certain parcels are considered unzoned commercial or industrial areas; authorizing a permit for a sign in an unzoned commercial or industrial area in certain circumstances; prohibiting specified uses and activities from being independently recognized as commercial or industrial; requiring the department to notify an applicant of the department's determination to deny a sign permit; providing an appeal process for an applicant whose permit is denied; requiring an applicant whose application is denied to remove an existing sign pertaining to the application; providing that the applicant is responsible for all sign removal costs in certain circumstances; requiring the department to reduce certain transportation funding in certain circumstances; amending s. 479.03, F.S.; revising the conditions under which the department may enter intervening privately owned lands to remove an illegal sign; amending s. 479.04, F.S.; providing that an outdoor advertising license is not required solely to erect or construct outdoor signs or structures; amending s. 479.05, F.S.; authorizing the department to suspend a license for certain offenses and specifying activities that the licensee may engage in during the suspension; prohibiting the department from granting a transfer of an existing permit or issuing an additional permit during the suspension; amending s. 479.07, F.S.; revising requirements for obtaining sign permits; conforming and clarifying provisions; revising permit tag placement requirements for signs; deleting a provision that allows a permittee to provide its own replacement tag; increasing the permit transfer fee for any multiple transfers between two outdoor advertisers in a single transaction; revising the permit reinstatement fee; revising requirements for permitting certain signs visible to more than one highway; deleting provisions limiting a pilot program to specified locations; deleting redundant provisions relating to certain new or replacement signs; deleting provisions requiring maintenance of statistics on the pilot program; amending s. 479.08, F.S.; revising provisions relating to the denial or revocation of a permit because of false or misleading information in the permit application; amending s. 479.10, F.S.; authorizing the cancellation of a permit; amending s. 479.105, F.S.; revising notice requirements to owners and advertisers relating to signs erected or maintained without a permit; revising procedures for the department to issue a permit as a conforming or nonconforming sign to the owner of an unpermitted sign; revising penalties; amending s. 479.106, F.S.; revising provisions relating to the removal, cutting, or trimming of trees or vegetation to increase sign face visibility; providing that a specified penalty is applied per sign facing; amending s. 479.107, F.S.; deleting a fine for specified violations; amending s. 479.111, F.S.; clarifying a reference to a certain agreement; amending s. 479.15, F.S.; deleting a definition; revising provisions relating to relocation of certain signs on property subject to public acquisition; amending s. 479.156, F.S.; clarifying provisions relating to the regulation of wall murals; amending s. 479.16, F.S.; revising the exemptions of certain signs from the permit requirement under ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; prohibiting certain permit exemptions from being implemented or continued if the implementations or continuations will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs against the sign owner under certain circumstances; amending s. 479.24, F.S.; clarifying provisions relating to compensation paid for the department's acquisition of lawful signs; amending s. 479.25, F.S.; revising provisions relating to local government action with respect to erection of noise-attenuation barriers that block views of lawfully erected signs; deleting provisions to conform to changes made by the act; amending s. 479.261, F.S.; expanding the logo sign program to the lim-

ited access highway system; conforming provisions related to a logo sign program on the limited access highway system; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; amending s. 479.313, F.S.; requiring a permittee to pay the cost of removing certain signs following the cancellation of the permit for the sign; repealing s. 76 of chapter 2012-174, Laws of Florida, relating to authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program and directing the department to submit the approved pilot program for legislative approval; establishing a pilot program for the School District of Palm Beach County to recognize its business partners; providing for expiration of the program; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Hays—

CS for SB 1050—A bill to be entitled An act relating to water and wastewater utility systems; creating s. 159.8105, F.S.; requiring the Division of Bond Finance of the State Board of Administration to review the allocation of private activity bonds to determine the availability of additional allocation or reallocation of bonds for water facilities or sewage facilities; amending s. 367.022, F.S.; exempting from regulation by the Florida Public Service Commission a person who resells water service to certain tenants or residents up to a specified cost; amending s. 367.081, F.S.; establishing criteria for determining the quality of water and wastewater services provided by a utility; establishing a procedure to follow if the commission determines that a utility has failed to provide water and wastewater services that meet certain standards; requiring the commission to adopt rules that include fines; providing for recovery of costs prudently incurred by a utility to address certain findings of the commission or the Department of Environmental Protection; authorizing the creation of a utility reserve fund to establish rates for a utility; requiring the commission to adopt rules to govern such fund; providing for the automatic increase or decrease of approved rates under certain circumstances; establishing criteria for adjusted rates; specifying expense items that permit an automatic increase or decrease in utility rates; providing standards to allow the commission to establish, by rule, additional specified expense items that cause an automatic increase or decrease of utility rates; deleting certain requirements for approved utility rates that are automatically increased or decreased, upon notice to the commission; deleting a prohibition to conform to changes made by the act; authorizing a water utility to establish a surcharge or other mechanism to recover the prudently incurred fixed costs of certain system improvement projects approved by the commission; amending s. 367.0814, F.S.; conforming cross-references to changes made by the act; amending s. 403.8532, F.S.; authorizing the Department of Environmental Protection to make, or to request that the Florida Water Pollution Control Financing Corporation make loans, grants, and deposits to for-profit privately owned or investor-owned water systems, and deleting current restrictions on such activities; providing an effective date.

By the Committees on Judiciary; and Agriculture; and Senator Evers—

CS for CS for SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; revising exceptions to the exemption from civil liability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Lee—

CS for SB 1190—A bill to be entitled An act relating to family law; providing legislative findings; creating Part III of ch. 61, F.S., entitled the “Collaborative Law Act”; creating s. 61.55, F.S.; declaring the purpose of the act; creating s. 61.56, F.S.; defining terms; creating s. 61.57, F.S.; declaring that a collaborative law process commences when the parties enter into a collaborative law participation agreement; providing that a tribunal may not order a party to participate in a collaborative law

process over the party’s objection; providing conditions under which a collaborative law process is concluded; creating s. 61.58, F.S.; providing for confidentiality of communications made during the collaborative law process; providing exceptions; providing that the effective date of specified provisions are contingent upon approval and publication of Florida Supreme Court rules governing specified subjects; providing effective dates.

By the Committee on Health Policy; and Senator Bean—

CS for SB 1212—A bill to be entitled An act relating to behavior analysts; creating ch. 470, F.S.; entitling the chapter; creating s. 470.40, F.S.; providing a purpose; creating s. 470.41, F.S.; defining terms; creating s. 470.415, F.S.; creating the Board of Applied Behavior Analysis; creating s. 470.42, F.S.; specifying the authority and duties of the board; creating s. 470.43, F.S.; providing requirements for licensure and renewal; creating s. 470.44, F.S.; establishing maximum fees for applications, initial licenses, and license renewals; providing for the deposit of funds; creating s. 470.45, F.S.; providing grounds for disciplinary action by the board; creating s. 470.46, F.S.; providing penalties for practicing applied behavior analysis without a license or wrongfully identifying oneself as a licensed behavior analyst; creating s. 470.47, F.S.; providing exceptions to applicability of the chapter; amending s. 20.43, F.S.; making the Division of Medical Quality Assurance within the Department of Health responsible for the board; amending s. 456.001, F.S.; including licensed behavior analysts and licensed assistant behavior analysts in the definition of “health care practitioner”; amending s. 456.0135, F.S.; requiring an applicant for licensure under ch. 470, F.S., to submit to certain fingerprinting requirements; providing an effective date.

By the Committees on Rules; and Health Policy; and Senator Grimsley—

CS for CS for SB 1254—A bill to be entitled An act relating to health care services; amending ss. 390.012, 400.021, 400.0712, 400.23, 400.487, 400.497, 400.506, 400.509, 400.6095, 400.914, 400.935, 400.962, 400.967, 400.980, 409.912, 429.255, 429.73, 440.102, 483.245, 765.541, and 765.544, F.S.; removing certain rulemaking authority relating to the disposal of fetal remains by abortion clinics, nursing home equipment and furnishings, license applications for nursing home facilities, evaluation of nursing home facilities, home health agencies and cardiopulmonary resuscitation, home health agency standards, nurse registry emergency management plans, registration of certain service providers, hospice and cardiopulmonary resuscitation, standards for prescribed pediatric extended care facilities, minimum standards relating to home medical equipment providers, standards for intermediate care facilities for the developmentally disabled, rules and the classification of deficiencies for intermediate care facilities for the developmentally disabled, the registration of health care service pools, participation in a Medicaid provider lock-in program, assisted living facilities and cardiopulmonary resuscitation, adult family-care homes and cardiopulmonary resuscitation, guidelines for drug-free workplace laboratories, penalties for rebates, standards for organ procurement organizations; administrative penalties for violations of the organ and tissue donor education and procurement program; amending s. 395.003, F.S.; revising provisions relating to the provision of cardiovascular services by a hospital; amending s. 400.474, F.S.; revising the report requirements for home health agencies; creating s. 400.9141, F.S.; limiting services at PPEC centers; amending s. 400.934, F.S., relating to home medical equipment providers; requiring that the emergency management plan include criteria relating to the maintenance of patient equipment and supply lists; amending s. 409.962, F.S.; redefining the term “provider service network”; amending s. 409.972, F.S.; exempting certain people from the requirement to enroll in Medicaid managed care; amending s. 409.974, F.S.; providing for contracting with eligible plans; revising provisions relating to negotiation with a provider service network; providing requirements for termination of a contract with a provider service network; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Montford and Garcia—

CS for SB 1266—A bill to be entitled An act relating to the state employees’ prescription drug program; reenacting and amending s.

110.12315(2), F.S., relating to the state employees' prescription drug program; establishing a 90-day supply limit for retail and mail order prescription drug purchases for maintenance drugs; specifying that reimbursement for retail and mail orders may not exceed a certain amount; removing a provision authorizing the Department of Management Services to implement a 90-day supply limit program under specified circumstances; revising the pharmacy dispensing fee; authorizing a retail pharmacy to fill a 90-day supply of certain drugs; repealing s. 54(1), ch. 2013-41, Laws of Florida, providing for the reversion of provisions relating to the state employees' prescription drug program; providing an effective date.

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

CS for SB 1328—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; requiring that the Chief Inspector General be confirmed by the Senate; requiring the Chief Inspector General to provide independent legal counsel for specified state agencies; amending s. 20.055, F.S.; revising provisions relating to the duties, appointment, and removal of agency inspectors general; updating a cross-reference; providing an effective date.

By the Committee on Community Affairs; and Senator Hays—

CS for SB 1382—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; authorizing an administrative proceeding in certain instances; authorizing a district school superintendent to initiate a formal request for correction of a hazardous walking condition under certain circumstances; requiring a district school board to provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its capital improvements program; providing requirements relating to a civil action for damages; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Flores and Bullard—

CS for SB 1436—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information about the location of safe houses and safe foster homes held by an agency; 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 Children, Families, and Elder Affairs; and Senator Flores—

CS for SB 1440—A bill to be entitled An act relating to human trafficking; amending s. 450.021, F.S.; prohibiting the employment of minors in adult theaters; amending s. 450.045, F.S.; requiring adult theaters to verify the ages of employees and independent contractors and maintain specified documentation; amending s. 775.15, F.S.; eliminating the statute of limitations for prosecutions under a specified human trafficking provision; providing applicability; amending s. 787.06, F.S.; revising and providing penalties for various human trafficking offenses against minors and adults; amending s. 775.082, F.S.; providing a life sentence for a specified felony; creating s. 796.001, F.S.; providing legislative intent concerning prosecutions of certain offenses by adults involving minors; repealing ss. 796.03, 796.035, and 796.036, F.S., relating to procuring a person under the age of 18 for prostitution, selling or buying of minors into prostitution, and reclassification of certain violations involving minors, respectively; amending ss. 796.05 and 796.07, F.S.; revising and providing penalties for various prostitution offenses; amending s. 943.0583, F.S.; providing for expunction of criminal history records of certain criminal charges against victims of human trafficking that did not result in convictions; requiring destruction of investigative records related to such expunged records; amending s. 921.0022, F.S.;

conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; amending ss. 39.01, 90.404, 772.102, 775.0877, 775.21, 787.01, 787.02, 794.056, 856.022, 895.02, 938.085, 938.10, 943.0435, 943.0585, 943.059, 944.606, 944.607, 948.013, and 948.32, F.S.; conforming cross-references; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Bradley—

CS for CS for SB 1442—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 175.041, F.S.; revising applicability of the Marvin B. Clayton Firefighters Pension Trust Fund Act; providing that any municipality that provides fire protection services to a municipal services taxing unit under an interlocal agreement is eligible to receive property insurance premium taxes; amending s. 175.101, F.S.; authorizing a municipal services taxing unit that enters into an interlocal agreement for fire protection services with another municipality to impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring municipal services taxing units to provide the Division of Retirement of the Department of Management Services with a certified copy of the ordinance assessing and imposing certain taxes; amending ss. 175.122 and 175.351, F.S.; revising provisions relating to the limitation of disbursement to conform to changes made by the act; amending s. 175.411, F.S.; authorizing a municipal services taxing unit, under certain conditions, to revoke its participation and cease to receive property insurance premium taxes; providing an effective date.

By the Committee on Health Policy; and Senator Thompson—

CS for SB 1470—A bill to be entitled An act relating to HIV testing; amending s. 381.004, F.S.; revising and adding definitions; differentiating between the notification and consent procedures for performing an HIV test in a health care setting and a nonhealth care setting; amending s. 456.032, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senator Abruzzo—

CS for CS for SB 1474—A bill to be entitled An act relating to public officers and employees; amending s. 112.326, F.S.; authorizing the electors of a political subdivision to impose additional or more stringent standards of conduct and disclosure requirements upon the political subdivision's officers and employees; providing that a respondent is entitled to a public hearing upon a finding of probable cause of a violation of a local ethics ordinance; requiring a local ethics ordinance to establish certain procedures; providing for construction; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senator Thrasher—

CS for CS for SB 1524—A bill to be entitled An act relating to security of confidential personal information; providing a short title; repealing s. 817.5681, F.S., relating to a breach of security concerning confidential personal information in third-party possession; creating s. 501.171, F.S.; providing definitions; requiring specified entities to take reasonable measures to protect and secure data containing personal information in electronic form; requiring specified entities to notify the Department of Legal Affairs of data security breaches; requiring notice to individuals of data security breaches under certain circumstances; providing exceptions to notice requirements under certain circumstances; specifying contents and methods of notice; requiring notice to credit reporting agencies under certain circumstances; requiring the department to report annually to the Legislature; specifying report requirements; providing requirements for disposal of customer records; providing for enforcement actions by the department; providing civil penalties; specifying that no private cause of action is created; amending ss. 282.0041 and 282.318, F.S.; conforming cross-references to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senator Thrasher—

CS for SB 1526—A bill to be entitled An act relating to public records; amending s. 501.171, F.S.; creating an exemption from public records requirements for information received by the Department of Legal Affairs pursuant to a notice of a data breach or pursuant to certain investigations; authorizing disclosure under certain circumstances; defining the term “proprietary information”; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Agriculture; and Environmental Preservation and Conservation; and Senators Dean, Montford, Soto, Simmons, Hays, Altman, and Abruzzo—

CS for CS for SB 1576—A bill to be entitled An act relating to springs; amending s. 201.15, F.S.; specifying distributions to the Ecosystem Management and Restoration Trust Fund; amending s. 373.042, F.S.; requiring the Department of Environmental Protection or the governing board of a water management district to establish the minimum flow and water level for an Outstanding Florida Spring; specifying minimum flows and water levels for an Outstanding Florida Spring; amending s. 373.0421, F.S.; conforming a cross-reference; creating part VIII of chapter 373, F.S., entitled “Florida Springs and Aquifer Protection Act”; creating s. 373.801, F.S.; providing legislative findings and intent; creating s. 373.802, F.S.; defining terms; creating s. 373.803, F.S.; requiring the Department of Environmental Protection to delineate the spring protection and management zone for each Outstanding Florida Spring; requiring the department to adopt by rule maps that depict the delineation of each spring protection and management zone for each Outstanding Florida Spring; creating s. 373.805, F.S.; requiring the water management districts to adopt minimum flows and levels for Outstanding Florida Springs; requiring a water management district to implement a recovery or prevention strategy under certain circumstances; authorizing the water management districts to adopt rules; creating s. 373.807, F.S.; providing procedures for improving water quality in Outstanding Florida Springs; requiring the Department of Environmental Protection to develop a spring action plan; providing requirements; creating s. 373.808, F.S.; providing for funding mechanisms for the restoration of Outstanding Florida Springs; prohibiting a project from being funded under this part unless it is listed on a spring action plan; creating s. 373.809, F.S.; specifying prohibited activities within a spring protection and management zone of an Outstanding Florida Spring; creating s. 373.811, F.S.; providing rulemaking authority; creating s. 373.813, F.S.; providing for variances and exemptions under certain circumstances; amending s. 381.0065, F.S.; defining the term “responsible management entity”; requiring the Department of Health to submit a report to the Governor and the Legislature on responsible management entities; authorizing the establishment of responsible management entities; repealing s. 381.00651, F.S., relating to periodic evaluation and assessment of onsite sewage treatment and disposal systems; requiring the Department of Agriculture and Consumer Services and the Department of Environmental Protection to conduct a comprehensive study on nutrient reduction improvements and the expansion of the beneficial use of reclaimed water; requiring the departments to jointly hold a public meeting to gather input on the design of the comprehensive study and provide an opportunity for public comment; requiring the final report to be submitted to the Governor and the Legislature by a certain date; providing for future expiration; providing effective dates.

By the Committee on Banking and Insurance; and Senator Hays—

CS for SB 1580—A bill to be entitled An act relating to the Workers’ Compensation Cost Task Force; amending s. 440.13, F.S.; creating the Workers’ Compensation Cost Task Force; providing for membership; providing duties; requiring the task force to submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; providing an expiration date; providing an effective date.

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

CS for SB 1628—A bill to be entitled An act relating to government accountability; amending s. 11.45, F.S.; excluding water management districts from certain audit requirements; expanding certain audit provisions to include district school boards; amending ss. 20.05, 25.382, 28.35, 43.16, 218.33, and 1002.33, F.S.; revising the responsibilities of a department head, the Justice Administrative Commission, a state attorney, a public defender, a criminal conflict and civil regional counsel, a capital collateral counsel, the guardian ad litem program, the State Supreme Court as it relates to the state courts system, the Florida Clerks of Court Operations Corporation, a local governmental entity, and the governing body of a charter school to include the responsibility of establishing certain internal controls; amending s. 20.055, F.S.; revising the definition of the term “agency head”; amending s. 215.985, F.S.; specifying requirements for a monthly financial statement provided by a water management district; amending s. 373.536, F.S.; removing an obsolete provision; amending s. 1001.42, F.S.; revising the responsibilities of a district school board’s internal auditor to perform certain audits and reviews; amending s. 1010.01, F.S.; requiring each Florida College System institution to file certain annual financial statements with the State Board of Education; requiring each school district, Florida College System institution, and state university to establish certain internal controls; providing that the act fulfills an important state interest; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senator Stargel—

CS for CS for SB 1632—A bill to be entitled An act relating to special districts; designating parts I-VIII of chapter 189, F.S., relating to special districts; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 112.312, F.S.; redefining the term “agency” as it applies to the code of ethics for public officers and employees to include special districts; creating s. 112.511, F.S.; specifying applicability of procedures regarding suspension and removal of a member of the governing body of a special district; amending s. 125.901, F.S.; revising governing body membership for independent special districts created to provide funding for children’s services; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.401, F.S.; revising a short title; transferring, renumbering, and amending s. 189.402, F.S.; revising a statement of legislative purpose and intent; making technical changes; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.403, F.S.; redefining the term “special district”; transferring, renumbering, and amending ss. 189.4031, 189.4035, 189.404, 189.40401, 189.4041, and 189.4042, F.S.; deleting provisions relating to the application of a special district to amend its charter; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.4044, F.S.; revising the circumstances under which the Department of Economic Opportunity may declare a special district inactive; requiring the department to provide notice of a declaration of inactive status to certain persons and bodies; prohibiting special districts that are declared inactive from collecting taxes, fees, or assessments; providing exceptions; providing for enforcement of the prohibition; providing for costs of litigation and reasonable attorney fees in certain proceedings; transferring and renumbering ss. 189.4045 and 189.4047, F.S.; transferring, renumbering, and amending s. 189.405, F.S.; revising requirements related to education programs for new members of special district governing bodies; amending s. 189.4051, F.S.; revising definitions; conforming provisions to changes made by the act; transferring and renumbering ss. 189.4065, 189.408, and 189.4085, F.S.; transferring, renumbering, and amending ss. 189.412 and 189.413, F.S.; renaming the Special District Information Program the Special District Accountability Program; revising duties of the Special District Accountability Program; transferring and renumbering ss. 189.415, 189.4155, and 189.4156, F.S.; transferring, renumbering, and amending ss. 189.416, 189.417, and 189.418, F.S.; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.419, F.S.; revising provisions related to the failure of a special district to file certain reports or information; conforming provisions to changes made by the act; transferring and renumbering s. 189.420, F.S.; transferring,

renumbering, and amending s. 189.421, F.S.; revising notification requirements for special districts that fail to file certain reports; revising available remedies for the failure of a special district to disclose required financial reports; transferring and renumbering ss. 189.4221, 189.423, and 189.425, F.S.; transferring, renumbering, and amending s. 189.427, F.S.; providing for the deposit of administration fees into the Operating Trust Fund rather than the Grants and Donations Trust Fund; transferring, renumbering, and amending s. 189.428, F.S.; revising the oversight review process for special districts; transferring and renumbering s. 189.429, F.S.; repealing ss. 189.430, 189.431, 189.432, 189.433, 189.434, 189.435, 189.436, 189.437, 189.438, 189.439, 189.440, 189.441, 189.442, 189.443, and 189.444, F.S., relating to the Community Improvement Authority Act; creating ss. 189.034 and 189.035, F.S.; providing applicability; requiring the Legislative Auditing Committee to provide notice of the failure of special districts to file certain required reports and requested information to certain persons and bodies; authorizing the Legislative Auditing Committee and the chair or equivalent of a local general-purpose government to convene a public hearing on the issue of a special district's noncompliance and general oversight of the special district; requiring a special district to provide certain information to the Legislative Auditing Committee before a public hearing upon request; authorizing a local general-purpose government to request certain information from a special district created by local ordinance before a public hearing; requiring a local general-purpose government to report the findings of a public hearing to the department and the Legislative Auditing Committee; creating s. 189.055, F.S.; requiring special districts to be treated as municipalities for certain purposes; creating s. 189.069, F.S.; requiring special districts to establish and maintain an official website for certain information; requiring special districts to submit the web address of their respective websites to the department; requiring that the department's online list of special districts include a link to the website of certain special districts; amending ss. 11.45, 100.011, 101.657, 112.061, 112.63, 112.665, 121.021, 121.051, 153.94, 163.08, 165.031, 165.0615, 171.202, 175.032, 190.011, 190.046, 190.049, 191.003, 191.005, 191.013, 191.014, 191.015, 200.001, 218.31, 218.32, 218.37, 255.20, 298.225, 343.922, 348.0004, 373.711, 403.0891, 582.32, and 1013.355, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Communications, Energy, and Public Utilities; and Health Policy—

CS for SB 1646—A bill to be entitled An act relating to telemedicine; creating s. 456.4501, F.S.; providing a short title; creating s. 456.4502, F.S.; defining terms applicable to the act; creating s. 456.4503, F.S.; requiring specified practitioners providing telemedicine services to patients in this state to be licensed in this state; providing certain exceptions for emergency services and consultations; authorizing nonFlorida licensed physicians to meet alternative requirements; requiring pertinent records to be made available upon request; requiring other health care providers to be supervised by a telemedicine provider; providing continuing education requirements for telemedicine providers; establishing venue; providing applicability; authorizing the licensing boards to adopt rules; creating s. 456.4504, F.S.; providing standards and prohibitions for the provision of telemedicine services; prohibiting nonemergency prescribing of a legend drug without a physical examination; prohibiting the prescription of a controlled substance for chronic nonmalignant pain using telemedicine; creating s. 456.4505, F.S.; authorizing the use of telemedicine services in the diagnosis and treatment of the human eye; providing requirements for the use of automated equipment; requiring the owner or lessee of the automated equipment to maintain specified liability insurance under certain circumstances; prohibiting prescriptions for spectacles or contact lens based solely on the use of an autorefractor; creating s. 456.4506, F.S.; providing requirements for reimbursement of telemedicine services under the Medicaid program; requiring a report to the Legislature on the usage and costs of telemedicine in Medicaid by a certain date; providing for future repeal; amending s. 409.967, F.S.; prohibiting a managed care plan under Medicaid from using telemedicine providers that are not physicians; amending ss. 627.645 and 641.185, F.S.; prohibiting the denial of a claim for payment for medical services based on a medical necessity

determination conducted via telemedicine unless the determination is made by a physician; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **CS for SB 156**, which he approved on April 2, 2014.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 91, HB 231, HB 427, HB 513, CS for HB 591, CS for HB 731; has passed as amended CS for CS for HB 271, CS for CS for HB 321, CS for HB 537, CS for HB 7035 and requests the concurrence of the Senate; and has passed HB 5601 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

By Health & Human Services Committee and Representative(s) Roberson, K.—

CS for HB 91—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and providing definitions; amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the Office of State Long-Term Care Ombudsman; amending s. 400.0063, F.S.; revising duties of the office; amending s. 400.0065, F.S.; revising the purpose of the office; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts; providing duties of representatives of the office in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; deleting provisions that provide for an election of a chair of a local council and the meeting times for the local council; amending s. 400.0070, F.S.; providing conditions under which a representative of the office could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the department to consult with the state ombudsman to adopt rules pertaining to complaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of complaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.1413, 400.162, 400.19, 400.191, 400.23, 400.235, 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.07, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, 429.85, and 744.444, F.S.;

conforming provisions to changes made by the act; providing an effective date.

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

By Representative(s) Brodeur, Caldwell, Stewart—

HB 231—A bill to be entitled An act relating to the admissions tax; amending s. 212.04, F.S.; revising the professional sporting events that are exempt from the admissions tax; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Representative(s) McBurney, Hudson—

HB 427—A bill to be entitled An act relating to traveling across county lines to commit felony offenses; creating s. 843.22, F.S.; providing definitions; prohibiting a person who resides in this state from crossing a county boundary with the intent to commit certain felony offenses in a county other than that of his or her residence; providing criminal penalties; amending s. 903.046, F.S.; providing that such an alleged violation may be considered as a factor in determining whether to release a defendant on bail or other conditions; providing an effective date.

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

By Representative(s) Raulerson, Ahern, Saunders, Schwartz—

HB 513—A bill to be entitled An act relating to the State Poet Laureate; amending s. 265.285, F.S.; assigning duties to the Florida Council on Arts and Culture relating to the promotion of poetry and recommendations for the appointment of the State Poet Laureate; creating s. 265.2863, F.S.; creating the honorary position of State Poet Laureate within the Department of State; establishing procedures for the acceptance of nominations, the qualifications and recommendation of nominees, and the appointment of the State Poet Laureate; providing for filling vacancies; specifying that a former poet laureate becomes a State Poet Laureate Emeritus or Emerita; providing that the State Poet Laureate, the State Poet Laureate Emeritus, and the State Poet Laureate Emerita serve without compensation; authorizing the department to adopt rules; providing an effective date.

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

By Health & Human Services Committee and Representative(s) Harrell—

CS for HB 591—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests or screenings to the newborn's health care practitioner; defining the term "health care practitioner" as it relates to such release; amending s. 383.145, F.S.; updating a reference; creating s. 383.146, F.S.; requiring an audiologist to provide an opportunity for the parent or legal guardian of an infant or toddler who is diagnosed with a permanent hearing impairment to provide contact information so that he or she may receive information directly from specified service providers; requiring the Department of Health to post on its website a list of certain service providers and institutions; requiring the audiologist to transmit a consent form to such providers; providing an effective date.

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

By Government Operations Appropriations Subcommittee and Representative(s) Hood, Ahern, Albritton, Baxley, Bileca, Brodeur, Broxson, Caldwell, Campbell, Clarke-Reed, Clelland, Corcoran, Cruz, Cummings, Dudley, Fitzenhagen, Gaetz, Gibbons, Goodson, Hooper, Magar, Mayfield, Metz, Moraitis, Murphy, Nuñez, Perry, Peters, Pilon, Porter, Rangel, Raschein, Renuart, Rodrigues, R., Rooney, Santiago, Smith, Spano, Stewart, Stone, Van Zant, Williams, A., Zimmermann—

CS for HB 731—A bill to be entitled An act relating to the POW-MIA Chair of Honor Memorial; creating s. 265.0031, F.S.; providing legislative intent; defining the term "Capitol Complex"; establishing the POW-MIA Chair of Honor Memorial; authorizing the Florida chapters of Rolling Thunder, Inc., to fund the memorial; requiring the Department of Management Services to designate an area of the Capitol Complex for the memorial; requiring the department to consult with the Department of Veterans' Affairs and the Florida chapters of Rolling Thunder, Inc., regarding specific aspects of the memorial; 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 Regulatory Affairs Committee, Government Operations Appropriations Subcommittee and Representative(s) Cummings, Broxson—

CS for CS for HB 271—A bill to be entitled An act relating to workers' compensation; amending s. 440.107, F.S.; revising powers of the Department of Financial Services relating to compliance with and enforcement of workers' compensation coverage requirements; providing for stop-work order information to be available on the Division of Workers' Compensation's website; revising requirements for the release of stop-work orders; revising penalties; amending ss. 440.15 and 440.16, F.S.; revising rate formulas related to the determination of compensation for disability and death; amending s. 440.49, F.S.; revising provisions relating to the assessment rate of the Special Disability Trust Fund; reducing the assessment rate limitation; providing an effective date.

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

By Government Operations Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Passidomo, Moraitis, Cummings, Wood—

CS for CS for HB 321—A bill to be entitled An act relating to title insurance; amending s. 625.041, F.S.; revising criteria with respect to liabilities charged against assets in determinations of financial condition; amending s. 625.111, F.S.; specifying the reserves that certain title insurers must set aside after a certain date; specifying the manner in which reserves must be released; specifying which state law governs the amount of the reserve for a title insurer who transfers domicile to this state; providing that a domestic title insurer is not required to record separate bulk reserves; revising and providing definitions; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title agent or agency may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a title insurance agency license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.782, F.S.; revising the date by which certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing an effective date.

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

By Transportation & Highway Safety Subcommittee and Representative(s) Beshears, Broxson, Mayfield, Smith—

CS for HB 537—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; amending s. 316.545, F.S.; revising membership of the board; providing for appointment of additional members by the Governor and the Commissioner of Agriculture; providing for terms of the additional members; providing qualifications for such members; providing for removal of members by the Governor under certain circumstances; providing for action by a quorum of the board; requiring that the additional appointments be made by a specified date; providing effective dates.

—was referred to the Committees on Agriculture; Transportation; and Appropriations.

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

CS for HB 7035—A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal penalties applicable to a juvenile offender for certain serious felonies; requiring a judge to consider specified factors before determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing review of sentences for specified juvenile offenders; creating s. 921.140, F.S.; providing sentencing proceedings for determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing certain factors a judge shall consider when determining if life imprisonment is appropriate for a juvenile offender; creating s. 921.1401, F.S.; defining the term "juvenile offender"; providing sentence review proceedings to be conducted after a specified period of time by the original sentencing court for juvenile offenders convicted of certain offenses; providing for subsequent reviews; requiring the Department of Corrections to notify a juvenile offender of his or her eligibility to participate in sentence review hearings; entitling a juvenile offender to be represented by counsel; providing factors that must be considered by the court in the sentence review; requiring the court to modify a juvenile offender's sentence if certain factors are found; requiring the court to impose a term of probation for any sentence modified; requiring the court to make written findings if the court declines to modify a juvenile offender's sentence; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

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

By Finance & Tax Subcommittee and Representative(s) Workman, Renuart—

HB 5601—A bill to be entitled An act relating to economic development; amending s. 202.11, F.S.; revising the definition of "prepaid calling arrangement"; providing for retroactive applicability and construction; amending s. 203.01, F.S.; imposing an additional rate on gross receipts for electrical power or energy; revising exemptions from the tax on gross receipts for utility and communications services; providing exemptions from the additional tax on gross receipts from electrical power or energy; requiring the additional tax to be excluded from the taxable base on which gross receipts are calculated under certain circumstances; amending s. 212.05, F.S.; revising the definition of "prepaid calling arrangement" to clarify and update which services are included under the definition and subject to sales tax; reducing the sales tax rate for charges for electrical power or energy; providing for retroactive applicability and construction; amending s. 212.08, F.S.; extending the expiration date applicable to the granting of community contribution tax credits against the sales and use tax for contributions to eligible sponsors of community projects approved by the Department of Economic Opportunity; revising

a provision exempting certain machinery and equipment from the sales and use tax to exempt certain mixer drums and parts and labor required to affix certain mixer drums to mixer trucks from the sales and use tax; exempting sales of child restraint systems and booster seats for use in motor vehicles and youth bicycle helmets from the sales and use tax; amending s. 212.12, F.S.; conforming a provision to a change made by the act; amending s. 212.20, F.S.; requiring the Department of Revenue to distribute funds to the State Transportation Trust Fund for strategic and regionally significant transportation projects; amending s. 220.14, F.S.; increasing the amount of income that is exempt from the corporate income tax; providing applicability; amending s. 220.183, F.S.; extending the expiration date applicable to the granting of community contribution tax credits against the corporate income tax for contributions to eligible sponsors of community projects approved by the Department of Economic Opportunity; amending s. 220.63, F.S.; increasing the amount of income that is exempt from the franchise tax imposed on banks and savings associations; providing applicability; creating s. 288.127, F.S.; providing definitions; providing a purpose; creating the Qualified Television Loan Fund; requiring the Department of Economic Opportunity to contract with a fund administrator; providing fund administrator qualifications; providing for the fund administrator's compensation and removal; specifying the fund administrator powers and duties; providing the structure of the loans; providing qualified television content criteria; requiring the Auditor General to conduct an operational audit of the fund and the fund administrator; authorizing the department to adopt rules; providing for expiration of the act; providing emergency rule-making authority; amending s. 288.9914, F.S.; revising limits on tax credits that may be approved by the Department of Economic Opportunity under the New Markets Development Program; creating s. 339.0803, F.S.; requiring a specified amount of funds deposited into the State Transportation Trust Fund to be used annually for strategic and regionally significant transportation projects; amending s. 624.5105, F.S.; extending the expiration date applicable to the granting of community contribution tax credits against the insurance premium tax for contributions to eligible sponsors of community projects approved by the Department of Economic Opportunity; providing for a sales tax holiday for certain Energy Star and WaterSense products; providing restrictions; providing definitions; authorizing the Department of Revenue to adopt emergency rules; providing that the admissions tax may not be levied on the sale of athletic, exercise, and physical fitness facility memberships by certain health studios during a specified period; authorizing the Department of Revenue to adopt emergency rules; specifying a period during which the sale of clothing, wallets, bags, school supplies, personal computers, and personal computer-related accessories are exempt from the sales tax; providing definitions; providing exceptions; authorizing the Department of Revenue to adopt emergency rules; providing an exemption from the sales and use tax for sales during a specified period of certain tangible personal property related to hurricane preparedness; authorizing the Department of Revenue to adopt emergency rules; providing appropriations; providing an effective date.

—was referred to the Committee on Appropriations.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed SB 678, SB 686, SB 932, SB 934, SB 936, SB 938, SB 940 and SB 942; passed SB 676, SB 680, SB 682, SB 684 and SB 688 by the required constitutional three-fifths vote of the membership of the House.

Robert L. "Bob" Ward, Clerk

The bills contained in the foregoing messages were ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 1 was corrected and approved.

CO-INTRODUCERS

Senators Altman—SB 448; Bean—CS for CS for SB 722; Braynon—CS for SB 958; Bullard—SB 1640; Hays—SB 448; Joyner—SB 920; Sobel—SB 592; Soto—SB 478, SB 1322, SB 1640; Stargel—SB 1206

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 5:56 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:30 a.m., Friday, April 11 or upon call of the President.



Journal of the Senate

Number 11—Regular Session

Wednesday, April 9, 2014

CONTENTS

Introduction and Reference of Bills 456

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Simpson—

SB 1450—A bill to be entitled An act relating to homeowners’ association board meetings; amending s. 720.303, F.S.; requiring meetings to be held at locations accessible to physically handicapped persons; providing an effective date.

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

By Senator Soto—

SB 1452—A bill to be entitled An act relating to value adjustment boards; creating s. 194.0341, F.S.; providing that only a taxpayer and certain specified agents of the taxpayer may contest a property tax or assessment before a value adjustment board; providing civil remedies to a property appraiser for violations of the act; providing that a value adjustment board decision regarding a property tax or assessment contested before the board by an unauthorized person is void and unenforceable; amending ss. 192.0105, 194.011, and 194.034, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Thompson—

SR 1454—A resolution encouraging awareness of the vulnerability of the state’s critical infrastructure to electromagnetic pulses and geomagnetic storms.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Rules.

By Senator Thompson—

SB 1456—A bill to be entitled An act relating to teacher education; amending s. 1009.60, F.S.; revising eligibility criteria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; revising funding for administration and the training program carried out by the board of directors of the Florida Fund for Minority Teachers, Inc.; amending ss. 1012.55 and 1012.56, F.S.; revising criteria for eligibility and issuance of temporary certificates; providing an effective date.

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

By Senator Abruzzo—

SB 1458—A bill to be entitled An act relating to condominium assessments; amending s. 718.116, F.S.; revising the limitations of liability for assessments; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

By Senator Sobel—

SB 1460—A bill to be entitled An act relating to health insurance; creating ss. 627.64194 and 627.66915, F.S., and amending s. 641.31, F.S.; requiring individual accident or health insurance policies, group, blanket, or franchise accident or health insurance policies, and managed care plans to evaluate and review coverage for orthotics and prosthetics and orthoses and prostheses; providing requirements and limitations; specifying deductible and copayment recommendations; authorizing insurers to specify certain benefits limitations; providing for nonapplication to certain policy coverages; providing an effective date.

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

By Senator Stargel—

SB 1462—A bill to be entitled An act relating to residential properties; amending s. 718.116, F.S.; defining the term “previous owner”; revising and providing liability of certain condominium owners acquiring title; amending s. 720.3085, F.S.; revising and providing liability of certain homeowners’ association parcel owners acquiring title; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

By Senator Simpson—

SB 1464—A bill to be entitled An act relating to environmental regulation; amending s. 163.3162, F.S.; limiting the authority of a county to enforce certain modifications, readoptions, or amendments of certain wetlands, springs protection, and stormwater ordinances, regulations, and rules; amending s. 163.3184, F.S.; revising procedures for the transmittal and adoption of a comprehensive plan or plan amendment; amending s. 163.3194, F.S.; prohibiting a local government from rescinding certain land use approvals; amending s. 253.0347, F.S.; exempting certain lessees of sovereignty submerged lands from permit fees for certain areas; amending s. 298.225, F.S.; exempting certain facilities, structures, or improvements from additional local government authorizations or permits; amending s. 373.236, F.S.; authorizing consumptive use permits for certain projects and developments; authorizing multiple commencement dates for certain consumptive use permits; amending s. 373.308, F.S.; requiring delegated local governments to adhere to certain criteria and standards for water well construction; preempting permitting of water well construction by a delegated local government; amending s. 373.323, F.S.; revising requirements to take the water well contractor licensure examination; amending s. 373.4136, F.S.; providing that proof of insurance satisfies a specified requirement to obtain a mitigation bank permit; requiring the Department of Environmental Protection and water management districts to adopt certain rules by a specified date; amending s. 373.414, F.S.; requiring certain water control districts to obtain certain permits for facilities, structures, or improvements; specifying standards applicable to such permits; amending s.

373.709, F.S.; requiring that certain criteria be incorporated into a regional water supply plan; exempting such additional criteria from specified analyses; amending s. 403.201, F.S.; providing that the prohibition against certain variances from regulations concerning discharges of waste into waters of the state or concerning hazardous waste management does not include the issuance of moderating provisions; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund for specified purposes; requiring the Department of Environmental Protection to deposit specified funds into the account; amending s. 633.202, F.S.; exempting certain tents from the Florida Fire Prevention Code; extending and renewing certain permits issued by the Department of Environmental Protection or a water management district, including any local government-issued development order or building permit issued pursuant thereto; providing exceptions; limiting certain permit extensions to a specified period of time; providing that extended permits be governed by certain rules; extending commencement and completion dates for required mitigation associated with a phased construction project; providing applicability; requiring the holder of an extended permit or authorization to provide notice to the authorizing agency; prohibiting a county or municipality from assessing fees to extend such permits; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Appropriations; and Rules.

By Senators Lee and Evers—

SB 1466—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term “community association management”; amending s. 718.116, F.S.; authorizing a claim of lien on a condominium parcel to be in a specific form; authorizing a release of lien to be in a specific form; amending s. 719.108, F.S.; deleting a provision providing for the expiration of certain liens; revising notice requirements; authorizing a claim of lien on a cooperative parcel to be in a specific form; providing for the content of a recording notice; authorizing a release of lien to be in a specific form; amending s. 720.3085, F.S.; authorizing a claim of lien on a parcel within a homeowners’ association to be in a specific form; authorizing a release of lien to be in a specific form; providing an effective date.

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

By Senator Gibson—

SB 1468—A bill to be entitled An act relating to instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board use of the annual allocation for the purchase of instructional materials; amending s. 1003.621, F.S.; conforming a provision; providing an effective date.

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

By Senator Thompson—

SB 1470—A bill to be entitled An act relating to HIV testing; amending s. 381.004, F.S.; revising and adding definitions; differentiating between the notification and consent procedures for performing an HIV test in a health care setting and a nonhealth care setting; deleting the exemption from the requirement to obtain informed consent before testing a pregnant woman; amending s. 456.032, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Abruzzo—

SB 1472—A bill to be entitled An act relating to identity theft; amending s. 817.568, F.S.; providing that possession of personal identification information without a legitimate business or professional purpose and with specified intent constitutes fraudulent use of personal identification information; providing criminal penalties; creating a re-

buttable presumption that a person in possession of a specified quantity of personal identification information has fraudulent intent; providing an effective date.

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

By Senator Abruzzo—

SB 1474—A bill to be entitled An act relating to public officers and employees; amending s. 112.317, F.S.; providing that violations of certain local codes of ethics are subject to specified penalties; amending s. 112.3217, F.S.; revising the term “contingency fee” to include local government action; requiring that certain forfeited benefits be forfeited to the affected local government; amending s. 112.322, F.S.; revising the duties and powers of the Commission on Ethics; requiring the commission to receive and investigate complaints alleging certain violations of a local code of ethics; requiring that all complaints alleging a violation of a local code of ethics be filed with the commission; requiring that the commission be the official custodian of records of such complaints; conforming provisions to changes made by the act; amending s. 112.3231, F.S.; requiring that complaints alleging a violation of a local code of ethics within the commission’s jurisdiction be filed within a specified timeframe; amending s. 112.324, F.S.; conforming a provision to changes made by the act; amending s. 112.326, F.S.; requiring a local ethics agency or commission to establish certain procedures; requiring the commission to respond to certain complaints or requests for advisory opinions; providing an effective date.

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

By Senator Evers—

SB 1476—A bill to be entitled An act relating to public records; creating s. 316.0777, F.S.; providing a public records exemption for images obtained through use of an automated traffic law enforcement system; 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 Transportation; Governmental Oversight and Accountability; and Rules.

By Senator Evers—

SB 1478—A bill to be entitled An act relating to traffic infraction detectors; amending s. 316.008, F.S.; requiring certain signage at an intersection with a traffic infraction detector installed; providing exceptions; amending s. 316.0083, F.S.; providing for the basis for compensation paid for a traffic infraction detector; providing that the owner of a motor vehicle is not responsible for a violation if the motor vehicle or registration license plate was stolen at the time of the violation, the yellow-change interval did not conform to certain requirements, or the motor vehicle passed through the intersection under certain circumstances; providing that a county or municipality may not issue a notice of or citation under specified provisions for a violation when the motor vehicle stops at a point past a stop line or crosswalk under certain circumstances; requiring a municipality or county operating a traffic infraction detector to conduct a statistical analysis to assess the safety impact of the traffic infraction detector at the intersection; providing for consideration of specified defenses to a notice or citation; amending s. 316.075, F.S.; providing requirements for installation of traffic infraction detectors; requiring specified standards be used for yellow light-change intervals; requiring that notice concerning such interval be given with the notice of violation; requiring tests; providing for a presumption of compliance; requiring installed detectors to comply within a certain timeframe; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Benacquisto—

SB 1480—A bill to be entitled An act relating to microfinance; creating Part XIV of ch. 288, F.S., consisting of ss. 288.993-288.9937, relating to microfinance programs; creating s. 288.993, F.S.; providing a short title; creating s. 288.9931, F.S.; providing legislative findings and intent; creating s. 288.9932, F.S.; defining terms; creating s. 288.9933, F.S.; authorizing the Department of Economic Opportunity to adopt rules to implement this part; creating s. 288.9934, F.S.; establishing the Microfinance Loan Program; providing a purpose; defining the term “lender”; requiring the Department of Economic Opportunity to contract with at least one entity to administer the program; requiring the lender to contract with the department to receive an award of funds; providing other terms and conditions to receiving funds; specifying fees authorized to be charged by the department and the lender; requiring the lender to remit the microloan principal collected from all microloans made with funds awarded to the lender; providing for contract termination; providing for auditing and reporting; requiring applicants for funds from the Microfinance Loan Program to meet certain qualifications; requiring the department to be guided by the 5-year statewide strategic plan and to advertise and promote the loan program; requiring the department to perform a study on methods and best practices to increase the availability of and access to credit in this state; prohibiting the pledging of the credit of the state; authorizing the department to adopt rules; creating s. 288.9935, F.S.; establishing the Microfinance Guarantee Program; defining the term “lender”; requiring the department to contract with Enterprise Florida, Inc., to administer the program; prohibiting Enterprise Florida, Inc., from guaranteeing certain loans; requiring borrowers to meet certain conditions before receiving a loan guarantee; requiring Enterprise Florida, Inc., to submit an annual report to the department; prohibiting the pledging of the credit of the state or Enterprise Florida, Inc.; creating s. 288.9936, F.S.; requiring the department to report annually on the Microfinance Loan Program; requiring the Office of Program Policy Analysis and Government Accountability to report on the effectiveness of the State Small Business Credit Initiative; creating s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to evaluate and report on the Microfinance Loan Program and the Microfinance Guarantee Program by a specified date; authorizing the executive director of the Department of Economic Opportunity to adopt emergency rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Thompson—

SB 1482—A bill to be entitled An act relating to tax credits; amending s. 212.097, F.S.; providing that a tax credit provided to a qualified business for operating in a high-crime area is revoked if the area no longer qualifies as a high-crime area; making technical corrections; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Sobel—

SB 1484—A bill to be entitled An act relating to state parks; providing a short title; creating s. 258.018, F.S.; requiring a state park to have a lifeguard on duty at a designated swimming area if such area is open on a state holiday or other day of peak usage; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Health Policy; and Appropriations.

By Senator Garcia—

SB 1486—A bill to be entitled An act relating to transitional living facilities; creating part XI of ch. 400, F.S.; providing legislative intent; providing definitions; requiring the licensure of transitional living facilities; providing license fees and application requirements; requiring accreditation of licensed facilities; providing requirements for transitional living facility policies and procedures governing client admission, transfer, and discharge; requiring a comprehensive treatment plan to be developed for each client; providing plan and staffing requirements; requiring certain consent for continued treatment in a transitional living facility; providing licensee responsibilities; providing notice requirements; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or take other retaliatory action under certain circumstances; requiring the client and client’s representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures; providing licensee requirements relating to administration of medication; requiring maintenance of medication administration records; providing requirements for administration of medications by unlicensed staff; specifying who may conduct training of staff; requiring licensees to adopt policies and procedures for administration of medications by trained staff; requiring the Agency for Health Care Administration to adopt rules; providing requirements for the screening of potential employees and training and monitoring of employees for the protection of clients; requiring licensees to implement certain policies and procedures to protect clients; providing conditions for investigating and reporting incidents of abuse, neglect, mistreatment, or exploitation of clients; providing requirements and limitations for the use of physical restraints, seclusion, and chemical restraint medication on clients; providing a limitation on the duration of an emergency treatment order; requiring notification of certain persons when restraint or seclusion is imposed; authorizing the agency to adopt rules; providing background screening requirements; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; providing licensee responsibilities with respect to the property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds or other property received by a licensee and credited to the client; providing a penalty for certain misuse of a client’s personal funds, property, or personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the agency to adopt rules; providing legislative intent; authorizing the agency to adopt and enforce rules establishing standards for transitional living facilities and personnel thereof; classifying violations and providing penalties therefor; providing administrative fines for specified classes of violations; authorizing the agency to apply certain provisions with regard to receivership proceedings; requiring the agency, the Department of Health, the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic information systems for certain purposes; repealing s. 400.805, F.S., relating to transitional living facilities; revising the title of part V of ch. 400, F.S.; amending s. 381.745, F.S.; revising the definition of the term “transitional living facility,” to conform; amending s. 381.75, F.S.; revising the duties of the Department of Health and the agency relating to transitional living facilities; amending ss. 381.78, 400.93, 408.802, and 408.820, F.S.; conforming provisions to changes made by the act; providing applicability with respect to transitional living facilities licensed before a specified date; providing effective dates.

—was referred to the Committees on Children, Families, and Elder Affairs; Health Policy; and Appropriations.



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REPORTS OF COMMITTEES

The Committee on Agriculture recommends the following pass: CS for SB 1206

The Committee on Community Affairs recommends the following pass: CS for SB 772

The Committee on Health Policy recommends the following pass: SB 1486

The Committee on Judiciary recommends the following pass: CS for SB 810; SB 1008

The Committee on Regulated Industries recommends the following pass: CS for SB 1212

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Health Policy recommends the following pass: SB 436; SB 1180

The bills were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Transportation recommends the following pass: SB 1558

The bill was referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 618

The Committee on Health Policy recommends the following pass: SB 1154

The bills contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1040

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: CS for SB 104

The Committee on Judiciary recommends the following pass: CS for SB 918; SB 1172

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Agriculture recommends the following pass: CS for SB 1160

The Committee on Judiciary recommends the following pass: SB 1060; CS for SB 1190; CS for SB 1238

The Committee on Rules recommends the following pass: CS for CS for SB 350; CS for SM 368; SB 386; CS for SB 414; SB 566; CS for SB 650; CS for CS for SB 808; CS for SB 840; CS for SB 862; CS for SB 866; CS for CS for SB 976; CS for SB 1140; CS for CS for SB 1278; CS for CS for SB 1308; CS for SB 1318; SB 1678; SB 1698

The bills were placed on the Calendar.

The Committee on Agriculture recommends a committee substitute for the following: CS for SB 1182

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1424

The Committee on Community Affairs recommends committee substitutes for the following: CS for CS for SB 746; CS for CS for SB 1630

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 1580

The Committee on Judiciary recommends committee substitutes for the following: CS for CS for SB 612; CS for SB 768; CS for SB 1466

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1416

The bill with committee substitute attached was referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Rules recommends a committee substitute for the following: CS for SB 244

The bill with committee substitute attached was referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1498

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Transportation recommends committee substitutes for the following: SB 772; SB 820

The bills with committee substitute attached were referred to the Committee on Community Affairs under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 952

The Committee on Community Affairs recommends a committee substitute for the following: SB 1198

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1584

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 396

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 1672

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 1274; SB 1714

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 866

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 832

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 1000

The Committee on Community Affairs recommends committee substitutes for the following: CS for CS for SB 296; CS for SB 820

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 588; CS for CS for SB 722; SB 1176

The Committee on Rules recommends a committee substitute for the following: CS for SB 1344

The Committee on Transportation recommends committee substitutes for the following: CS for SB 754; CS for SB 1070

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 1638

Appropriations Subcommittee on Education recommends the following pass: CS for SB 212; SB 420; CS for SB 598; CS for SB 628; CS for CS for SB 900; SB 908; CS for SB 1292

Appropriations Subcommittee on Finance and Tax recommends the following pass: CS for SB 534

Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 508; SB 640; CS for SB 1134; SB 1412

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 1558

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

Appropriations Subcommittee on Education recommends committee substitutes for the following: SB 514; CS for SB 530; CS for SB 950; CS for SB 1512

Appropriations Subcommittee on Finance and Tax recommends committee substitutes for the following: SB 134; CS for SB 312; SB 474; CS for SB 596; CS for SB 788; CS for CS for SB 898

Appropriations Subcommittee on General Government recommends a committee substitute for the following: SB 1582

Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 734; CS for SB 782; CS for SB 1122; SB 1666

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 136

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Soto—

SR 1722—A resolution recognizing the need for immigration reform and expressing commitment to sustaining the American Dream.

—was referred to the Committees on Judiciary; and Rules.

By the Committee on Children, Families, and Elder Affairs—

SB 1724—A bill to be entitled An act relating to human trafficking; creating s. 409.1754; requiring the department to develop or adopt initial screening and assessment instruments; specifying the process for the department to develop or adopt initial screening and assessment instruments; providing criteria for placement in safe houses or safe foster homes; allowing entities to use additional initial screening and assessment instruments; requiring the department, community-based care lead agencies, and staff administering the detention risk assessment instrument to receive specified training; requiring the department and lead agencies to hold multidisciplinary staffings under certain conditions; requiring the department and lead agencies to develop specific plans and protocols; directing the department, the Department of Juvenile Justice, and lead agencies to participate in coalitions, task forces, or similar organizations to coordinate local responses to human trafficking; requiring the department to attempt to initiate a task force if none is active in a local area; amending s. 409.1678; providing definitions; authorizing the Department of Children and Families to certify safe houses and safe foster homes; providing requirements for certification as safe houses and safe foster homes; allowing the department to certify a secure safe house to operate as a pilot program; providing requirements for the secure safe house pilot program; amending s. 39.524;

providing for review of appropriateness of safe harbor placement in both safe houses and safe foster homes; amending criteria for placement; authorizing placement in settings other than safe houses and safe foster homes under certain conditions; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study on commercial exploitation of children in Florida and related topics; creating s. 39.4072; providing for placement for evaluation in a secure safe house if certain criteria is met; specifying the process for evaluating whether a child meets criteria for placement in a secure safe house; creating s. 39.4074; authorizing the department to file a petition for placement in a secure safe house if the child is evaluated to meet criteria; providing for court determination; requiring reporting on a child's treatment progress in a secure safe house; providing for court review; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Children, Families, and Elder Affairs—

SB 1726—A bill to be entitled An act relating to reimbursement for crisis stabilization unit services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to require that managing entities implement a specified reimbursement methodology by a specified date; providing requirements for managing entities, providers, and the reimbursement methodology; requiring the department to establish uniform standards for claims data submitted by providers; requiring the department to establish a statewide database of claims data; requiring the department and managing entities to maintain the security of claims data; requiring the department to submit a report to the Legislature by a specified date; providing requirements for such report; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; and Transportation; and Senator Braynon—

CS for CS for SB 244—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Sun, Sea, and Smiles, the Team Hammy, and the Play Ball license plates; limiting the authorized uses of collected annual use fees; defining a term; amending s. 320.08058, F.S.; creating the Sun, Sea, and Smiles, the Team Hammy, and the Play Ball license plates; providing for the distribution of use fees received from the sale of such plates; amending s. 320.08062, F.S.; revising provisions relating to audit and attestation requirements for annual use fee proceeds; requiring the Department of Highway Safety and Motor Vehicles to discontinue the distribution of revenues to an organization that does not meet specified requirements; authorizing the department to resume the distribution of revenue under certain conditions; requiring a report to the Legislature; requiring the discontinuance of a specialty plate under certain circumstances; amending chapter 2008-176, Laws of Florida, as amended; extending the prohibition on the issuance of new specialty license plates; providing an effective date.

By the Committees on Community Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Criminal Justice; and Senator Brandes—

CS for CS for CS for SB 296—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm while in the act of complying with a mandatory evacuation order during a declared state of emergency; providing an effective date.

By the Committees on Community Affairs; and Education; and Senators Bean and Bradley—

CS for CS for SB 396—A bill to be entitled An act relating to the joint use and public access of public school facilities and joint community projects; creating s. 768.072, F.S.; authorizing district school boards to enter into joint-use agreements with a local government or a private organization or adopt public access policies; authorizing criteria for joint-use agreements; authorizing a district school board to enter into agreements with a county, municipality, or Florida College System institution to develop and operate joint community projects; authorizing such agreements to have certain specifications; authorizing certain provisions to be included in joint-use agreements for joint community projects, including indemnification of district school boards and liability insurance; providing applicability; providing that s. 1012.467, F.S., does not apply when there is no school-sponsored or school-related program or activity in progress; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senator Richter—

CS for CS for SB 588—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out-of-court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

By the Committees on Judiciary; Community Affairs; and Governmental Oversight and Accountability; and Senator Hays—

CS for CS for CS for SB 612—A bill to be entitled An act relating to government contracting; amending s. 215.985, F.S.; revising information to be posted on the Chief Financial Officer's contract tracking system to conform to changes made by the act; amending s. 287.084, F.S.; preempting and superseding a local ordinance or regulation that gives preference for an award to a certified contractor under certain circumstances; requiring a university, college, county, municipality, school district, or other political subdivision to make specified disclosures in competitive solicitation documents; providing that a university, college, county, municipality, school district, or other political subdivision is not prohibited from awarding a contract to a vendor under certain circumstances; amending s. 287.1335, F.S.; defining terms; requiring agencies to provide the Department of Management Services with copies of vendor complaints and names of suspended and terminated vendors; authorizing local governmental entities to provide such information to the department; requiring the department to maintain certain information regarding vendors on its website; requiring an agency to submit specified information to the department on a quarterly basis; authorizing a local governmental entity to submit such information on the same basis; requiring a vendor responding to an agency's competitive solicitation to disclose certain information; specifying certain requirements for considering a response to a competitive solicitation or entering a contract; providing an effective date.

By the Committees on Judiciary; Children, Families, and Elder Affairs; and Health Policy; and Senators Garcia, Soto, Bean, and Richter—

CS for CS for CS for SB 722—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests or screenings to the newborn's health care practitioner; defining the term "health care practitioner" as it relates to such release; amending s. 383.145, F.S.; updating a cross-reference; creating s. 383.146, F.S.; requiring an audiologist to provide an opportunity for the parent or legal guardian of an infant or toddler who is diagnosed with a hearing impairment to provide contact information so that he or she may receive information directly from specified service providers; requiring the Department of Health to post a list of certain service providers on the department website; requiring the audiologist or his or her designee to transmit a consent form to the providers listed on the department website; providing an effective date.

By the Committees on Community Affairs; Criminal Justice; and Health Policy; and Senator Sobel—

CS for CS for CS for SB 746—A bill to be entitled An act relating to the Health Care Clinic Act; amending s. 400.9905, F.S.; redefining the term "clinic"; exempting certain federally certified clinics from licensure under the act; amending s. 400.995, F.S.; providing that a clinic is subject to penalties if it engages physicians whose licenses have been suspended or revoked; providing an effective date.

By the Committees on Transportation; and Banking and Insurance; and Senator Bradley—

CS for CS for SB 754—A bill to be entitled An act relating to certificates of destruction for motor vehicles; amending s. 319.23, F.S.; requiring the Department of Highway Safety and Motor Vehicles to visually inspect a motor vehicle that an applicant for a certificate of title has indicated is a rebuilt motor vehicle; requiring the department to issue an affidavit of compliance if the vehicle is not properly equipped; requiring an applicant to have the repaired vehicle inspected by a law enforcement agency in order to receive a certificate of title; requiring the department to provide a report regarding certificates of title for rebuilt motor vehicles; amending s. 319.30, F.S.; defining a term; revising requirements for the department to declare certain mobile homes and motor vehicles unrebuildable and to issue a certificate of destruction; requiring an owner of, or an insurance company for, a motor vehicle that is worth less than a specified amount or is above a certain age to obtain a certificate of destruction under certain circumstances; providing a criminal penalty; amending s. 860.146, F.S.; defining terms and redefining the term "fake airbag"; prohibiting the import, manufacture, offering for sale, or reinstallation of fake airbags; providing a criminal penalty; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Braynon—

CS for CS for SB 768—A bill to be entitled An act relating to human trafficking; amending s. 39.01, F.S.; redefining the term "sexual abuse of a child" to include human trafficking; amending s. 92.56, F.S.; authorizing a defendant who has been charged with specified human trafficking offenses to apply for an order of disclosure of confidential and exempt information; authorizing the court to use a pseudonym, instead of a victim's name, to designate the victim of specified human trafficking offenses; providing that trial testimony for specified human trafficking offenses may be published or broadcast under certain circumstances; amending s. 787.06, F.S.; making technical changes; amending s. 960.065, F.S.; providing an exception to ineligibility for victim assistance awards to specified victims of human trafficking; amending s. 960.199, F.S.; authorizing the Department of Legal Affairs to provide relocation assistance to a victim of specified human trafficking offenses; requiring the human trafficking offense to be reported to the proper authorities and certified by the state attorney or statewide prosecutor; requiring the state attorney's or statewide prosecutor's approval of a rape crisis center's or a certified domestic violence center's certification that a victim is cooperating with law enforcement officials; providing that the act of

human trafficking must occur under certain circumstances for the victim to be eligible for relocation assistance; providing an effective date.

By the Committee on Transportation; and Senator Garcia—

CS for SB 772—A bill to be entitled An act relating to expressway authorities; amending s. 348.0003, F.S.; requiring members of each expressway authority, transportation authority, bridge authority, or toll authority to comply with specified financial disclosure requirements; prohibiting certain activities by authority board members and executive directors during and after membership or employment; prohibiting certain activities and providing a penalty; specifying who may serve as an ethics officer; requiring disclosure of certain relationships and interests; prohibiting employees and consultants from membership on a board; providing for a code of ethics policy; amending ss. 348.52, 348.753, and 348.9952, F.S., relating to the Tampa-Hillsborough County Expressway Authority, the Orlando-Orange County Expressway Authority, and the Osceola County Expressway Authority, respectively; prohibiting certain activities by authority board members and executive directors during and after membership or employment; providing a penalty; specifying who may serve as an ethics officer; requiring disclosure of certain relationships and interests; prohibiting employees and consultants from membership on a board; providing for a code of ethics policy; amending s. 348.53, F.S.; revising the Legislative declaration of the Tampa-Hillsborough County Expressway Authority's purposes for the benefit of the people to include managed lanes; amending s. 348.54, F.S.; authorizing the Tampa-Hillsborough County Expressway Authority to construct, operate, and maintain certain transportation facilities within the jurisdictional boundaries of a consenting county contiguous to Hillsborough County, together with the right to construct, operate, and maintain facilities and electronic toll payment systems thereon or incidental thereto; amending s. 343.1003, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Community Affairs; and Transportation; and Senator Bullard—

CS for CS for SB 820—A bill to be entitled An act relating to transportation 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 Committees on Judiciary; and Banking and Insurance; and Senators Flores and Diaz de la Portilla—

CS for CS for SB 832—A bill to be entitled An act relating to motor vehicle sales; amending s. 545.01, F.S.; revising and reordering definitions; defining terms; creating s. 545.045, F.S.; prohibiting an affiliated finance company from taking specified actions relating to certain finance obligations arising from a vehicle contract that contains a third-party provider's specified automotive-related product; providing factors to determine whether an automotive-related product is similar in nature, scope, and quality to an automotive-related product offered for sale by an affiliated finance company or its related manufacturer or wholesale distributor; providing that a violation does not constitute a criminal offense; amending s. 320.27, F.S.; deleting the definition of the term "motor vehicle broker"; conforming a reference; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Health Policy—

CS for SB 866—A bill to be entitled An act relating to a review under the Open Government Sunshine Review Act; amending s. 893.0551, F.S., which makes confidential and exempt certain information of a patient or patient's agent, health care practitioner, and others held by the Department of Health; specifying that the Attorney General, health care regulatory boards, and law enforcement agencies may disclose certain confidential and exempt information to certain entities only if such information is relevant to an active investigation that prompted the request for the information; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all nonrelevant confidential and

exempt information before disclosing such information; requiring a law enforcement agency to enter into a user agreement before such agency may receive information from the prescription drug monitoring database; requiring the law enforcement agency to ensure the continued confidentiality of all confidential and exempt information; authorizing a health care practitioner to share a patient's information with that patient and put such information in the patient's medical record upon consent; authorizing certain impaired practitioner consultants to access information for a specified purpose; authorizing the department to disclose a patient advisory report to a health care practitioner under certain circumstances; prohibiting an agency or person who obtains specified confidential and exempt information from disclosing such information except under certain circumstances; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

By the Committees on Banking and Insurance; and Commerce and Tourism; and Senator Braynon—

CS for CS for SB 1000—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool is required to compensate day laborers; requiring a labor pool to provide certain notice before a day laborer's first pay period; specifying requirements for a labor pool that selects to compensate a day laborer by payroll debit card; authorizing a labor pool to deliver a wage statement electronically upon request by the day laborer; providing an effective date.

By the Committees on Transportation; and Community Affairs; and Senator Simpson—

CS for CS for SB 1070—A bill to be entitled An act relating to fuel terminals; creating s. 163.3206, F.S.; providing legislative intent; defining terms; prohibiting a local government from amending its local comprehensive plan, land use map, zoning districts, or land development regulations to make a fuel terminal a nonconforming use under the provisions thereof; requiring a local government to allow the repair of a fuel terminal damaged or destroyed by a natural disaster or other catastrophe; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Abruzzo—

CS for SB 1176—A bill to be entitled An act relating to divers; amending s. 327.331, F.S.; defining the terms "divers-down buoy" and "divers-down symbol"; revising the definition of "divers-down flag"; revising the requirements of display signs in which diving occurs; prohibiting a divers-down buoy from being used or displayed onboard a vessel; requiring divers and vessel operators encountering divers-down buoys to take specified actions; conforming provisions to changes made by the act; making technical changes; amending ss. 327.395 and 327.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Community Affairs; and Senator Montford—

CS for SB 1198—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.1122, F.S.; revising criteria for employment eligible for purchase of retirement credit; providing an effective date.

By the Committees on Community Affairs; and Banking and Insurance; and Senator Hays—

CS for CS for SB 1274—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing that a condominium association is ineligible for commercial residential wind-only coverage under certain conditions; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator Braynon—

CS for CS for SB 1344—A bill to be entitled An act relating to insurance; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to contract a third party to conduct a review of the operations of an insurance administrator under certain circumstances; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring an insurance administrator to furnish fiduciary account records to an insurer or its designee; requiring administrator withdrawals from a fiduciary account to be made according to a specific written agreement; providing that an insurer's designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; amending s. 626.9541, F.S.; revising provisions for unfair methods of competition and unfair or deceptive acts relating to conducting certain insurance transactions through credit card facilities; amending s. 627.351, F.S.; revising the entities that make recommendations to the Chief Financial Officer for appointment to the board of governors of the Joint Underwriting Association; amending s. 627.7283, F.S.; allowing the electronic transfer of unearned premiums under specified circumstances; amending s. 631.912, F.S.; revising the appointment process for members of the board of directors of the Florida Workers' Compensation Insurance Guaranty Association; amending s. 766.315, F.S.; revising the entities that make recommendations to the Chief Financial Officer for appointment to the board of directors of the Florida Birth-Related Neurological Injury Compensation Association; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senators Lee and Evers—

CS for CS for SB 1466—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term "community association management"; creating s. 468.4334, F.S.; providing that a community association manager and a community association management firm are liable for monetary damages to the same extent as an officer or director under certain circumstances; amending s. 718.116, F.S.; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a release of lien to be in a specific form; requiring a preforeclosure notice to be in a specific form; amending s. 718.121, F.S.; requiring a prelien notice to be in a specific form; amending s. 719.108, F.S.; allowing for reasonable charges to be imposed for collection of a delinquent assessment; deleting a provision providing for the expiration of certain liens; revising notice requirements; requiring a prelien notice to be in a specific form; providing for the content of a recording notice; requiring a release of lien to be in a specific form; requiring a preforeclosure notice to be in a specific form; providing notice requirements; amending s. 720.3085, F.S.; requiring a release of lien to be in a specific form; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a prelien notice to be in a specific form; requiring a preforeclosure notice to be in a specific form; providing an effective date.

By the Committee on Judiciary; and Senator Joyner—

CS for SB 1498—A bill to be entitled An act relating to marriage of minors; amending s. 741.0405, F.S.; deleting provisions that allow the issuance of marriage licenses to minors under 16 years of age in certain circumstances; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Health Policy; and Banking and Insurance; and Senator Hays—

CS for CS for SB 1580—A bill to be entitled An act relating to the Workers' Compensation Cost Task Force; amending s. 440.13, F.S.; creating the Workers' Compensation Cost Task Force; providing for membership; providing duties; requiring the task force to submit a report to the Governor and the Legislature by a specified date; requiring the Office of Insurance Regulation to consult with the Workers' Com-

compensation Cost Task Force to prepare a report; requiring the report to be delivered to the task force and the Legislature by specified dates; providing an expiration date; providing an effective date.

By the Committees on Community Affairs; Transportation; and Agriculture; and Senator Montford—

CS for CS for CS for SB 1630—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; authorizing a property appraiser to grant an agricultural classification after the application deadline upon a showing of extenuating circumstances; providing that participation in certain dispersed water storage programs does not change a land's agricultural classification for assessment purposes; amending s. 282.709, F.S.; adding a representative to the Joint Task Force on State Agency Law Enforcement Communications, to be appointed by the Commissioner of Agriculture; amending s. 373.4591, F.S.; authorizing agricultural landowners to establish baseline wetland and surface water conditions before implementing certain best management practice implementation agreements; requiring establishment of a process for review of proposed baseline condition determinations; transferring, renumbering, and amending s. 570.0741, F.S., relating to the energy efficiency and conservation clearinghouse; deleting an obsolete provision; amending s. 379.361, F.S.; requiring a person to retake an educational seminar when renewing an Apalachicola Bay oyster harvesting license; amending s. 487.041, F.S.; requiring a registrant to continue the registration of a brand of pesticide that continues to remain on retailers' shelves in this state under certain circumstances; amending ss. 487.046 and 487.048, F.S.; authorizing applications for certain licenses to be submitted through the department's website; amending s. 487.159, F.S.; deleting the requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; requiring all licensed private applicators to keep the same records as licensed public applicators and licensed commercial applicators with respect to the application of restricted pesticides; amending s. 487.2031, F.S.; revising the term "material safety data sheet"; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; transferring and renumbering s. 570.545, F.S., relating to unsolicited goods; amending s. 500.03, F.S.; revising the definition of the term "food establishment"; amending s. 500.12, F.S.; revising the exemption from permit requirements for minor food outlets; requiring an establishment to apply for and receive a permit prior to the commencement of operations; requiring the department to adopt a schedule of fees to be paid by each food establishment and retail food store; providing that food permits are not transferable; updating terminology; amending s. 500.121, F.S.; authorizing the department to order the immediate closure of certain establishments upon determination that the establishment presents a severe and immediate threat to the public health, safety, and welfare; specifying the procedure the department must use in ordering immediate closure; conforming provisions to changes made by the act; providing criminal penalties; authorizing the department to adopt rules; amending s. 500.147, F.S.; authorizing the department to inspect food records to facilitate tracing of food products in certain circumstances; amending s. 500.165, F.S.; revising the administrative fine amount for violating provisions relating to transporting shipments of food items; amending s. 500.172, F.S.; authorizing the department to issue and enforce a stop-sale, stop-use, removal, or hold order for certain food-processing or food storage areas; amending s. 501.019, F.S.; revising the administrative fine amount for violations relating to health studios; amending s. 501.059, F.S.; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 501.922, F.S.; revising the administrative fine amount for certain violations relating to the "Anti-freeze Act"; transferring, renumbering, and amending s. 570.42, F.S., relating to the Dairy Industry Technical Council; conforming a cross-reference; creating part I of ch. 570, F.S., entitled "General Provisions"; renumbering and amending s. 570.14, F.S., relating to the seal of the department; restricting the seal of the department from being used without written approval by the department; renumbering ss. 570.18 and 570.16, F.S., relating to organization of departmental work and the interference with department employees, respectively; amending s. 570.07, F.S.; conforming a cross-reference; transferring and renumbering ss. 570.17 and 570.531, F.S., relating to the regulatory work of the state relating to the protection of agricultural interests and the Market

Improvements Working Capital Trust Fund, respectively; amending s. 570.23, F.S.; conforming a cross-reference; renumbering s. 570.0705, F.S., relating to advisory committees; creating part II of ch. 570, F.S., entitled "Program Services"; amending s. 570.36, F.S.; making a technical change; amending s. 570.44, F.S.; revising the duties of the Division of Agricultural Environmental Services; amending s. 570.45, F.S.; conforming provisions to changes made by the act; amending s. 570.451, F.S.; conforming a cross-reference; amending ss. 570.50 and 570.51, F.S.; conforming provisions to changes made by the act; amending s. 570.543, F.S.; conforming a cross-reference; renumbering s. 570.073, F.S., relating to the Office of Agricultural Law Enforcement; renumbering and amending s. 570.074, F.S.; requiring the Office of Agricultural and Water Policy to enforce and implement ch. 582, F.S., and rules relating to soil and water conservation; creating s. 570.67, F.S.; codifying the creation of the Office of Energy; providing for management and specifying duties; renumbering s. 570.951, F.S., relating to the Florida Agriculture Center and Horse Park; renumbering and amending s. 570.952, F.S., relating to the Florida Agricultural Center and Horse Park Authority; conforming provisions to changes made by the act; deleting obsolete provisions; renumbering s. 570.953, F.S., relating to the identity of donors to the Florida Agriculture Center and Horse Park Authority; renumbering and amending s. 570.902, F.S., relating to definitions; conforming provisions to changes made by the act; renumbering ss. 570.903, 570.901, and 570.91, F.S., relating to direct-support organizations, the Florida Agricultural Museum, and Florida agriculture in the classroom, respectively; creating part III of ch. 570, F.S., entitled "Agricultural Development"; amending s. 570.71, F.S.; authorizing the department to use certain funds for administrative and operating expenses related to appraisals, mapping, title process, personnel, and other real estate expenses; renumbering s. 570.241, F.S., relating to the Agricultural Economic Development Act; renumbering and amending s. 570.242, F.S., relating to the Agricultural Economic Development Act; removing the definition of the terms "commissioner" and "department"; renumbering ss. 570.243, 570.244, 570.245, and 570.246, F.S., relating to the Agricultural Economic Development Program, the powers of the department, interaction with other economic development agencies and groups, and agricultural economic development funding, respectively; renumbering and amending s. 570.247, F.S., relating to certain department rules; deleting obsolete provisions; renumbering ss. 570.248 and 570.249, F.S., relating to the Agricultural Economic Development and Project Review Committee and disaster loans and grants and aid, respectively; renumbering and amending s. 570.9135, F.S., relating to the Beef Market Development Act; conforming cross-references; making technical changes; renumbering ss. 570.954 and 570.96, F.S., relating to the farm-to-fuel initiative and agritourism, respectively; renumbering and amending s. 570.961, F.S., relating to definitions; conforming cross-references; renumbering s. 570.962, F.S., relating to agritourism participation impact on land classification; renumbering and amending s. 570.963, F.S., relating to liability; conforming a cross-reference; renumbering and amending s. 570.964, F.S., relating to posting and notification requirements for agritourism operators; conforming provisions to changes made by the act; creating part IV of ch. 570, F.S., entitled "Agricultural Water Policy"; renumbering s. 570.075, F.S., relating to water supply agreements; renumbering and amending s. 570.076, F.S., relating to Environmental Stewardship Certification; conforming a cross-reference; renumbering ss. 570.085 and 570.087, F.S., relating to agricultural water conservation and agricultural water supply planning and best management practices for wildlife, respectively; creating part V of ch. 570, F.S., entitled "Penalties"; creating s. 570.971, F.S.; providing administrative fines and civil penalties; authorizing the department to refuse to issue or renew a license, permit, authorization, certificate, or registration under certain circumstances; authorizing the department to adopt rules; amending s. 576.021, F.S.; updating terminology; authorizing applications for registration for specialty fertilizers to be submitted using the department's website; making technical changes; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; extending the period of retention for an official check sample; amending s. 576.061, F.S.; deleting the penalty imposed when it is determined by the department that a fertilizer has been distributed without being licensed or registered, or without labeling; conforming provisions to changes made by the act; making technical changes; amending s. 576.071, F.S.; requiring the department to survey the fertilizer industry of this state to determine the commercial value used in assessing penalties for a deficiency; amending s. 576.087, F.S.; deleting certain requirements relating to antisiphon devices; amending s. 576.101, F.S.; deleting the depart-

ment's authorization to place a licensee on probationary status under certain circumstances; amending s. 578.08, F.S.; deleting the requirement that the application for registration as a seed dealer include the name and location of each place of business at which the seed is sold, distributed, offered, exposed, or handled for sale; requiring the application to be made by submitting a form prescribed by department rule or using the department's website; establishing a registration fee for receipts of certain amounts; amending s. 580.036, F.S.; requiring that standards for the sale, use, and distribution of commercial feed or feedstuff, if adopted, be developed in consultation with the Agricultural Feed, Seed, and Fertilizer Advisory Council; amending s. 580.041, F.S.; removing the requirement that the master registration form for each distributor of commercial feed identify the manufacturer's or guarantor's name and place of business and the location of each manufacturing facility; revising the requirement that the department must mail a copy of the master registration in order to signify that the administrative requirements have been met; amending s. 580.071, F.S.; providing additional factors that would make a commercial feed or feedstuff be deemed adulterated; amending s. 581.091, F.S.; deleting the definition of the term "commercial citrus grove"; deleting provisions relating to special permits authorizing a person to plant *Casuarina cunninghamiana* as part of a pilot program; eliminating a requirement that the department develop and implement a monitoring protocol to determine invasiveness of *Casuarina cunninghamiana*; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; redefining the term "dealer"; transferring, renumbering, and amending s. 570.38, F.S., relating to the Animal Industry Technical Council; conforming a cross-reference; amending s. 589.08, F.S.; requiring the Florida Forest Service to pay a certain percentage of the gross receipts from the Goethe State Forest to each fiscally constrained county; requiring such funds to be equally divided between the board of county commissioners and the school board; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other governmental entities; amending s. 590.02, F.S.; renaming the Florida Center for Wildfire and Forest Resources Management Training as the Withlacoochee Training Center; making technical changes; amending s. 590.125, F.S.; providing that new authorization is not required for smoldering that occurs within the authorized burn area unless new ignitions are conducted by certain persons; providing that monitoring the smoldering activity of a burn does not require an additional authorization; transferring and renumbering s. 570.0725, F.S., relating to food recovery; amending s. 597.003, F.S.; amending the powers and duties of the department to include providing training as necessary to lessees of certain lands for aquaculture use; amending s. 597.004, F.S.; requiring an applicant for an aquaculture certificate to submit a certificate of training if required; amending s. 597.020, F.S.; authorizing the department to adopt training requirements for shellfish processors by rule; transferring and renumbering ss. 570.481 and 570.55, F.S., relating to food recovery, fruit and vegetable inspection fees, and identification of sellers or handlers of tropical or subtropical fruit and vegetables, respectively; amending s. 604.16, F.S.; providing an exemption for certain dealers in agricultural products from certain requirements; amending s. 604.22, F.S.; revising certain penalties for dealers in agricultural products; repealing s. 487.172, F.S., relating to an educational program for organotin compounds in antifouling paints; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, and 500.306, F.S., relating to the standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to the retail sale of meat; repealing s. 570.345, F.S., relating to the Pest Control Compact; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; repealing s. 589.081, F.S., relating to the Withlacoochee State Forest and Goethe State Forest; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending ss. 193.461, 253.74, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.047, 487.091, 487.175, 493.6118, 496.420, 500.70, 501.612, 501.619, 502.231, 507.09, 507.10, 509.032, 525.16, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 571.11, 571.28, 571.29, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.30, and 616.242, F.S.;

conforming provisions to changes made by the act; providing an effective date.

By the Committees on Commerce and Tourism; and Banking and Insurance—

CS for SB 1672—A bill to be entitled An act relating to property insurance; amending s. 626.854, F.S.; prohibiting a public adjuster or public adjuster apprentice from choosing the persons or entities that will perform repair work; amending s. 627.351, F.S.; postponing the date that new construction or substantial improvement is not eligible for coverage by the corporation; deleting reference to the Residential Property and Casualty Joint Underwriting Association with respect to issuing certain residential or commercial policies; requiring the corporation to cease offering new commercial residential policies providing multiperil coverage after a certain date and providing that the corporation continue offering commercial residential wind-only policies; authorizing the corporation to offer commercial residential policies excluding wind; providing exceptions; specifying the amount of the surcharge to be assessed against personal lines, commercial lines, and coastal accounts to cover a projected deficit; requiring the corporation's board to contract with the Division of Administrative Hearings to hear protests of the corporation's decisions regarding the purchase of commodities and contractual services and issue a recommended order; requiring the board to take final action in a public meeting; revising the date for submitting the annual loss ratio report for residential coverage; amending s. 627.3518, F.S.; defining the term "surplus lines insurer"; requiring the corporation to implement procedures for diverting ineligible applicants and existing policyholders for commercial residential coverage from the corporation by a certain date; deleting the requirement that the corporation report such procedures to the Legislature; authorizing eligible surplus lines insurers to participate in the corporation's clearinghouse program and providing criteria for such eligibility; conforming cross-references; providing that certain applicants who accept an offer from a surplus lines insurer are considered a renewal; repealing s. 627.3519, F.S., relating to an annual report requirement relating to aggregate net probable maximum losses; amending s. 627.35191, F.S.; requiring the corporation to annually provide certain estimates for the next 12-month period to the Legislature and the Financial Services Commission; amending s. 627.701, F.S.; increasing the amount of the deductible that an insurer must offer for residential property insurance; amending s. 627.711, F.S.; prohibiting a mitigation inspector from offering or delivering compensation, and an insurance agency, agent, customer representative, or employee from accepting compensation for referring an owner to the inspector or inspection company; authorizing an insurer to exempt a uniform mitigation verification form from independent verification under certain circumstances; providing that the form provided to the corporation is not subject to verification and the property is not subject to reinspection under certain circumstances; providing effective dates.

By the Committees on Community Affairs; and Regulated Industries—

CS for SB 1714—A bill to be entitled An act relating to malt beverages; amending s. 561.01, F.S.; defining the term "growler"; amending s. 561.221, F.S.; clarifying three-tier system exceptions and application with respect to the manufacture, distribution, and sale of malt beverages; revising requirements for licensure and operation of manufacturers and vendors; providing legislative intent; amending s. 561.37, F.S., to revise bond requirements for brewers; amending s. 561.5101, F.S.; adding an exception to the come-to-rest requirement; amending s. 562.34, F.S.; authorizing the possession and transportation of a growler; reenacting s. 563.022(14), F.S., relating to prohibited interests between a manufacturer and a distributor of malt beverages, to incorporate the amendments made to s. 561.221, F.S., in a reference thereto; clarifying provisions; amending s. 563.06, F.S.; revising provisions relating to the sale of malt beverages at retail in containers of specified sizes, to conform to changes made by the act; creating s. 563.061, F.S.; providing requirements for and limitations on the filling, refilling, and sale or distribution of growlers; providing severability; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Rules; and Transportation; and Senator Braynon—

CS for CS for SB 244—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Sun, Sea, and Smiles, the Team Hammy, and the Play Ball license plates; limiting the authorized uses of collected annual use fees; defining a term; amending s. 320.08058, F.S.; creating the Sun, Sea, and Smiles, the Team Hammy, and the Play Ball license plates; providing for the distribution of use fees received from the sale of such plates; amending s. 320.08062, F.S.; revising provisions relating to audit and attestation requirements for annual use fee proceeds; requiring the Department of Highway Safety and Motor Vehicles to discontinue the distribution of revenues to an organization that does not meet specified requirements; authorizing the department to resume the distribution of revenue under certain conditions; requiring a report to the Legislature; requiring the discontinuance of a specialty plate under certain circumstances; amending chapter 2008-176, Laws of Florida, as amended; extending the prohibition on the issuance of new specialty license plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By the Committee on Criminal Justice; and Senator Stargel—

CS for SB 698—A bill to be entitled An act relating to sexual misconduct with students by authority figures; providing a short title; creating s. 775.0862, F.S.; providing definitions; providing for reclassification of specified sexual offenses committed against a student by an authority figure; providing for severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Governmental Oversight and Accountability; and Senator Detert—

CS for SB 726—A bill to be entitled An act relating to the Re-employment Assistance Appeals Commission; amending s. 443.012, F.S.; revising membership requirements of the commission; removing a provision requiring payment of a daily stipend for certain commissioners; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Judiciary; and Senator Smith—

CS for SB 870—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract; amending s. 627.7311, F.S.; providing that a county may enact and enforce ordinances applicable to certain health care clinics; amending s. 627.94072, F.S.; providing an alternative form of a nonforfeiture provision for long-term care insurance; amending s. 629.271, F.S.; authorizing reciprocal insurers to return a portion of unassigned funds to their subscribers; amending s. 631.54, F.S.; defining the term “assessment year”; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying the conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; deleting the requirement that insurers file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Commerce and Tourism; and Senator Simpson—

CS for SB 952—A bill to be entitled An act relating to workers’ compensation; amending s. 627.072, F.S.; authorizing employers to negotiate the retrospectively rated premium with insurers under certain conditions; amending s. 627.281, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

By the Committees on Agriculture; and Commerce and Tourism; and Senator Brandes—

CS for CS for SB 1184—A bill to be entitled An act relating to gasoline stations; amending s. 526.141, F.S.; requiring self-service gasoline pumps to display an additional decal containing specified information; requiring the Department of Agriculture and Consumer Services to confirm compliance by a specified date; providing for preemption of local laws and regulations pertaining to fueling assistance for certain motor vehicle operators; creating s. 526.142, F.S.; providing that no motor fuel outlet shall be required to provide air or vacuum supply without charge; preempts to the state the power to regulate and set pricing for air and vacuum commodities; providing an effective date.

—was referred to the Committees on Community Affairs; and Appropriations.

By the Committee on Criminal Justice; and Senator Bean—

CS for SB 1416—A bill to be entitled An act relating to sexual predator and sexual offender absconders; creating s. 16.581, F.S.; providing legislative findings; creating the Sexual Predator and Sexual Offender Absconder Strike Force within the Department of Law Enforcement; providing definitions; providing for the membership and terms of the strike force; requiring the department to provide administrative services to the strike force; requiring the strike force to organize by a specified date; providing for meetings; specifying the duties of the strike force; requiring an annual report to the Governor and the Legislature; providing an appropriation; providing an effective date.

—was referred to the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Jacksonville Aviation Authority	
Appointee: Kilbane, Patrick J., Jacksonville	09/30/2017
Florida State Boxing Commission	
Appointee: Martinez, Tirso P., Miami Lakes	09/30/2017
Florida Building Code Administrators and Inspectors Board	
Appointee: Jones, Peter W., Vero Beach	10/31/2017
Florida Building Commission	
Appointees: Gilson, David R., Confidential pursuant to s. 119.071(4), F.S.	01/06/2017
Meyer, Elizabeth, Jacksonville	02/07/2017
Florida Citrus Commission	
Appointee: Hancock, Jonathan Ned, Sebring	06/30/2016
Hillsborough County Civil Service Board	
Appointee: Tennant, William S., Tampa	07/02/2017
Regulatory Council of Community Association Managers	
Appointee: Warren, Dawn, Confidential pursuant to s. 119.071(4), F.S.	10/31/2017

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Commission on Community Service Appointee: Wihbey, Jean A., Palm Beach Gardens	09/14/2015
Board of Trustees of Lake-Sumter State College Appointees: Jones, Bret, Clermont Wahl, Peter F., The Villages	05/31/2017 05/31/2015
Board of Trustees of State College of Florida, Manatee-Sarasota Appointee: Wyatt, Robert A., Osprey	05/31/2017
Board of Trustees of Seminole State College Appointee: Lockhart, Amy L., Sanford	05/31/2017
State Board of Education Appointee: Johnson, Marva Brown, Winter Garden	12/31/2017
Electrical Contractors' Licensing Board Appointee: Barr, Bruce D., Orlando	10/31/2014
Board of Professional Engineers Appointees: Dove, Roland P., New Port Richey Hahn, Warren G., Tampa Rambo-Roddenberry, Michelle D., Tallahassee	10/31/2017 10/31/2017 10/31/2017
Board of Hearing Aid Specialists Appointee: Fischer, John E., Tallahassee	10/31/2014
Florida Housing Finance Corporation Appointee: Wheeler, Howard L., Jr., Fort Myers	11/13/2014
Board of Massage Therapy Appointee: Nixon, Lydia R., Pensacola	10/31/2017
Board of Pilot Commissioners Appointee: Phipps, Cheryl A., Fort Lauderdale	10/31/2016
Tampa Port Authority Appointee: Allman, Patrick H., III, Tampa	02/06/2018
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc. Appointees: Hanas, Richard L., Oviedo Reeves, James J., Pensacola	09/30/2017 09/30/2015
Florida Real Estate Appraisal Board Appointee: del Valle, Armando, Miami Lakes	10/31/2017
State Retirement Commission Appointee: Smith, J. Layne, Confidential pursuant to s. 119.071(4), F.S.	12/31/2016
Governing Board of the St. Johns River Water Management District Appointees: Miklos, John A., Orlando Yetter, Carla E., Fernandina Beach	03/01/2018 03/01/2018
Big Cypress Basin Board of the South Florida Water Management District Appointees: Farmer, David H., Naples Kitchener, Marielle, Naples	03/01/2017 03/01/2017
Governing Board of the Southwest Florida Water Management District Appointee: Babb, Michael A., Tampa	03/01/2018

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

EXECUTIVE ORDER NUMBER 13-136
(Executive Order of Suspension)

WHEREAS, Ivana Silva is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Ivana Silva for notary misconduct; and

WHEREAS, the complaint alleges that Ivana Silva notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Ivana Silva failed to indicate the specific form of identification relied upon in identifying the signator within the notarial certificate in violation of section 117.05(4)(f), Florida Statutes; and

WHEREAS, correspondence was sent to Ivana Silva on March 6, 2012, April 12, 2012, and May 22, 2012, requesting that she respond to the allegations; and

WHEREAS, Ivana Silva's failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Ivana Silva be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Ivana Silva is suspended from the public office of Notary Public.

Section 2. Ivana Silva is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate April 8, 2014

Re: Suspension of:
SILVA, Ivana
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Ivana Silva.

By Executive Order Number 13-136 filed with the Secretary of State on May 28, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Ivana Silva as a Notary Public alleging that a complaint was filed against Ms. Silva alleging that she notarized a signature without the presence of the signator, that she failed to indicate the specific form of identification relied upon in identifying the signator with the notarial certificate, and that she failed to respond to the allegations as required by s. 117.01(4)(c), F.S. On June 27, 2013, Ms. Silva resigned her commission as a notary.

Referred to the Committee on Ethics and Elections.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-137
(Executive Order of Suspension)

WHEREAS, Crystal Steele is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Crystal Steele for notary misconduct; and

WHEREAS, the complaint alleges that Crystal Steele notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Crystal Steele failed to indicate the exact date of the notarial act in violation of section 117.05(4)(d), Florida Statutes; and

WHEREAS, correspondence was sent to Crystal Steele on November 8, 2011, February 14, 2012, and February 27, 2012, requesting that she respond to the allegations; and

WHEREAS, Crystal Steele's failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Crystal Steele be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Crystal Steele is suspended from the public office of Notary Public.

Section 2. Crystal Steele is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, 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 Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
STEELE, Crystal
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Crystal Steele.

By Executive Order Number 13-137 filed with the Secretary of State on May 28, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Crystal Steele as a Notary Public alleging that a complaint was filed against Ms. Steele alleging that she notarized a signature without the presence of the signator, that she failed to indicate the exact date of the notarial act, and that she failed to respond to the allegations as required by s.

117.01(4)(c), F.S. On June 6, 2013, Ms. Steele resigned her commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-215
(Executive Order of Suspension)

WHEREAS, Denise Suravarapu is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Denise Suravarapu for notary misconduct; and

WHEREAS, the complainant states that Denise Suravarapu notarized a signature on a document when the signer was not present for the notarization and did not indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.107(9) and 117.05(4)(a), Florida Statutes; and

WHEREAS, on April 16, 2013, May 6, 2013, and June 4, 2013, this Office mailed letters to Denise Suravarapu requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has neither received the required sworn written response nor any other communication from Denise Suravarapu; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Denise Suravarapu be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Denise Suravarapu is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Denise Suravarapu's current commission runs from July 27, 2011, through July 26, 2015.

C. Denise Suravarapu has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Denise Suravarapu is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Denise Suravarapu is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 2nd day of August, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
SURAVARAPU, Denise
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Denise Suravarapu.

By Executive Order Number 13-215 filed with the Secretary of State on August 2, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Denise Suravarapu as a Notary Public alleging that a complaint was filed against Ms. Suravarapu alleging that she notarized a signature without the presence of the signator, that she failed to indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, and that she failed to respond to the allegations as required by s. 117.01(4)(c), F.S. On August 20, 2013, Ms. Suravarapu resigned her commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-257
(Executive Order of Suspension)

WHEREAS, Maria Stella Parada, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Maria Stella Parada for notary misconduct; and

WHEREAS, the complainant states that Maria Stella Parada notarized a signature on a document when the signer was not present for the notarization and did not complete a notarial certificate with all of the required information, in violation of sections 117.107(9) and 117.05(4), Florida Statutes; and

WHEREAS, on July 31, 2013, after Maria Stella Parada confirmed the above-stated violations, this Office required Maria Stella Parada's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b), Florida Statutes; and

WHEREAS, to date, this Office has not received the required resignation of Maria Stella Parada; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Maria Stella Parada be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

- A. Maria Stella Parada is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.
- B. Maria Stella Parada is commissioned from February 27, 2012, through February 26, 2016.
- C. Maria Stella Parada notarized a signature on a document when the signing party was not present at the time of the notarization, in violation of section 117.107(9), Florida Statutes.
- D. Maria Stella Parada failed to complete a notarial certificate with all of the required information, in violation of section 117.05(4), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Maria Stella Parada is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Maria Stella Parada is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
PARADA, Maria Stella
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Maria Stella Parada.

By Executive Order Number 13-257 filed with the Secretary of State on September 9, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Maria Stella Parada as a Notary Public alleging that a complaint was filed against her alleging she notarized a document when the signer was not present and did not complete a notarial certificate with all of the required information. The Executive Order further alleges that, after she confirmed the violations, she was required to resign but has failed to do so. On March 26, 2014, the Governor's Office confirmed that Ms. Parada resigned her commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-297
(Executive Order of Suspension)

WHEREAS, Pedro A. Godoy, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Pedro A. Godoy for notary misconduct and thereafter initiated an investigation of alleged violations of the notarial statutes contained in Chapter 117, Florida Statutes; and

WHEREAS, based upon the evidence supplied by the complainant, it appears that Pedro A. Godoy notarized a signature on a document when the signing party was not in his presence at the time of the notarization, failed to include a complete jurat or notarial certificate specifying the manner of identifying the signatory, and notarized a signature on a document without satisfactory evidence of the signatory's identity, in violation of sections 117.107(9), 117.05(4)(f), and 117.05(5), Florida Statutes; and

WHEREAS, on August 15, 2013, and September 3, 2013, this Office mailed letters to Pedro A. Godoy requiring that he provide a sworn

written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Pedro A. Godoy has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on September 18, 2013, this Office required Pedro A. Godoy's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received the required resignation of Pedro A. Godoy; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Pedro A. Godoy be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Pedro A. Godoy is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Pedro A. Godoy is commissioned as a Florida notary public from July 1, 2011, through June 30, 2015.

C. Pedro A. Godoy notarized a document when the signer was not in his presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. Pedro A. Godoy failed to complete a jurat or notarial certificate with all of the required information, in violation of section 117.05(4)(f), Florida Statutes.

E. Pedro A. Godoy notarized a signature on a document without satisfactory evidence of the signatory's identity, in violation of section 117.05(5), Florida Statutes.

F. Pedro A. Godoy refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Pedro A. Godoy is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Pedro A. Godoy is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
GODOY, Pedro
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Pedro Godoy.

By Executive Order Number 13-297 filed with the Secretary of State on October 14, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Pedro Godoy as a Notary Public alleging that a complaint was filed against Mr. Godoy alleging that he notarized a signature without the presence of the signator, that he failed to indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, and notarized a signature without satisfactory evidence of the signator's identity. It is further alleged that the Governor required Mr. Godoy to resign his commission as a Notary Public and that he failed to resign as required by s. 117.01(4)(c), F.S. Subsequently, on October 5, 2013, Mr. Godoy resigned his commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-349
(Executive Order of Suspension)

WHEREAS, Tawnia Adams, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Tawnia Adams for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation conducted by this Office, Tawnia Adams submitted a sworn written statement confirming that she notarized the signature of her mother, in violation of section 117.107(11), Florida Statutes, and also had a financial interest in the notarized document, in violation of section 117.107(12), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tawnia Adams be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tawnia Adams is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tawnia Adams is commissioned as a Florida notary public from September 15, 2010, through September 14, 2014.

C. Tawnia Adams notarized a document for her mother, in violation of section 117.107(11), Florida Statutes.

D. Tawnia Adams had a financial interest in the notarized document, in violation of section 117.107(12), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tawnia Adams is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tawnia Adams is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

EXECUTIVE ORDER NUMBER 14-12
(Superseding Executive Order 13-349)

WHEREAS, Tawnia Adams, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Tawnia Adams for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation conducted by this Office, Tawnia Adams submitted a sworn written statement confirming that she notarized the signature of her mother, in violation of section 117.107(11), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tawnia Adams be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tawnia Adams is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tawnia Adams is commissioned as a Florida notary public from September 15, 2010, through September 14, 2014.

C. Tawnia Adams notarized a document for her mother, in violation of section 117.107(11), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tawnia Adams is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tawnia Adams is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 16th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 6, 2014

Re: Suspension of:
ADAMS, Tawnia
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Tawnia Adams.

By Executive Order Number 14-12 filed with the Secretary of State on January 16, 2014, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Tawnia Adams, as a Notary Public alleging that Ms. Adams was the subject of a complaint and that she had submitted a sworn statement confirming that she notarized the signature of her mother in violation of s.

117.107(11), F.S. On February 6, 2014, Ms. Adams resigned her commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-350
(Executive Order of Suspension)

WHEREAS, Jose R. Sanchez, Jr., is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Jose R. Sanchez, Jr., for notary misconduct and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation by this Office, Jose R. Sanchez, Jr., submitted a sworn written statement confirming that he notarized his own signature and failed to complete a proper jurat or notarial certificate on the document, in violation of sections 117.05(1) and 117.05(4), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jose R. Sanchez, Jr., be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jose R. Sanchez, Jr., is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jose R. Sanchez, Jr., is commissioned as a Florida notary public from October 27, 2010, through October 26, 2014.

C. Jose R. Sanchez, Jr., notarized his own signature on a document, in violation of section 117.05(1), Florida Statutes.

D. Jose R. Sanchez, Jr., failed to include a complete jurat or notarial certificate in the notarized document, in violation of section 117.05(4), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jose R. Sanchez, Jr., is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jose R. Sanchez, Jr., is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
SANCHEZ, Jr., Jose R.
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Jose R. Sanchez, Jr.

By Executive Order Number 13-350 filed with the Secretary of State on December 10, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Jose R. Sanchez, Jr., as a Notary Public alleging that Mr. Sanchez notarized his own signature and that he failed to complete a proper jurat or notarial certificate on the document. It is further alleged that Mr. Sanchez confirmed the allegations via sworn written statement. On October 26, 2013, Mr. Sanchez resigned his commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-351
(Executive Order of Suspension)

WHEREAS, Jennifer D. Portu, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint of notary misconduct filed against Jennifer D. Portu and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public contained in Chapter 117, Florida Statutes; and

WHEREAS, by letters dated September 27, 2013, and October 18, 2013, this Office notified Jennifer D. Portu of the investigation of notary misconduct and required that she submit a sworn written response to each reported violation, which included notarizing an instrument when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes; and, notarizing a signature without satisfactory evidence of the signatory's identity, in violation of section 117.05(5), Florida Statutes; and, falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by forging the signature of another person that was thereafter notarized, in violation of section 117.105, Florida Statutes; and

WHEREAS, to date, Jennifer D. Portu has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the suspension of her commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jennifer D. Portu, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jennifer D. Portu is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jennifer D. Portu is commissioned as a Florida notary public from April 26, 2012, through April 25, 2016.

C. Jennifer D. Portu refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jennifer D. Portu is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jennifer D. Portu is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE ORDER NUMBER 13-366
(Executive Order Rescinding 13-351)

WHEREAS, by Executive Order 13-351, the notary public commission of Jennifer D. Portu was suspended for her failure to respond to or cooperate with an investigation of reported misconduct initiated by the Governor's Office; and

WHEREAS, at this time, Jennifer D. Portu has submitted a sworn written response to this Office in fulfillment of her duty to respond to and cooperate with the investigation of reported misconduct; and

WHEREAS, having found no violation of the statutes governing notary conduct, it is in the best interests of the citizens of the State of Florida to rescind Executive Order 13-351.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, in accordance with the Florida Constitution and the laws of the State of Florida, issue the following Executive Order, effective immediately:

Section 1. Executive Order 13-351 is rescinded.



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 19th day of December, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
PORTU, Jennifer D.
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Jennifer D. Portu.

By Executive Order Number 13-351 filed with the Secretary of State on December 10, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Jennifer D. Portu as a Notary Public alleging that a complaint was filed against her alleging that she committed notary misconduct including: notarizing a document when the signer wasn't present, notarizing a document without satisfactory evidence of the signer's identity, falsely or fraudulently taking an acknowledgment or making a certificate as a notary by forging the signature of another; and that she had failed to respond to the allegations. On December 19, 2013, the Honorable Rick Scott, Governor, issued Executive Order 13-366 finding no violations of the notary statutes and rescinding Executive Order 13-351.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-365
 (Executive Order of Suspension)

WHEREAS, Alan Jay Newmark, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, in April 2012, Alan Jay Newmark submitted a sworn application to the Florida Department of State to renew his commission as a Florida notary public, but did not disclose prior felony convictions in 2008 and 2009; and

WHEREAS, on or about May 12, 2008, Alan Jay Newmark was adjudicated guilty of Possession of Cocaine in Case Number 2007CF020809 in the circuit court of the 17th Judicial Circuit, in and for Broward County, a felony offense in violation of section 893.03(2)(a)4., Florida Statutes; and

WHEREAS, on or about July 27, 2009, Alan Jay Newmark was adjudicated guilty of Trafficking Oxycodone in Case Number 2008CF014172 in the circuit court of the 17th Judicial Circuit, in and for Broward County, a felony offense in violation of section 893.135(1)(c), Florida Statutes; and

WHEREAS, by refusing to disclose his prior criminal history, as required, Alan Jay Newmark made a material false statement on the sworn notary public application, which warrants the suspension of his notary commission pursuant to section 117.01(4)(a), Florida Statutes; and

WHEREAS, by providing false information on the sworn notary public application, Alan Jay Newmark appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, upon discovering the undisclosed criminal history of Alan Jay Newmark, this Office notified him by mail on November 20, 2013, and required that he submit a sworn written response explaining his omission of the required information on his application for appointment as a Florida notary public; and

WHEREAS, to date, this Office has not received the required sworn response from Alan Jay Newmark; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Alan Jay Newmark be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

- A. Alan Jay Newmark is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.
- B. Alan Jay Newmark is commissioned as a Florida notary public from April 2, 2012, through April 1, 2016.
- C. Alan Jay Newmark made a material false statement on his sworn notary public application submitted in January of 2012.
- D. Alan Jay Newmark refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Alan Jay Newmark is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Alan Jay Newmark is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 19th day of December, 2013.

Rick Scott
 GOVERNOR

ATTEST:
Ken Detzner
 SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
 President of the Senate

April 8, 2014

Re: Suspension of:
 NEWMARK, Alan Jay
 Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Alan Jay Newmark.

By Executive Order Number 13-365 filed with the Secretary of State on December 19, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Alan Jay Newmark, as a Notary Public alleging that Mr. Newmark failed to disclose two felony convictions thereby making a false statement on his sworn notary public application in violation of s. 117.01(4)(a), F.S. It is further alleged that Mr. Newmark failed to respond to a request concerning his omission. On December 30, 2013, Mr. Newmark resigned his commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-290
 (Executive Order of Suspension)

WHEREAS, David L. Cook, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting David L. Cook for notary misconduct, and thereafter initiated an investigation of the alleged violations of the notarial statutes contained in Chapter 117, Florida Statutes; and

WHEREAS, David L. Cook submitted a sworn written statement during the investigation of this complaint confirming that he failed to keep his notary seal under his direct and exclusive control, in violation of section 117.05(3)(c), Florida Statutes; and

WHEREAS, David L. Cook appears to have acted in direct contravention of the April 27, 2011, Order of the Florida Supreme Court (see attached) prohibiting his unauthorized practice of law, in violation of section 117.01(4)(f), Florida Statutes; and

WHEREAS, on September 6, 2013, upon confirming violations of the statutes governing notary conduct, this Office required David L. Cook's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, David L. Cook has refused to submit the required resignation to this Office; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that David L. Cook be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. David L. Cook is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. David L. Cook is commissioned as a Florida notary public from March 15, 2010, through March 14, 2014.

C. David L. Cook failed to keep his notary seal in his direct and exclusive control, in violation of section 117.05(3)(c), Florida Statutes.

D. The Florida Supreme Court has found that David L. Cook engaged in the unauthorized practice of law in violation of section 117.01(4)(f), Florida Statutes (see attached).

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. David L. Cook is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. David L. Cook is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:

Ken Detzner

SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
COOK, David L.
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of David L. Cook.

By Executive Order Number 13-290 filed with the Secretary of State on October 14, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended David L. Cook as a Notary Public alleging that a complaint was filed against him alleging that he committed notary misconduct. The Executive Order further alleges that Mr. Cook submitted a sworn written statement confirming that he failed to keep his notary seal under his direct and exclusive control; that he had engaged in the unauthorized practice of law; and, that he failed to resign when required to do so by the Governor. On March 14, 2014, Mr. Cook's commission as a notary expired.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 14-31
(Executive Order of Suspension)

WHEREAS, Ann M. McDaniell, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Ann M. McDaniell for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, in response to the investigation conducted by this Office, Ann M. McDaniell submitted a sworn written statement confirming that she failed to include a jurat or notarial certificate on the document, and failed to indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.05(4) and 117.05(5), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Ann M. McDaniell be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Ann M. McDaniell is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Ann M. McDaniell is commissioned as a Florida notary public from October 5, 2012, through October 4, 2016.

C. Ann M. McDaniell failed to complete a jurat or notarial certificate with all of the required information, in violation of section 117.05(4), Florida Statutes.

D. Ann M. McDaniell notarized a signature on a document without satisfactory evidence of the signatory's identity, in violation of section 117.05(5), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Ann M. McDaniell is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Ann M. McDaniell is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:

Ken Detzner

SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
MCDANIELL, Ann M.
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Ann M. McDaniell.

By Executive Order Number 14-31 filed with the Secretary of State on January 24, 2014, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Ann M. McDaniell as a Notary Public alleging that a complaint was filed against her alleging that she committed notary misconduct and that she submitted a sworn response indicating that she failed to include a jurat and specify the type of identification relied on to identify the signer of the document. On March 20, 2014, Ms. McDaniell resigned her commission as a notary.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-261
(Executive Order of Suspension)

WHEREAS, Nicole Flikier, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Nicole Flikier for notary misconduct; and

WHEREAS, the complainant states that Nicole Flikier notarized a signature on a document for her daughter, and did not complete a notarial certificate with all of the required information, in violation of sections 117.107(11) and 117.05(4), Florida Statutes; and

WHEREAS, on July 10, 2013, and August 23, 2013, this Office mailed letters to Nicole Flikier requiring that she take action as part of the ongoing investigation; and

WHEREAS, to date, Nicole Flikier has failed to cooperate with the investigation by this Office, as required; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Nicole Flikier, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Nicole Flikier is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Nicole Flikier is commissioned as a Florida notary public from February 1, 2011, through January 31, 2015.

C. Nicole Flikier refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Nicole Flikier is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Nicole Flikier is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

EXECUTIVE ORDER NUMBER 14-125
(Executive Order Rescinding 13-261)

WHEREAS, the notary public commission of Nicole Flikier was suspended by Executive Order 13-261 on September 11, 2013, for her failure to respond to or cooperate with an investigation of misconduct conducted by the Governor's Office, in violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, Nicole Flikier has agreed to perform remedial action to address the above-referenced violation and resolve the investigation noted above.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, in accordance with the Florida Constitution and the laws of the State of Florida, issue the following Executive Order, effective immediately:

Section 1. Executive Order 13-261 is rescinded.

Section 2. Nicole Flikier is required to complete a three-hour notary education course; submit an affidavit affirming that she has read the provisions of Chapter 117, Florida Statutes, and that she knows and understands the duties, responsibilities, limitations, and powers of a notary public; and notify the Department of State, in writing, to update her personal contact information, as required by section 117.01(2), Florida Statutes. Nicole Flikier is further required to provide this Office with proof of completion no later than April 30, 2014.



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 April, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
FLIKIER, Nicole
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Nicole Flikier.

By Executive Order Number 13-261 filed with the Secretary of State on September 11, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Nicole Flikier as a Notary Public alleging that a complaint was filed against her alleging that she committed notary misconduct by notarizing a document for her daughter, that she did not complete a notarial certificate with all the required information, and that she had failed to respond to the allegations. On April 4, 2014, the Honorable Rick Scott, Governor, issued Executive Order 14-125 rescinding Executive Order 13-261 because she has agreed to take the remedial action specified in Executive Order 14-125.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-187
(Executive Order of Suspension)

WHEREAS, Daniele Gordon, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Daniele Gordon for notary misconduct; and

WHEREAS, the complainant states that Daniele Gordon notarized a signature on a document when the signer was not present for the notarization and did not indicate the specific form of identification relied upon in identifying the document signer within the notarial certificate, in violation of sections 117.107(9) and 117.05(4)(f), Florida Statutes; and

WHEREAS, on February 20, 2012, March 15, 2012, April 12, 2012, September 5, 2012, and, October 15, 2012, this Office mailed letters to Daniele Gordon requiring that she furnish a sworn written response to the complaint; and

WHEREAS, on April 4, 2013, this Office required Daniele Gordon's immediate resignation from the office of notary public pursuant to section 117.01(5)(b), and this Office has not received a response; and

WHEREAS, section 117.01(2), Florida Statutes, requires a notary public shall notify, in writing, the Department of State of any change in his or her business address, home telephone number, business telephone number, home address, or criminal record within 60 days after such change, and Daniele Gordon failed to report a change in address; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Daniele Gordon be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Daniele Gordon is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Daniele Gordon's current commission runs from August 24, 2010, through August 23, 2014.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Daniele Gordon is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Daniele Gordon is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

EXECUTIVE ORDER NUMBER 14-127
(Executive Order Rescinding 13-187)

WHEREAS, the notary public commission of Daniele Gordon was suspended by Executive Order 13-187 on July 10, 2013, for her failure to report a change in address during an investigation of misconduct conducted by the Office of the Governor, in violation of section 117.01(2), Florida Statutes; and

WHEREAS, Daniele Gordon has agreed to perform remedial action to address the above-referenced violation and resolve the investigation noted above.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, in accordance with the Florida Constitution and the laws of the State of Florida, issue the following Executive Order, effective immediately:

Section 1. Executive Order 13-187 is rescinded.

Section 2. Daniele Gordon is required to complete a three-hour notary education course; and notify the Department of State, in writing, to update her personal contact information, as required by section 117.01(2), Florida Statutes. Daniele Gordon is further required to provide this Office with proof of completion no later than May 6, 2014.



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 8th day of April, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
GORDON, Daniele
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Daniele Gordon.

By Executive Order Number 13-187 filed with the Secretary of State on July 10, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Daniele Gordon as a Notary Public alleging that a complaint was filed against her alleging that she committed notary misconduct by notarizing a document when the signer was not present, and that she did not indicate the specific form of identification relied upon in identifying the document signer. The Executive Order also alleges that the Executive Office of the Governor attempted to contact her via letters dated February 20, 2012; March 15, 2012; April 12, 2012; September 5, 2012; and October 15, 2012. The Executive Order also alleges that, via letter dated April 4, 2013, the Executive Office of the Governor required her to resign. The Executive Order alleges that she had failed to respond to the allegations or tender her resignation. Finally, the Executive Order alleges that she failed to report a change in address. On April 8, 2014, the Honorable Rick Scott, Governor, issued Executive Order 14-127 rescinding Executive Order 13-187 because she has agreed to take the remedial action specified in Executive Order 14-127.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-253
(Executive Order of Suspension)

WHEREAS, Jessika Reyes, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Jessika Reyes for notary misconduct; and

WHEREAS, the complainant states that Jessika Reyes notarized a signature on a document when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, on June 4, 2013, and July 10, 2013, this Office mailed letters to Jessika Reyes requiring that she provide a sworn written response as part of the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, to date, Jessika Reyes has not cooperated with, or responded to, the investigation by this Office regarding the complaint of notary misconduct; and

WHEREAS, on July 31, 2013, this Office required Jessika Reyes' immediate resignation from the office of notary public, pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received the required resignation of Jessika Reyes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jessika Reyes be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jessika Reyes is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jessika Reyes is commissioned from December 27, 2012, through December 26, 2016.

C. Jessika Reyes refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jessika Reyes is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jessika Reyes is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

EXECUTIVE ORDER NUMBER 14-126
(Executive Order Rescinding 13-253)

WHEREAS, the notary public commission of Jessika Reyes was suspended by Executive Order 13-253 on September 9, 2013, for her failure to respond to or cooperate with an investigation of misconduct conducted by the Governor's Office, in violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, Jessika Reyes has agreed to perform remedial action to address the above-referenced violation and resolve the investigation noted above.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, in accordance with the Florida Constitution and the laws of the State of Florida, issue the following Executive Order, effective immediately:

Section 1. Executive Order 13-253 is rescinded.

Section 2. Jessika Reyes is required to complete a three-hour notary education course; submit an affidavit affirming that she has read the provisions of Chapter 117, Florida Statutes, and that she knows and understands the duties, responsibilities, limitations, and powers of a notary public; and notify the Department of State, in writing, to update her personal contact information, as required by section 117.01(2),

Florida Statutes. Jessika Reyes is further required to provide this Office with proof of completion no later than May 2, 2014.



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 April, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

The Honorable Don Gaetz
President of the Senate

April 8, 2014

Re: Suspension of:
REYES, Jessika
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Jessika Reyes.

By Executive Order Number 13-253 filed with the Secretary of State on September 9, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Jessika Reyes as a Notary Public alleging that a complaint was filed against her alleging that she committed notary misconduct by notarizing a document when the signer wasn't present and that she had failed to respond to the allegations. On April 4, 2014, the Honorable Rick Scott, Governor, issued Executive Order 14-126 rescinding Executive Order 13-253 because she has agreed to take the remedial action specified in Executive Order 14-126.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed as amended CS for CS for HB 565; has adopted CS for HM 261, HM 281 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Santiago, Rouson, Van Zant—

CS for CS for HB 565—A bill to be entitled An act relating to insurance; amending s. 112.08, F.S.; authorizing local government units to contract with certain corporations not for profit for insurance; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; prohibiting new limited customer representative licenses from being issued after a specified date; defining the term "unaffiliated insurance agent"; amending s. 626.0428, F.S.; revising prohibitions relating to binding insurance and soliciting insurance; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee, agent, and any person under his or her supervision; prohibiting an insurance agency from conducting insurance

business at a location without a designated agent in charge; amending s. 626.112, F.S.; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; conforming provisions to changes made by the act; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses the employees and authorized representatives of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, or terminated or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; revising a confidentiality provision; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances; amending s. 626.8411, F.S.; conforming a cross-reference; amending s. 626.88, F.S.; providing that the term "administrator" does not include certain corporations not for profit; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to subcontract the review of an insurance administrator; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring an insurance administrator to furnish fiduciary account records to an insurer; requiring administrator withdrawals from a fiduciary account to be made according to a specific written agreement; providing that an insurer's designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; amending s. 626.921, F.S.; requiring members of the board of governors of the Florida Surplus Lines Association to be nominated by the association; amending s. 626.931, F.S.; deleting provisions requiring a surplus lines agent to file a quarterly affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; revising the due date of surplus lines tax; amending ss. 626.935 and 626.936, F.S.; conforming provisions to changes made by the act; amending s. 626.9541, F.S.; revising a provision authorizing a licensed agent or insurer to solicit or negotiate certain insurance transactions through a credit card facility or organization; amending s. 626.99296, F.S.; requiring a court in the county where the payee resides to authorize a transfer of structured settlement payment rights in order for the transfer to be effective; amending s. 627.062, F.S.; requiring the Office of Insurance Regulation to use certain models or methods, or a straight average of model results or output ranges, to estimate hurricane losses when determining whether the rates in a rate filing are excessive, inadequate, or unfairly discriminatory; amending s. 627.0628, F.S.; increasing the length of time during which an insurer must adhere to certain findings made by the Commission on Hurricane Loss Projection Methodology with respect to certain methods, principles, standards, models, or output ranges used in a rate filing; providing that the requirement to adhere to such findings does not prohibit an insurer from using a straight average of model results or output ranges under specified circumstances; amending s. 627.0651, F.S.; revising provisions for making and use of rates for motor vehicle insurance; amending s. 627.072, F.S.; authorizing retrospective rating plans relating to workers' compensation and employer's liability insurance to allow negotiations between certain employers and insurers with respect to premiums; providing an exemption; providing requirements for the filing and approval of such plans and associated forms; providing an exception; amending ss. 627.281 and 627.3518, F.S.; conforming cross-references; amending s. 627.311, F.S.; providing that certain dividends shall be retained by the joint underwriting plan for future use; amending s. 627.351, F.S.; providing that an appointee of a consumer representative by the Governor is not prohibited from practicing in a certain profession if required or permitted by law or ordinance; repealing s. 627.3519, F.S., relating to an annual report on the aggregate net probable maximum losses of the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation; amending s. 627.409, F.S.; providing that a claim for residential property insurance may not be denied based on certain

credit information; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; providing that a policy or contract may not be cancelled based on certain credit information; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant's written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; authorizing a notice of change in policy terms to be sent in a separate mailing to an insured under certain circumstances; requiring an insurer to provide such notice to insured's insurance agent; creating s. 627.4553, F.S.; providing requirements for the recommendation to surrender an annuity or life insurance policy; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; creating s. 627.70151, F.S.; providing criteria for an insurer or policyholder to challenge the impartiality of a loss appraisal umpire for purposes of disqualifying such umpire; amending s. 627.706, F.S.; revising the definition of the term "neutral evaluator"; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; providing grounds for the department to deny an application, or suspend or revoke certification, of a neutral evaluator; requiring the department to adopt rules relating to certification of neutral evaluators; amending s. 627.711, F.S.; revising verification requirements for uniform mitigation verification forms; amending s. 627.7283, F.S.; authorizing the electronic transfer of unearned premium under specified circumstances; amending s. 627.736, F.S.; revising the time period for applicability of certain Medicare fee schedules or payment limitations; amending s. 627.744, F.S.; revising preinsurance inspection requirements for private passenger motor vehicles; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval, of a mediator; authorizing the department to adopt rules; amending s. 627.782, F.S.; revising the date by which title insurance agencies and certain insurers must annually submit specified information to the Office of Insurance Regulation; amending s. 628.461, F.S.; revising filing requirements relating to the acquisition of controlling stock; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company that a person is prohibited from acquiring unless certain requirements have been met; prohibiting persons acquiring a certain percentage of voting securities from acquiring certain securities; providing that a presumption of control may be rebutted by filing a disclaimer of control; deleting definitions; amending s. 631.717, F.S.; deleting a provision relating to the Florida Life and Health Insurance Guaranty Association's obligation to pay insurance policy or contract claims; amending s. 631.737, F.S.; requiring the association to pay insurance policy or contract claims under certain conditions; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; providing effective dates.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Judiciary Committee and Representative(s) Beshears, Hill, Patronis, Van Zant—

CS for HM 261—A memorial to the Congress of the United States, applying to Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States to provide that every law enacted by Congress shall embrace only one subject, which shall be clearly expressed in its title.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Representative(s) Hill, Smith, Van Zant—

HM 281—A memorial to the President of the United States, urging the President to issue final approval for construction and completion of the Keystone XL pipeline project.

—was referred to the Committee on Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has adopted SM 118.

Robert L. "Bob" Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

CO-INTRODUCERS

Senators Clemens—SB 206; Garcia—CS for SB 312; Gibson—SB 1666; Richter—CS for CS for SB 722; Sachs—CS for SB 312; Soto—SB 776, SB 830; Stargel—CS for SB 312

SENATE PAGES

April 7-11, 2014

Brooke Bedford, Englewood; Gabriel "Gabe" Cenedella, Tallahassee; Colton Emerson, Oviedo; Marc Geller, Cooper City; Benjamin Harger IV, Hosford; Bennett Harrell, Havana; Sara Henley, Tallahassee; Joseph Hennessy, DeLand; Larija Henry, Tallahassee; Anya Klumpp, Plantation; John McKenzie, Jacksonville; Amanda Schell, Lakeland; Mark Scott II, Flowery Branch, Georgia; Ashton Whitney, Jacksonville



Journal of the Senate

Number 13—Regular Session

Friday, April 11, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 9:30 a.m. A quorum present—38:

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty God, Master of the Universe: Today let us draw inspiration from the life of Rabbi Menachem Schneersohn, the Lubavitcher Rebbe, whose birthday we mark today, the 11th day of the Hebrew month of Nissan.

Let us be inspired by his lifetime of outstanding spiritual leadership and by the 4,000 Jewish community centers worldwide, including 150 in Florida alone. These centers stand today as beacons of light because of his outreach and vision, inspiring Jews and non-Jews alike to walk and adhere to your ways. His goal was to make this world a better place, preparing it for the coming of the redemption.

This coming Monday night marks the beginning of Passover, the festival of freedom. Let us remember that freedom does not mean freedom from responsibility, but freedom to fulfill our responsibilities.

Almighty God, bless us to always remember the true meaning of freedom. Plants need soil, and animals need room to roam in order to experience their freedom, but people experience freedom when they maximize their potential to the fullest. Therefore, bless us that we may always live up to the responsibilities you have entrusted to us, to represent your word and your will in this world, thus fulfilling the purpose of our existence.

Almighty God, bless the President of the Senate, Don Gaetz, and the distinguished Senators who work tirelessly to achieve responsible freedom for all citizens of our state. Bless them and give them the strength to pass over any challenge, personal and political, and may they succeed in their noble work. Empower them to experience freedom by reaching their fullest potential to overcome every limitation and to reach the loftiest heights.

Bless us all that we may live to see the redemption of all humanity; the day when all will recognize your sovereignty, the day we shall be free of worry, war, and evil, and may that day come speedily in our days. Amen.

PLEDGE

Senate Pages, Joseph Hennessy of DeLand; Ashton Whitney of Jacksonville; Amanda Schell of Lakeland; Colton Emerson of Oviedo; and Sara Henley of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

On motion by Senator Hukill—

By Senators Hukill, Gaetz, Abruzzo, Altman, Bean, Benacquisto, Bradley, Brandes, Bullard, Clemens, Dean, Diaz de la Portilla, Evers, Flores, Galvano, Garcia, Gardiner, Gibson, Grimsley, Hays, Joyner, Latvala, Legg, Margolis, Montford, Negron, Richter, Ring, Sachs, Simmons, Simpson, Smith, Sobel, Soto, Stargel, Thompson, and Thrasher—

SR 1740—A resolution recognizing the dedicated and inspiring Florida athletes who competed in the 2014 Winter Olympic Games in Sochi, Russia.

WHEREAS, on January 27, 2014, the 230-member 2014 United States Olympic Team was announced, consisting of 106 returning Olympians, 13 of whom were Olympic champions, and

WHEREAS, even though the Sunshine State is short on snow and ice, seven Floridians were among those selected to compete in the 2014 Winter Olympic Games, held February 7-23, 2014, and

WHEREAS, five of the seven selected athletes made their Olympic debuts, Eddy Alvarez, Nathan Bartholomay, Brittany Bowe, Joey Mantia, and Felicia Zhang; and two were returning Olympians, Chris Fogt and Lauryn Williams, and

WHEREAS, each of our athletes has an inspiring story of years of training, personal battles, dedication, sacrifice, and overcoming adversity, which has led him or her to the starting line and the chance to represent the United States on an international stage, and

WHEREAS, the United States was represented on the ice by long track speed skaters Brittany Bowe and Joey Mantia, both of Ocala in Marion County, and

WHEREAS, Brittany Bowe started skating at Skate Mania in Ocala at the age of 8, and she has since competed in inline skating world championships, where she has won a total of 32 medals, and

WHEREAS, Brittany Bowe has valued being a team player throughout her life, especially when playing basketball for Florida Atlantic University, and

WHEREAS, after graduating from college in 2010, Brittany Bowe switched from inline skating to speed skating and was on the ice for the first time that year, and

WHEREAS, after just one season on the ice, Brittany Bowe earned a spot on the United States Long Track Sprint National Team and the United States World Cup Team, and, in the 2013-2014 racing season, she was ranked second in the world in the 1,000-meter distance, and

WHEREAS, Joey Mantia became an inline speed skater at a very young age and went on to win 26 gold medals for world inline skating, and

WHEREAS, between 2003 and 2007, Joey Mantia was named American Speed Skater of the Year four times, and

WHEREAS, Joey Mantia's dream of being an Olympian led him to make the move to the ice to further challenge himself, and

WHEREAS, after his move to long track speed skating, Joey Mantia found his stride during the 2013-2014 season, claiming his first individual World Cup Gold Medal in the 1,500-meter skate, and

WHEREAS, pairs figure skaters Nathan Bartholomay and Felicia Zhang teamed up in May 2011, training 30 hours a week at the Ice and Sports Complex in Ellenton in Manatee County, and

WHEREAS, since Nathan Bartholomay and Felicia Zhang began skating together, they have earned a bronze medal at the 2013 National Championships and a silver medal at the 2014 National Championships, and

WHEREAS, Nathan Bartholomay and Felicia Zhang began skating at a young age, with Felicia beginning at the age of 7 after she attended a skating birthday party and Nathan beginning at the age of 8 after his family encouraged him to follow his sister's path and pursue skating, and

WHEREAS, before Nathan Bartholomay began skating with Felicia Zhang in 2010, he was the United States Junior Bronze Medalist, and

WHEREAS, when he is not training with Felicia Zhang, Nathan Bartholomay works part-time, takes courses in sports therapy, and coaches the next generation of skaters, and

WHEREAS, in 2008, Felicia Zhang received the United States Novice Bronze Medal as a single skater, and won the 2010 United States junior pairs title with a former partner, and

WHEREAS, Felicia Zhang is currently a student at the University of South Florida, where she studies psychology, and

WHEREAS, short track speed skater Eddy Alvarez, a Miamian from Miami-Dade County, started skating on the streets of South Beach at the age of 5, and

WHEREAS, Eddy Alvarez proved himself as someone who never gives up in the face of adversity when he underwent 5 hours of grueling surgery to repair 12 tears to his patellar tendons, and

WHEREAS, Eddy Alvarez trains 6 days a week during the season, which paid off when he became the first Cuban-American male ever to win a Winter Olympic medal, taking home the silver medal with his team in the 5,000-meter relay, and

WHEREAS, Chris Fogt, born in Orange Park in Clay County, made his Olympic debut at the 2010 Winter Olympic Games in Vancouver, British Columbia, and

WHEREAS, after competing in Vancouver, Chris Fogt spent a year deployed in Iraq as a Second Lieutenant in the Military Intelligence branch of the United States Army, and

WHEREAS, Chris Fogt began competing in the sport of bobsled in 2007, after attending a camp in Lake Placid, New York, and

WHEREAS, throughout his career, Chris Fogt has won many medals and, during the 2014 Winter Olympic Games, took home the bronze medal in the Men's Four-Man Bobsled competition, and

WHEREAS, Chris Fogt will return to active duty on May 5, 2014, and his service and sacrifice to our country are greatly appreciated, and

WHEREAS, four-time Olympian Lauryn Williams, of Miami in Miami-Dade County, graduated in 2004 from the University of Miami, and

WHEREAS, previously a track-and-field athlete competing as a sprinter, Lauryn Williams won a silver medal in the 100-meter dash at the 2004 Summer Olympic Games in Athens, Greece, and a gold medal in the 4x100-meter relay at the 2012 Summer Olympic Games in London, England, and

WHEREAS, Lauryn Williams also won a gold medal in the 100-meter dash and a gold medal in the 4x100-meter relay at the 2005 World Championships in Helsinki, Finland, and

WHEREAS, Lauryn Williams began practicing the sport of bobsled only in 2013, but she was able to bring home the silver medal in the 2014 Winter Olympic Games, making the United States the only nation to win medals in every women's bobsled Olympic event since the sport made its debut at the 2002 Winter Olympic Games in Salt Lake City, Utah, and

WHEREAS, Lauryn Williams continues to give back to the community through the Lauryn Williams Dynamic Female Athlete Scholarship Fund, which she established in 2006 to assist emerging female athletes, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the athletic accomplishments, sacrifice, and dedication of Florida's Olympians, Eddy Alvarez, Nathan Bartholomay, Brittany Bowe, Chris Fogt, Joey Mantia, Lauryn Williams, and Felicia Zhang, are recognized and that these talented athletes and members of the 2014 United States Olympic Team will continue to inspire others to follow their dreams.

BE IT FURTHER RESOLVED that it is recognized that the many accomplishments of the Team USA Olympians would not have been possible without the love and support of their coaches, their communities, and, most importantly, their families.

BE IT FURTHER RESOLVED that Floridians stand united in their respect and admiration for our Olympians and their achievements in the 2014 Olympic Winter Games in Sochi, Russia.

—was introduced out of order and read by title. On motion by Senator Hukill, **SR 1740** was read the second time by title and adopted.

On motion by Senator Hukill—

By Senators Hukill, Gaetz, Abruzzo, Altman, Bean, Benacquisto, Bradley, Brandes, Bullard, Clemens, Dean, Diaz de la Portilla, Evers, Flores, Galvano, Garcia, Gardiner, Gibson, Grimsley, Hays, Joyner, Latvala, Legg, Margolis, Montford, Negron, Richter, Ring, Sachs, Simmons, Simpson, Smith, Sobel, Soto, Stargel, Thompson, and Thrasher—

SR 1744—A resolution recognizing the dedicated and inspiring Florida athletes who competed in the 2014 Winter Paralympic Games in Sochi, Russia.

WHEREAS, on February 21, 2014, The United States Olympic Committee announced the United States Paralympic Team that would compete in the 2014 Winter Paralympic Games, March 7-16, 2014, in Sochi, Russia, and

WHEREAS, the 80-member team, which included six guides for visually impaired athletes, comprised 22 women and 58 men, and

WHEREAS, Team USA's 80 athletes competed throughout the 9 days of Paralympic competition in all five sports: alpine skiing, which includes snowboarding; the biathlon; cross-country skiing; sled hockey; and wheelchair curling, and

WHEREAS, even though the Sunshine State is short on snow and ice, two Floridians, Declan Farmer and Gregory "Greg" Shaw, were among those selected to represent the United States in the 2014 Winter Paralympic Games on the Paralympic Sled Hockey Team, and

WHEREAS, the Paralympic motto is "Spirit in Motion," which captures the inspirational character of the Paralympic movement as well as the elite performance of Paralympic athletes, and

WHEREAS, Declan Farmer was born in Tampa, in Hillsborough County, with proximal femoral focal deficiency, a birth defect that affected his hips and bones in his lower legs resulting in bilateral amputation, and

WHEREAS, Declan Farmer has always had a love of competitive sports, and nothing could slow him down and he began playing sled hockey in 2006 at a clinic in Clearwater, in Pinellas County, and

WHEREAS, Declan Farmer attends Berkeley Preparatory School in Tampa, in Hillsborough County, and

WHEREAS, Declan Farmer has competed on several squads since his introduction to the sport: the Tampa Bay Lightning Sled Hockey Team, from 2007 to 2013; the Spacecoast Hurricanes Youth Sled Team, in 2011; and the Florida Bandits Sled Hockey Team, in 2012, and

WHEREAS, Declan Farmer made his international debut when he was 15 years old at the 2012 World Sledge Hockey Challenge in Calgary, Alberta, Canada, where he scored one goal and made four assists, and

WHEREAS, Declan Farmer made his Paralympic debut in 2014 as the second-youngest member of the United States Paralympic Sled Hockey Team and proved invaluable to Team USA, ranking second on the team in points and goals and tying for first in assists during the 2012-2013 season, and

WHEREAS, Greg Shaw was born in Merritt Island, in Brevard County, with sacral agenesis, a congenital condition that causes spinal deformity, but this condition has not prevented him from competing at the highest level of athletics as part of the United States Paralympic Sled Hockey Team, and

WHEREAS, Greg Shaw is a four-time International Paralympic Committee Ice Sled Hockey World Championship medalist, winning two gold medals, one silver, and one bronze, and

WHEREAS, Greg Shaw first played for the United States Paralympic Sled Hockey Team during the 2006-2007 season and was part of the gold medal-winning squad at the 2010 Vancouver Paralympic Winter Games, scoring two goals and an assist in five games, and

WHEREAS, Greg Shaw plans to enroll at the University of Central Florida to study computer science, and

WHEREAS, Greg Shaw also remains a part of the National Ability Center family, which he credits for giving him the support needed to accomplish his goals, and

WHEREAS, the 2014 United States Paralympic Sled Hockey Team became the first team in Paralympic history to win back-to-back gold medals, and

WHEREAS, the residents of Florida stand united in respect and admiration for our Paralympians and for their athletic accomplishments, sportsmanship, and dedication during the 2014 Winter Paralympic Games in Sochi, Russia, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate congratulates the members of the United States Paralympic Team and expresses special gratitude for the dedication of Florida's participating athletes, Declan Farmer and Greg Shaw, and to everyone who supported their efforts.

—was introduced out of order and read by title. On motion by Senator Hukill, **SR 1744** was read the second time by title and adopted.

SPECIAL PRESENTATION

Senator Hukill presented a video honoring Florida athletes who competed in the 2014 Winter Olympics in Sochi, Russia.

SPECIAL GUESTS

Senator Hukill recognized Olympian Brittany Bowe who was present in the chamber. Senator Hukill also recognized Brittany Bowe's mother, Debbie Bowe, and the Mayor of Ocala, Kent Guinn, who were present in the gallery.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Don Gaetz
President, The Florida Senate
April 11, 2014

Dear President Gaetz:

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>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Athletic Training Appointee: Christie, Kevin M., II	10/31/2017
Florida Commission on Community Service Appointees: Bonarrigo, Christina Gonzalez, Marcia C. McLeod, Michael J. Miller, Patricia Penny	09/14/2016 09/14/2016 09/14/2016 09/14/2016
Board of Trustees of Pasco-Hernando Community College Appointees: Dougherty, John A. Porton, Morris R.	05/31/2015 05/31/2017
Board of Trustees of Polk State College Appointee: Turner, Mark G.	05/31/2017
Board of Trustees of St. Johns River State College Appointee: Lagasse, Glenda Marlene	05/31/2015
Board of Dentistry Appointee: Sissine, Angela M.	10/31/2017
Board of Employee Leasing Companies Appointee: Stamatyades, Philip	10/31/2016
Board of Trustees of South Lake County Hospital District Appointee: Nussbaumer, James L.	07/05/2017
Florida Commission on Human Relations Appointees: Jenkins, Tony Steele, Rebecca E.	09/30/2014 09/30/2015
Board of Osteopathic Medicine Appointee: Janson, Alicja	10/31/2015
Board of Pharmacy Appointee: Meshad, Gavin W.	10/31/2017
Board of Podiatric Medicine Appointee: Morris, Robert Parker	10/31/2017
Board of Psychology Appointee: O'Brien, Mary Denise	10/31/2014
Florida Real Estate Appraisal Board Appointee: Roy, Michael C.	10/31/2014
Treasure Coast Regional Planning Council, Region 10 Appointee: Houston, C. Michael	10/01/2015

<i>Office and Appointment</i>	<i>For Term Ending</i>
South Florida Regional Planning Council, Region 11 Appointee: Bailey, Mario J.	10/01/2016
Jacksonville Port Authority Appointees: Fleming, Edward J., Jr. York, Joseph S.	09/30/2015 09/30/2017
Board of Veterinary Medicine Appointee: Spencer, Terry G.	10/31/2015

The following executive appointment was referred to the Senate Appropriations Subcommittee on Transportation, Tourism, and Economic Development and the Senate Committee on Commerce and Tourism and the Senate Committee on Community Affairs and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Department of Economic Opportunity Appointee: Panuccio, Jesse	Pleasure of Governor

The following executive appointments were referred to the Senate Committee on Criminal Justice and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Capital Collateral Regional Counsel - Northern Region Appointee: Friedman, Robert	01/17/2017
Capital Collateral Regional Counsel - Middle Region Appointee: Viggiano, James Vincent, Jr.	09/30/2015
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc. Appointees: Adamiak, Robert A. Bush, Shawn D. Garey, Alan L. Holder, Carlyle I. Lukis, Vicki L. Muhammad, Tadar Nicklaus, Harry Gregg	09/30/2016 09/30/2016 09/30/2015 09/30/2017 09/30/2014 09/30/2016 09/30/2014

The following executive appointments were referred to the Senate Committee on Education and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, University of Central Florida Appointee: Martins, Alexander	01/06/2016
Board of Trustees, New College of Florida Appointee: Saputo, John W.	01/06/2018
Board of Trustees, Florida Polytechnic University Appointees: Gidel, Robert H. Hallion, Richard P., Jr.	06/30/2017 07/15/2014

The following executive appointments were referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Environmental Regulation Commission Appointee: Dooley, Anna M.	07/01/2015

<i>Office and Appointment</i>	<i>For Term Ending</i>
Governing Board of the St. Johns River Water Management District Appointees: Burnett, Douglas Ghyabi, Maryam Roberts, Frederick N., Jr.	03/01/2017 03/01/2017 03/01/2015

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 a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointments be taken prior to the adjournment of the 2014 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Jack Latvala, Chair

On motion by Senator Latvala, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:
Yeas—37

Mr. President	Flores	Richter
Abruzzo	Galvano	Ring
Altman	Garcia	Sachs
Bean	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	
Evers	Negron	

Nays—None

Vote after roll call:
Yea—Benacquisto

VOTE PREFERENCE

Senator Joyner was recorded as voting “nay” on the appointment of Jesse Panuccio as Executive Director of the Department of Economic Opportunity.

ADOPTION OF RESOLUTIONS

On motion by Senator Garcia—
By Senator Garcia—

SR 1502—A resolution designating the week of April 7-13, 2014, as “Health Information Technology Week” in Florida.

WHEREAS, health information technology and management systems have been recognized as essential tools for improving the quality of patient care, ensuring patient safety, eliminating duplicative tests and paperwork, and reducing health care costs, and

WHEREAS, health information technology connects physicians and patients to more complete and accurate health records, and

WHEREAS, Florida has made a commitment to realizing the benefits of health information technology, including supporting the adoption of electronic health records that will help to reduce costs and improve quality while ensuring the privacy of patients, and

WHEREAS, aligning the use of electronic health records with other reporting efforts is critical to improving clinical outcomes for patients, controlling costs, and expanding access to care through the use of technology, and

WHEREAS, Florida is proud to honor the commitment and service of the clinicians, information technology executives, directors, and managers who work in the state's health care provider institutions, payor organizations, military and other branches of government, academic centers, and supplier and consulting companies, and

WHEREAS, since 2006, organizations across the country have united to support Health Information Technology Week and to expand public awareness of the benefits of the implementation of health information technology, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the week of April 7-13, 2014, is recognized as "Health Information Technology Week" in Florida.

—was introduced out of order and read by title. On motion by Senator Garcia, **SR 1502** was read the second time by title and adopted.

At the request of Senator Garcia—

By Senator Garcia—

SR 1490—A resolution recognizing February 2014, and each February thereafter, as "Oral Health Awareness Month" in Florida.

WHEREAS, oral health is a critical component of overall health affecting speech, nutrition, growth and function, social development, employability and productivity, and quality of life, and

WHEREAS, dental decay is the most common chronic disease among children, 4 times more common than asthma and early childhood obesity and 20 times more common than diabetes, and

WHEREAS, untreated dental disease is linked to adverse health outcomes associated with diabetes, stroke, heart disease, bacterial pneumonia, preterm and low birth weight deliveries, and, in some instances, death, and

WHEREAS, students miss more than 51 million hours of school and employed adults lose more than 164 million hours of work each year due to dental disease or dental visits, and

WHEREAS, dental decay affects 18 percent of the nation's children ages 2 to 4 years, 52 percent of children ages 6 to 8 years, and 61 percent of children at 15 years of age, and

WHEREAS, dental decay is one of the most prevalent health problems in this state, and

WHEREAS, access to dental care is associated with higher use of preventive and restorative dental services, and

WHEREAS, children from low-income households suffer more tooth decay than other children, and

WHEREAS, good oral health is critical to good overall health, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That February 2014, and each February thereafter, is recognized as "Oral Health Awareness Month" in Florida.

—**SR 1490** was introduced, read and adopted by publication.

At the request of Senator Sobel—

By Senator Sobel—

SR 1716—A resolution commending the osteopathic physicians of this state and recognizing April 9, 2014, as "Osteopathic Medicine Day" in Florida.

WHEREAS, there are currently more than 70,000 osteopathic physicians in the United States, and

WHEREAS, osteopathic physicians provide health care services that account for more than 76 million patient visits nationwide each year, and

WHEREAS, this state has three accredited osteopathic hospitals, two osteopathic medical colleges, and the third largest osteopathic physician population in the nation, and

WHEREAS, osteopathic manipulation of the musculoskeletal system is a viable and proven technique for many diagnoses and treatments and provides an alternative to many drug therapies, and

WHEREAS, osteopathic physicians provide comprehensive medical care, including preventive medicine, medical diagnosis, and the appropriate balance of drugs, surgery, manipulation, and hospital referrals, and contribute greatly to the health and welfare of the residents of this state, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the osteopathic physicians of this state are commended and April 9, 2014, is recognized as "Osteopathic Medicine Day" in Florida.

—**SR 1716** was introduced, read and adopted by publication.

At the request of Senator Legg—

By Senator Legg—

SR 1720—A resolution recognizing April 9, 2014, as "Immunization and Bacterial Meningitis Awareness Day" in Florida.

WHEREAS, bacterial meningitis is a deadly, debilitating disease that affects infants, children, teenagers, young adults, and persons with compromised immune systems, and

WHEREAS, meningococcal disease is the most common cause of bacterial meningitis, and pneumococcal and Hib meningitis are two forms of the disease, which is an inflammation of the meninges, the thin membrane that covers the brain and spinal cord, and

WHEREAS, bacterial meningitis can strike an otherwise healthy person without warning and can kill or totally debilitate a healthy person within hours, and

WHEREAS, one in ten persons who contract bacterial meningitis dies, and, of those who survive, one in five persons suffers from long-term complications, which may include loss of limbs, vision, and hearing; learning and mental disabilities; paralysis; seizures; and severe organ damage, and

WHEREAS, eradication of all vaccine-preventable diseases, especially bacterial meningitis, is an achievable, pressing public health objective, with the vaccination of infants, children, teenagers, and adults a key step in prevention, and

WHEREAS, it is appropriate to honor the work of the Department of Health, the Meningitis Angels, the Pinellas Immunization Team for Community Health (PITCH), and the producers and crew of the film *Invisible Threat*, all of whom have contributed to and raised public awareness about bacterial meningitis and the importance of vaccina-

tions, while urging citizens to support the search for a cure and to assist individuals and families who deal with bacterial meningitis daily, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 9, 2014, is recognized as “Immunization and Bacterial Meningitis Awareness Day” in Florida to honor those who have died and those who continue to struggle with the effects of bacterial meningitis; to advance the common goals of vaccination and immunization education; and to encourage all Floridians to work together to eradicate bacterial meningitis and other vaccine-preventable diseases.

—**SR 1720** was introduced, read and adopted by publication.

At the request of Senator Benacquisto—

By Senator Benacquisto—

SR 1732—A resolution recognizing May 2014 as “Lupus Awareness Month” in Florida.

WHEREAS, each year, the Lupus Foundation of America designates May as National Lupus Awareness Month to show support for the estimated 1.5 million Americans who have lupus, including an estimated 100,000 Floridians, and

WHEREAS, lupus is a cruel and mysterious chronic autoimmune disease in which the immune system is unbalanced, causing inflammation and tissue damage to virtually every organ system in the body, and

WHEREAS, lupus can affect any part of the body, including the skin, lungs, heart, kidneys, and brain, and no organ is spared by the disease, which can cause seizures, strokes, heart attacks, miscarriages, and organ failure, and

WHEREAS, while lupus strikes mostly women of childbearing age, no one is safe from lupus, with African Americans, Hispanics, Asians, and Native Americans two to three times more likely to develop lupus, a disparity that remains unexplained, and

WHEREAS, lupus can be particularly difficult to diagnose because its symptoms are similar to those of many other illnesses, and major gaps exist in understanding the causes and consequences of lupus, and

WHEREAS, it takes 4 or more years and three or more doctor visits before more than half of all people with lupus obtain a correct diagnosis, and

WHEREAS, only one new drug has been approved by the U.S. Food and Drug Administration specifically for lupus in more than 50 years, and current treatments for the disease can have damaging side effects, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That May 2014 is recognized as “Lupus Awareness Month” in Florida.

—**SR 1732** was introduced, read and adopted by publication.

At the request of Senator Detert—

By Senator Detert—

SR 1736—A resolution recognizing April 19, 2014, as “World Circus Day” in Florida.

WHEREAS, the circus is a beloved and enduring art form and part of our nation’s rich cultural heritage, and

WHEREAS, for more than 200 years, the circus has entertained generations of American families with amazing feats of physical skill, comedy, theater, and music, while exposing us to the cultures and wonders of the world, and

WHEREAS, the circus continues to amaze and inspire children of all ages by bridging generations and cultures in the pursuit of the very best in circus arts and skills, and

WHEREAS, the circus plays an important role in the conservation of endangered species by exposing people to the intelligence, strength, and agility of its amazing animal partners while drawing public attention to the need to protect and preserve these species, and

WHEREAS, Florida is home to many of the best known and longest operating circuses in the nation, including Ringling Bros. and Barnum & Bailey, and is home to the nation’s longest running youth training program, the Sailor Circus, and

WHEREAS, the Circus Arts Conservatory in Southwest Florida is home to the preservation and presentation of the circus arts in the following areas: performance, training, outreach, and legacy, and

WHEREAS, Florida is also home to the John and Mable Ringling Museum of Art and the Circus Museum in Sarasota, one of the premier circus museums in the world, and

WHEREAS, the World Circus Federation was created in 2008 under the patronage of Princess Stephanie of Monaco to honor the legacy of her late father, Prince Rainier, III, a patron of circus arts and culture, and

WHEREAS, the North American delegate to the federation is the Outdoor Amusement Business Association, based in Winter Park, which represents many circuses throughout Florida and the United States, and

WHEREAS, the federation established World Circus Day as an opportunity for communities around the world to celebrate their rich circus culture and heritage, and

WHEREAS, Florida should be recognized and celebrated for its unique role as the circus capital of the world, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 19, 2014, is recognized as “World Circus Day” in Florida and all Floridians are encouraged to celebrate, promote, and preserve the rich circus culture and history of this state.

—**SR 1736** was introduced, read and adopted by publication.

BILLS ON THIRD READING

Consideration of **SB 160** was deferred.

SB 1676—A bill to be entitled An act relating to the Internal Revenue Code; amending s. 220.03, F.S.; adopting the 2014 version of the code; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **SB 1676** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

SB 520—A bill to be entitled An act relating to public records; creating s. 466.051, F.S.; providing an exemption from public records requirements for information contained in dental workforce surveys submitted by dentists or dental hygienists to the Department of Health; providing exceptions to the exemption; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **SB 520** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

CS for CS for SB 536—A bill to be entitled An act relating to reclaimed water; requiring the Department of Environmental Protection to conduct a study in coordination with the stakeholders on the expansion of the beneficial use of reclaimed water, stormwater, and excess surface water and to submit a report based upon such study; providing requirements for the report; requiring the departments to provide the public an opportunity for input and for public comment; requiring that the report be submitted to the Governor and the Legislature by a specified date; providing an effective date.

—as amended April 3 was read the third time by title.

Senator Simpson moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (573812) (with title amendment)—Delete line 49 and insert:

(3) *The department shall:*

And the title is amended as follows:

Delete line 8 and insert: for the report; requiring the department to provide

On motion by Senator Simpson, **CS for CS for SB 536** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Richter

SB 856—A bill to be entitled An act relating to fraudulent transfers; amending s. 56.29, F.S.; authorizing the court to order any property, debt, or other obligation due the judgment debtor to be applied toward the satisfaction of the judgment debt; authorizing the court to entertain specified claims concerning the judgment debtor's assets and enter any order or judgment, including a money judgment; authorizing the court to enter a money judgment against an impleaded defendant under certain circumstances; providing applicability of specified laws and procedures; providing for retroactivity; amending s. 726.109, F.S.; providing that certain transfers of charitable contributions to charitable or religious organizations are exempt from s. 726.106(1), F.S.; providing an effective date.

—as amended April 3 was read the third time by title.

On motion by Senator Detert, **SB 856** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	

Nays—None

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in **SB 856** arguably provides a special private gain or loss to a principal by whom I or my spouse, parent, or child is retained or employed. The nature of the interest and the persons or entities involved are specified below:

The bill impacts the method of collection of monies due. I am filing this notice out of an abundance of caution, and believe I may vote on this matter, but will abstain.

As permitted by Senate Rule, I may vote on this matter.

Senator David Simmons, 10th District

CS for CS for SB 1036—A bill to be entitled An act relating to nursing education programs; amending s. 464.003, F.S.; revising definitions; amending s. 464.008, F.S.; requiring certain applicants for licensure to take a preparatory course; amending ss. 464.015 and 464.022, F.S.; conforming cross-references; amending s. 464.013, F.S.; exempting nurses who are certified by an accredited program from continuing education requirements; amending s. 464.019, F.S.; specifying the location of clinical training; revising the limitation on the percentage of clinical training that consists of clinical simulation; deleting obsolete requirements; providing for the recalculation of pass rates when students have been transferred from a terminated program; authorizing the Board of Nursing to adopt certain rules relating to documenting the accreditation of nursing education programs; deleting the requirement that the Office of Program Policy Analysis and Government Accountability participate in an implementation study and revising the terms of the study; requiring nursing education programs that prepare students for the practice of professional nursing to be accredited; providing an

exception; amending s. 456.014, F.S.; conforming a cross-reference; providing an effective date.

—as amended April 3 was read the third time by title.

On motion by Senator Grimsley, **CS for CS for SB 1036** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Detert

SENATOR SMITH PRESIDING

SB 1636—A bill to be entitled An act relating to renaming the Parole Commission; providing legislative findings; renaming the Parole Commission as the Florida Commission on Offender Review; providing a directive to the Division of Law Revision and Information; amending ss. 20.315, 20.32, 23.21, 98.093, 186.005, 255.502, 322.16, 394.926, 394.927, 633.304, 775.089, 775.16, 784.07, 784.078, 800.09, 843.01, 843.02, 843.08, 893.11, 921.16, 921.20, 921.21, 921.22, 940.03, 940.05, 940.061, 941.23, 943.0311, 943.06, 944.012, 944.02, 944.171, 944.4731, 945.091, 945.10, 945.47, 945.73, 947.005, 947.01, 947.02, 947.021, 947.045, 947.141, 947.146, 947.181, 947.185, 947.22, 948.09, 948.10, 949.05, 951.29, 957.06, 958.045, 960.001, 960.17, 985.04, and 985.045, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **SB 1636** was passed and certified to the House. The vote on passage was:

Yeas—35

Abruzzo	Evers	Montford
Altman	Flores	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Gardiner	Simmons
Brandes	Gibson	Simpson
Braynon	Grimsley	Sobel
Bullard	Hays	Soto
Clemens	Hukill	Stargel
Dean	Joyner	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	

Nays—2

Latvala	Negron
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Vote after roll call:

Yea—Mr. President

CS for CS for HB 321—A bill to be entitled An act relating to title insurance; amending s. 625.041, F.S.; revising criteria with respect to liabilities charged against assets in determinations of financial condition; amending s. 625.111, F.S.; specifying the reserves that certain title insurers must set aside after a certain date; specifying the manner in which reserves must be released; specifying which state law governs the amount of the reserve for a title insurer who transfers domicile to this state; providing that a domestic title insurer is not required to record separate bulk reserves; revising and providing definitions; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; amending s. 626.8412, F.S.; specifying that only a licensed and appointed agent or agency is authorized to sell title insurance; amending s. 626.8413, F.S.; providing additional limitations on the name that a title agent or agency may adopt; providing applicability; amending s. 626.8417, F.S.; conforming provisions to changes made by the act; amending s. 626.8418, F.S.; revising the application requirements for a title insurance agency license; deleting certain bonding requirements and procedures; amending s. 626.8419, F.S.; conforming provisions to changes made by the act; amending s. 626.8437, F.S.; revising terms relating to grounds for actions against a licensee or appointee; amending s. 627.778, F.S.; limiting the remedies available for the breach of duty arising from a title insurance contract; amending s. 627.782, F.S.; revising the date by which certain information relating to title insurance rates must be submitted to the Office of Insurance Regulation by title insurance agencies and insurers; amending s. 627.7845, F.S.; revising terms relating to determination of insurability and preservation of evidence of title search and examination; providing an effective date.

—was read the third time by title.

On motion by Senator Galvano, **CS for CS for HB 321** was passed and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 490—A bill to be entitled An act relating to motor vehicle liability policy requirements; amending s. 627.7275, F.S.; extending the period during which the policy may be cancelled by the insurer; specifying minimum limits for such policy; deleting a provision requiring an insured who obtains additional coverage to obtain a new 6-month non-cancelable policy; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **SB 490** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Braynon	Evers
Altman	Bullard	Flores
Bean	Clemens	Galvano
Benacquisto	Dean	Garcia
Bradley	Detert	Gardiner
Brandes	Diaz de la Portilla	Gibson

Grimsley	Montford	Smith
Hays	Negron	Sobel
Hukill	Richter	Soto
Joyner	Ring	Stargel
Latvala	Sachs	Thompson
Legg	Simmons	Thrasher
Margolis	Simpson	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 450—A bill to be entitled An act relating to telephone solicitation; reordering and amending s. 501.059, F.S.; redefining the term “telephonic sales call”; prohibiting a telephone solicitor from transmitting certain text messages to a consumer if the consumer is on the “no sales solicitation calls” list maintained by the Department of Agriculture and Consumer Services or if the consumer has previously communicated such a request to the telephone solicitor; providing appropriations and authorizing positions; providing an effective date.

—as amended April 3 was read the third time by title.

On motion by Senator Clemens, **CS for CS for SB 450** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Mr. President

SPECIAL GUESTS

Senator Clemens introduced his son, Lucas Clemens, who was present in the chamber.

CS for SB 864—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; providing that the district school board has the constitutional duty and responsibility to select and provide adequate instructional materials for all students; redefining the term “adequate instructional materials”; amending s. 1006.283, F.S.; requiring a district school board or consortium of school districts to implement an instructional materials program; including criteria for the review and recommendation of instructional materials, the process by which instructional materials are adopted, and the process by which a school district will notify parents of their ability to access their children’s instructional materials in the list of the subjects that must be addressed by rule of the district school board; requiring adopted instructional materials to be provided in digital format; defining the term “digital format”; requiring the Department of Education to publish minimum, recommended technology requirements; requiring the Department of Education to publish annually a 5-year schedule of subject areas to be reviewed by local school districts, to begin by a specified date;

requiring the district to make available, upon request, sample copies of its adopted instructional materials; repealing s. 1006.29, F.S., relating to state instructional materials reviewers; amending s. 1006.30, F.S.; requiring each district instructional materials reviewer to file an affidavit with the district school board, rather than the department; amending s. 1006.31, F.S.; deleting references to the Department of Education regarding the duties of instructional materials reviewers; revising the evaluation procedure for instructional materials; amending s. 1006.32, F.S.; conforming provisions to changes made by the act; deleting references to the Commissioner of Education regarding a pilot program and the adoption of instructional materials; repealing s. 1006.33, F.S., relating to bids, proposals, and advertisement regarding the adoption of instructional materials; repealing s. 1006.34, F.S., relating to powers and duties of the Commissioner of Education and the department in selecting and adopting instructional materials; amending s. 1006.35, F.S.; requiring the district school board, rather than the commissioner, to conduct an independent investigation to determine the accuracy of district-adopted instructional materials; authorizing the district school board, rather than the commissioner, to remove materials from the list of district-adopted materials under certain circumstances; repealing s. 1006.36, F.S., relating to the term of adoption for instructional materials; amending s. 1006.37, F.S.; authorizing, rather than requiring, the district school superintendent to requisition adopted instructional materials from the depository of a publisher with whom a contract has been made or any other vendor selling the adopted instructional materials; deleting provisions regarding the superintendent’s requisition of instructional materials; conforming provisions to changes made by the act; authorizing a district school board or a consortium of school districts to requisition instructional materials from the publisher’s depository or any other vendor selling adopted instructional materials; amending s. 1006.38, F.S.; conforming provisions to changes made by the act; revising the duties, responsibilities, and requirements of instructional materials publishers and manufacturers; amending s. 1006.40, F.S.; deleting provisions regarding the adoption of instructional materials for certain core courses in the subject area of mathematics; allowing each district school board to use all of the annual allocation for the purchase of digital, rather than electronic, instructional materials that meet certain goals, objectives, and requirements; deleting provisions regarding the use of the district’s annual allocation for the purchase of instructional materials; amending s. 1006.41, F.S.; conforming provisions to changes made by the act; amending ss. 1003.621, 1006.282, and 1010.82, F.S.; conforming cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for SB 864** was passed and certified to the House. The vote on passage was:

Yeas—21

Mr. President	Galvano	Legg
Altman	Gardiner	Negron
Bean	Grimsley	Richter
Benacquisto	Hays	Simmons
Bradley	Hukill	Simpson
Brandes	Latvala	Stargel
Detert	Lee	Thrasher

Nays—19

Abruzzo	Flores	Sachs
Braynon	Garcia	Smith
Bullard	Gibson	Sobel
Clemens	Joyner	Soto
Dean	Margolis	Thompson
Diaz de la Portilla	Montford	
Evers	Ring	

CS for SB 1194—A bill to be entitled An act relating to citizen support and direct-support organizations; amending s. 14.29, F.S.; providing for future review and repeal of provisions authorizing the Florida Commission on Community Service to establish and operate a direct-support organization; amending s. 16.616, F.S.; providing for future review and repeal of the direct-support organization established within the Department of Legal Affairs; creating s. 20.058, F.S.; requiring citizen

support and direct-support organizations to annually submit certain information to the appropriate agency; requiring each agency receiving such information to post submissions on the agency's website; requiring each agency receiving such information to annually submit a report to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability; providing report requirements; requiring that a contract between an agency and a citizen support organization or direct-support organization be contingent on disclosure requirements; requiring an agency head to terminate a contract if an organization fails to meet disclosure requirements; requiring that each citizen support organization or direct-support organization created or authorized by law be subject to legislative review and repeal; requiring that citizen support organizations or direct-support organizations in existence as of a certain date be subject to future legislative review; amending s. 20.2551, F.S.; providing for future review and repeal of the citizen support organization established within the Department of Environmental Protection; amending s. 39.0011, F.S.; providing for future review and repeal of the direct-support organization of the Office of Adoption and Child Protection; amending s. 39.8298, F.S.; providing for future review and repeal of the Statewide Guardian Ad Litem Office's authorization to create a direct-support organization; amending s. 250.115, F.S.; providing for future review and repeal of the direct-support organization of the Department of Military Affairs; amending s. 257.43, F.S.; providing for future review and repeal of the citizen support organization of the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; providing for future review and repeal of provisions relating to citizen support organizations under the Division of Recreation and Parks of the Department of Environmental Protection; amending s. 259.10521, F.S.; providing for future review and repeal of the citizen support organization benefitting the Babcock Ranch Preserve; amending s. 265.703, F.S.; providing for future review and repeal of the citizen support organization of the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; providing for future review and repeal of the citizen support organization of the Division of Historical Resources of the Department of State; amending s. 288.1226, F.S.; providing for future review and repeal of the Florida Tourism Industry Marketing Corporation; amending s. 288.809, F.S.; providing for future review and repeal of the Florida Intergovernmental Relations Foundation; amending s. 288.923, F.S.; providing for future review and repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.; amending s. 292.055, F.S.; providing for future review and repeal of the direct-support organization of the Department of Veterans' Affairs; amending s. 379.223, F.S.; providing for future review and repeal of the Fish and Wildlife Conservation Commission's authorization to establish citizen support organizations; amending s. 413.0111, F.S.; providing for future review and repeal of the direct-support organization of the Division of Blind Services of the Department of Education; amending s. 413.615, F.S.; providing for future review and repeal of the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 430.82, F.S.; providing for future review and repeal of the Department of Elderly Affairs' authority to establish a direct-support organization; amending s. 570.903, F.S.; providing for future review and repeal of the Department of Agriculture and Consumer Services' authority to establish a direct-support organization; amending s. 570.9135, F.S.; providing for future review and repeal of the Florida Beef Council, Inc.; amending s. 626.9895, F.S.; providing for future review and repeal of the Division of Insurance Fraud of the Department of Financial Services' authority to establish a direct-support organization; amending s. 683.231, F.S.; providing for future review and repeal of the Department of Law Enforcement's authority to establish a citizen support organization for Florida Missing Children's Day; amending s. 744.7082, F.S.; providing for future review and repeal of the direct-support organization supporting the Statewide Public Guardianship Office; amending s. 893.055, F.S.; providing for future review and repeal of the Department of Health's authority to establish a direct-support organization supporting the prescription drug monitoring program; amending s. 944.802, F.S.; providing for future review and repeal of the Department of Corrections' authority to establish a direct-support organization; amending s. 960.002, F.S.; providing for future review and repeal of the Governor's authority to authorize a direct-support organization to assist victims of adult and juvenile crime; amending s. 985.672, F.S.; providing for future review and repeal of the Department of Juvenile Justice's direct-support organization; amending s. 1009.983, F.S.; providing for future review and repeal of the Florida Prepaid College Board's authority to establish a direct-support organization; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **CS for SB 1194** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 1664—A bill to be entitled An act relating to arbitration; amending s. 682.014, F.S.; correcting the description of a cross-reference; providing for retroactive application; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **SB 1664** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for SB 1450—A bill to be entitled An act relating to homeowners' association meetings; amending s. 720.303, F.S.; requiring a board meeting to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; amending s. 720.306, F.S.; requiring a meeting of the members to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; providing an effective date.

—as amended April 3 was read the third time by title.

On motion by Senator Simpson, **CS for SB 1450** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores

Galvano	Lee	Simpson
Garcia	Legg	Smith
Gardiner	Margolis	Sobel
Gibson	Montford	Soto
Grimsley	Negron	Stargel
Hays	Richter	Thompson
Hukill	Ring	Thrasher
Joyner	Sachs	
Latvala	Simmons	

Nays—None

CS for SB 1642—A bill to be entitled An act relating to education accountability; amending s. 1008.34, F.S.; providing definitions for the statewide, standardized assessment program and school grading system; deleting annual reports; revising authority over allocation of a school's budget based on school grades; revising the basis for the calculation of school grades; revising the contents of the school report card; revising the basis for the calculation of district grades; requiring the Department of Education to develop a district report card; providing for transition to the revised school grading system; amending s. 1001.42, F.S.; revising criteria that necessitate a school's improvement plan to include certain strategies; amending s. 1002.33, F.S.; revising cross-references; amending s. 1003.621, F.S.; revising cross-references; amending s. 1008.31, F.S.; revising legislative intent for the K-20 education performance accountability system; amending s. 1008.33, F.S.; conforming provisions relating to school improvement and education accountability; amending s. 1008.341, F.S.; revising provisions relating to the school improvement rating for alternative schools; amending s. 1008.3415, F.S.; correcting cross-references; amending s. 1008.22, F.S.; providing that a child with a medical complexity may be exempt from participating in statewide, standardized assessments under specified circumstances; defining the term "child with a medical complexity"; authorizing a parent to choose assessment exemption options; specifying the assessment exemption options; requiring the Commissioner of Education to report to the Legislature regarding the implementation of the exemption; amending s. 1008.345, F.S.; revising the contents of the Commissioner of Education's report on school improvement and education accountability to include student learning growth information and intervention and support strategies; amending s. 1011.64, F.S.; correcting a cross-reference; amending s. 1008.22, F.S.; authorizing use of teacher-selected or principal selected assessments as a form of local assessment; requiring a district school board to adopt policies relating to selection, development, administration, and scoring of local assessments; amending s. 1012.34, F.S.; providing information to be included in annual reports on the approval and implementation status of school district personnel evaluation systems; revising provisions relating to the measurement of student learning growth for purposes of personnel evaluation; conforming State Board of Education rulemaking relating to performance evaluations; providing for transition to new statewide, standardized assessments; authorizing bonus rewards to school districts for progress toward educator effectiveness; amending s. 1012.341, F.S.; removing rulemaking authority and establishing a compliance verification process for the exemption from performance evaluation system, compensation, and salary schedule requirements; providing an effective date.

—as amended April 3 was read the third time by title.

Senator Legg moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (261364)—Delete line 1243 and insert:

This section ~~is shall be~~ repealed August 1, 2017, unless

Amendment 2 (784440)—In title, delete line 34 and insert: of the exemption; requiring the State Board of Education to adopt rules; amending s. 1008.345, F.S.; revising

On motion by Senator Legg, **CS for SB 1642** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Altman	Benacquisto
Abruzzo	Bean	Bradley

Brandes	Gibson	Ring
Braynon	Grimsley	Sachs
Bullard	Hays	Simmons
Clemens	Hukill	Simpson
Dean	Joyner	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lee	Soto
Evers	Legg	Stargel
Flores	Margolis	Thompson
Galvano	Montford	Thrasher
Garcia	Negron	
Gardiner	Richter	

Nays—None

SB 1010—A bill to be entitled An act relating to cable and video services; repealing s. 610.119, F.S., relating to reports required to be submitted to the Legislature by the Office of Program Policy Analysis and Government Accountability and the Department of Agriculture and Consumer Services on the status of competition in the cable and video service industry and the staffing requirements associated with consumer complaints related to video and cable certificateholders, respectively; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **SB 1010** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

CS for CS for SB 226—A bill to be entitled An act relating to public records; creating s. 316.0777, F.S.; providing definitions; creating a public records exemption for certain images and data obtained through the use of an automated license plate recognition system and personal identifying information of an individual in data generated from such images; providing conditions for disclosure of such images and information; providing for retroactive application of the public records exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for SB 226** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Brandes	Evers
Abruzzo	Braynon	Flores
Altman	Bullard	Galvano
Bean	Clemens	Garcia
Benacquisto	Dean	Gibson
Bradley	Diaz de la Portilla	Grimsley

Hays	Montford	Smith
Hukill	Negron	Sobel
Joyner	Richter	Soto
Latvala	Ring	Stargel
Lee	Sachs	Thompson
Legg	Simmons	Thrasher
Margolis	Simpson	

Simpson	Soto	Thrasher
Smith	Stargel	
Sobel	Thompson	

Nays—1

Nays—None
 Vote after roll call:
 Yea—Benacquisto

Detert

CS for HB 177—A bill to be entitled An act relating to public records; amending s. 365.174, F.S.; providing an exemption from public records requirements for proprietary confidential business information submitted by a wireless service provider to the Department of Revenue; authorizing the department to share such information with the Secretary of Management Services and the E911 Board; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

CS for SB 366—A bill to be entitled An act relating to public records; amending s. 815.04, F.S.; amending an exemption from public records requirements for data, programs, and supporting documentation that are trade secrets residing or existing internal or external to a computer, computer system, or computer network; expanding the exemption to include such trade secret information residing or existing internal or external to an electronic device; providing for 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.

—was read the third time by title.

On motion by Senator Hays, **CS for HB 177** 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:

On motion by Senator Brandes, **CS for SB 366** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Yeas—39

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

Nays—None

CS for SB 358—A bill to be entitled An act relating to athletic coaches for youth athletic teams; amending s. 943.0438, F.S.; revising the definition of the term “athletic coach”; expanding provisions relating to athletic coaches for independent sanctioning authorities to require such authorities to conduct specified background screening of certain coaches of youth athletic teams; providing that the duty may not be delegated; providing for disqualification; providing for exemption from disqualification; requiring that specified documentation be maintained for a specified period by such authorities; providing an effective date.

CS for SB 390—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying information of specific current and former personnel of the Department of Health and the spouses and children of such personnel, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—as amended April 3 was read the third time by title.

—was read the third time by title.

On motion by Senator Ring, **CS for SB 358** as amended was passed and certified to the House. The vote on passage was:

On motion by Senator Hays, **CS for SB 390** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Diaz de la Portilla	Latvala
Altman	Evers	Lee
Bean	Flores	Legg
Bradley	Galvano	Margolis
Brandes	Garcia	Montford
Braynon	Gibson	Negron
Bullard	Grimsley	Richter
Clemens	Hays	Ring
Dean	Hukill	Sachs
Detert	Joyner	Simmons

Yeas—37

Mr. President	Diaz de la Portilla	Margolis
Abruzzo	Evers	Montford
Altman	Flores	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Bullard	Joyner	Smith
Clemens	Latvala	Sobel
Dean	Lee	Soto
Detert	Legg	Stargel

Thompson

Nays—None

Vote after roll call:

Yea—Grimsley, Thrasher

CS for SB 398—A bill to be entitled An act relating to the Florida Tourism Hall of Fame; creating s. 265.004, F.S.; providing legislative intent; establishing the Florida Tourism Hall of Fame; providing for administration by the Florida Tourism Industry Marketing Corporation; designating a location for the display of inductee plaques; providing procedures for nomination, selection, and induction of members; providing that a person inducted before a certain date remains in the Hall of Fame; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for SB 398** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 440—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; limiting the application of certain requirements relating to bylaws to residential condominiums and their associations and boards; amending s. 718.113, F.S.; limiting the application of certain requirements relating to the maintenance of residential condominiums and their associations and boards; amending s. 718.1255, F.S.; exempting nonresidential condominiums from mandatory arbitration unless specifically provided for in their declarations; amending s. 718.403, F.S., and reenacting subsection (1), relating to the authority to develop a condominium in phases; authorizing the developer to modify the plot plan as to unit or building types; limiting the circumstances under which a plot plan may be modified as to a residential condominium; specifying the provisions relating to phase condominiums that are inapplicable to nonresidential condominiums; amending s. 718.707, F.S.; extending by 1 year the time limitation for classification as a bulk assignee or bulk buyer; providing an effective date.

—was read the third time by title.

On motion by Senator Altman, **CS for CS for SB 440** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bullard	Garcia
Abruzzo	Clemens	Gardiner
Altman	Dean	Gibson
Bean	Detert	Grimsley
Benacquisto	Diaz de la Portilla	Hays
Bradley	Evers	Hukill
Brandes	Flores	Joyner
Braynon	Galvano	Latvala

Lee

Legg

Margolis

Montford

Negron

Richter

Ring

Sachs

Simmons

Simpson

Smith

Sobel

Soto

Stargel

Thompson

Thrasher

Nays—None

SB 516—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; creating a public records exemption for individual identifying information of a person contained in a Point-In-Time Count and Survey or data in a Homeless Management Information System; defining the term “individual identifying information”; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **SB 516** 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

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 538—A bill to be entitled An act relating to public records; creating s. 197.3225, F.S.; providing an exemption from public records requirements for e-mail addresses obtained by the tax collector for the purpose of electronically sending tax notices or obtaining the consent of the taxpayer to the electronic transmission of tax notices; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—as amended April 3 was read the third time by title.

On motion by Senator Latvala, **SB 538** as amended was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Detert	Joyner
Abruzzo	Diaz de la Portilla	Latvala
Altman	Evers	Lee
Bean	Flores	Legg
Benacquisto	Galvano	Margolis
Bradley	Garcia	Montford
Brandes	Gardiner	Negron
Braynon	Gibson	Richter
Bullard	Grimsley	Ring
Clemens	Hays	Sachs
Dean	Hukill	Simmons

Simpson	Soto	Thrasher
Smith	Stargel	
Sobel	Thompson	

Nays—None

CS for SB 646—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1006.52, F.S., relating to an exemption from public records requirements for post-secondary education records and applicant records; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for SB 646** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for SB 648—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1002.221, F.S., relating to an exemption from public records requirements for K-12 education records; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions to conform; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for SB 648** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for SB 656—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1008.24, F.S., relating to an exemption from public records requirements for certain

information held by the Department of Education during active investigations of allegations of testing impropriety; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for SB 656** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 796—A bill to be entitled An act relating to public accountancy; amending s. 473.306, F.S.; revising course requirement for certified public accountant license applicant to take the licensure examination; requiring an applicant to be of good moral character in order to take the licensure examination; requiring the Board of Accountancy, when refusing to allow an applicant to take the examination because of a lack of good moral character, to make certain findings and furnish certain evidence and notices to the applicant; amending s. 473.313, F.S.; revising certain deadlines for license reactivation; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **SB 796** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 996—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 288.9551, F.S., which provides an exemption from public record and public meeting requirements for certain records and meetings of the Scripps Florida Funding Corporation; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **SB 996** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SPECIAL ORDER CALENDAR

THE PRESIDENT PRESIDING

On motion by Senator Dean—

CS for SB 1024—A bill to be entitled An act relating to off-highway vehicles; amending s. 261.03, F.S.; revising the terms “ATV” and “ROV”; amending s. 261.20, F.S.; revising a violation for carrying an operator and more than a single passenger on certain off-highway vehicles to prohibit carrying more passengers than the vehicle is designed to carry; amending a penalty provision to apply to off-highway vehicles; amending s. 316.2074, F.S.; revising the term “all-terrain vehicle”; amending s. 317.0003, F.S.; providing an effective date.

—was read the second time by title.

Senator Dean moved the following amendment which was adopted:

Amendment 1 (258044)—In title, delete line 11 and insert: F.S.; revising the terms “ATV” and “ROV”; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 1024** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for SB 1070—A bill to be entitled An act relating to fuel terminals; creating s. 163.3206, F.S.; providing legislative intent; defining terms; prohibiting a local government from amending its local comprehensive plan, land use map, zoning districts, or land development regulations to make a fuel terminal a nonconforming use under the provisions thereof; requiring a local government to allow the repair of a fuel terminal damaged or destroyed by a natural disaster or other catastrophe; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1070** was placed on the calendar of Bills on Third Reading.

On motion by Senator Braynon—

CS for CS for SB 1344—A bill to be entitled An act relating to insurance; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to contract a third party to conduct a review of the operations of an insurance administrator under certain circumstances; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring an insurance administrator to furnish fiduciary account records to an insurer or its designee; requiring administrator withdrawals from a fiduciary account to be made according to a specific written agreement; providing that an

insurer's designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; amending s. 626.9541, F.S.; revising provisions for unfair methods of competition and unfair or deceptive acts relating to conducting certain insurance transactions through credit card facilities; amending s. 627.351, F.S.; revising the entities that make recommendations to the Chief Financial Officer for appointment to the board of governors of the Joint Underwriting Association; amending s. 627.7283, F.S.; allowing the electronic transfer of unearned premiums under specified circumstances; amending s. 631.912, F.S.; revising the appointment process for members of the board of directors of the Florida Workers' Compensation Insurance Guaranty Association; amending s. 766.315, F.S.; revising the entities that make recommendations to the Chief Financial Officer for appointment to the board of directors of the Florida Birth-Related Neurological Injury Compensation Association; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1344** was placed on the calendar of Bills on Third Reading.

On motion by Senator Thrasher—

CS for CS for SB 1524—A bill to be entitled An act relating to security of confidential personal information; providing a short title; repealing s. 817.5681, F.S., relating to a breach of security concerning confidential personal information in third-party possession; creating s. 501.171, F.S.; providing definitions; requiring specified entities to take reasonable measures to protect and secure data containing personal information in electronic form; requiring specified entities to notify the Department of Legal Affairs of data security breaches; requiring notice to individuals of data security breaches under certain circumstances; providing exceptions to notice requirements under certain circumstances; specifying contents and methods of notice; requiring notice to credit reporting agencies under certain circumstances; requiring the department to report annually to the Legislature; specifying report requirements; providing requirements for disposal of customer records; providing for enforcement actions by the department; providing civil penalties; specifying that no private cause of action is created; amending ss. 282.0041 and 282.318, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Thrasher moved the following amendment which was adopted:

Amendment 1 (831086)—Delete lines 69-77 and insert:

(I) *A social security number;*

(II) *A driver license or identification card number, passport number, military identification number, or other similar number issued on a government document used to verify identity;*

(III) *A financial account number or credit or debit card number, in combination with any required security code, access code, or password that is necessary to permit access to an individual's financial account;*

Pursuant to Rule 4.19, **CS for CS for SB 1524** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

CS for SB 998—A bill to be entitled An act relating to estates; amending s. 732.806, F.S.; providing that certain restrictions on gifts to lawyers and other disqualified persons apply to written instruments executed on or after a specified date; providing for applicability; amending s. 733.107, F.S.; clarifying circumstances under which a burden of proof shifts in cases involving undue influence; providing for retroactive application; amending s. 733.808, F.S.; requiring that a directive to apply certain death benefits for the payment of claims and administration expenses be specified in certain instruments; providing

for retroactive application; amending s. 736.0207, F.S.; establishing which party bears the burden of proof in an action to contest the validity or revocation of a trust; providing for applicability; amending s. 736.05053, F.S.; requiring a specific directive for certain assets and death benefits to be used to pay estate expenses; providing for retroactive application; amending s. 736.1106, F.S.; providing for the vesting of outright devises in certain trust documents; providing for applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 998** was placed on the calendar of Bills on Third Reading.

CS for SR 894—A resolution expressing opposition to the academic boycott of Israeli universities and institutions of higher learning and support of academic and political freedom and collaboration with Israeli universities.

WHEREAS, Israel is the only country in the Middle East which is a democracy, and

WHEREAS, Israel is a strong ally of the United States, and this alliance is based on shared values and interests, and invaluable cooperation in military technology, cyber security, medicine, biotechnology, agriculture, bilateral trade and commerce, as well as educational, research, and cultural exchanges, and

WHEREAS, some groups have proposed an academic boycott as a means of insinuating that Israel discriminates against Palestinian Arabs, and

WHEREAS, Israeli universities are in reality open to all people, regardless of gender, creed, race, or nationality, and fully encourage academic freedom, and

WHEREAS, the academic boycott of Israeli universities and institutions of higher learning is antithetical to the principles of academic freedom and to the free and open exchange of ideas, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate stands with Israeli universities and institutions of higher learning, and stands against the academic boycott of Israeli universities, and

BE IT FURTHER RESOLVED that the Florida Senate encourages and welcomes bipartisan support in recognition of Israel’s right to academic freedom and collaboration with institutions around the world.

—was read the second time by title. On motion by Senator Sobel, **CS for SR 894** was adopted and certified to the House.

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for SR 894**.

The vote was:

Yeas—36

Mr. President	Diaz de la Portilla	Negron
Abruzzo	Evers	Richter
Altman	Flores	Ring
Bean	Galvano	Sachs
Benacquisto	Garcia	Simmons
Bradley	Gibson	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Legg	Stargel
Dean	Margolis	Thompson
Detert	Montford	Thrasher

Nays—None

SENATOR BENACQUISTO PRESIDING

On motion by Senator Bradley—

CS for CS for SB 754—A bill to be entitled An act relating to certificates of destruction for motor vehicles; amending s. 319.23, F.S.; requiring the Department of Highway Safety and Motor Vehicles to visually inspect a motor vehicle that an applicant for a certificate of title has indicated is a rebuilt motor vehicle; requiring the department to issue an affidavit of compliance if the vehicle is not properly equipped; requiring an applicant to have the repaired vehicle inspected by a law enforcement agency in order to receive a certificate of title; requiring the department to provide a report regarding certificates of title for rebuilt motor vehicles; amending s. 319.30, F.S.; defining a term; revising requirements for the department to declare certain mobile homes and motor vehicles unrebuildable and to issue a certificate of destruction; requiring an owner of, or an insurance company for, a motor vehicle that is worth less than a specified amount or is above a certain age to obtain a certificate of destruction under certain circumstances; providing a criminal penalty; amending s. 860.146, F.S.; defining terms and redefining the term “fake airbag”; prohibiting the import, manufacture, offering for sale, or reinstallation of fake airbags; providing a criminal penalty; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (860498) (with title amendment)—Delete lines 38-69 and insert:

defined in s. 319.14. Upon issuance of a certificate of title for such vehicle, the department shall stamp, in a conspicuous place on the title, words stating the nature of the proposed use of the vehicle or stating that the vehicle has been rebuilt *and may have previously been declared a total loss vehicle due to damage*. This subsection applies to a mobile home, travel trailer, camping trailer, truck camper, or fifth-wheel recreation trailer only when the mobile home or vehicle is a rebuilt vehicle as defined in s. 319.14.

Section 2. *On or before October 31, 2015, the Department of Highway Safety and Motor Vehicles shall provide a summary report to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding certificates of title for rebuilt vehicles. The summary report shall include the department’s recommendations to the Legislature to address any needed improvements to, and correct any problems with, the process used to issue certificates of title for rebuilt motor vehicles; and recommendations as to the need, and appropriate process, for inspecting the roadworthiness of rebuilt motor vehicles based on relevant data and data on crashes caused by vehicle defects involving rebuilt motor vehicles.*

And the title is amended as follows:

Delete lines 2-11 and insert: An act relating to certificates of title; amending s. 319.23, F.S.; revising the required statement that is stamped on a certificate of title upon issuance of the certificate; requiring the

Pursuant to Rule 4.19, **CS for CS for SB 754** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 826—A bill to be entitled An act relating to trusts; amending s. 736.0703, F.S.; limiting the liability of excluded trustees; providing that certain powers to direct the actions of a trustee are not applicable under certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 826**, on motion by Senator Joyner, by two-thirds vote **CS for CS for HB 405** was withdrawn from the Committees on Judiciary; Banking and Insurance; and Rules.

On motion by Senator Joyner—

CS for CS for HB 405—A bill to be entitled An act relating to trusts; amending s. 736.0703, F.S.; limiting the liability of excluded trustees; providing that certain duties of trustees do not apply to an excluded trustee in certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for SB 826** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 405** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

SB 374—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; revising restrictions on an initiative or referendum process with regard to local comprehensive plan amendments and map amendments; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 374** was placed on the calendar of Bills on Third Reading.

CS for SB 384—A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal sentences applicable to a person who was under the age of 18 years at the time the offense was committed; requiring a judge to consider certain factors before determining if life imprisonment is an appropriate sentence for a homicide defendant; providing for review of sentences of certain offenders who were under the age of 18 at the time of the offense; providing requirements and procedures for such reviews; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 384**, on motion by Senator Bradley, by two-thirds vote **CS for HB 7035** was withdrawn from the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Bradley, the rules were waived and—

CS for HB 7035—A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal penalties applicable to a juvenile offender for certain serious felonies; requiring a judge to consider specified factors before determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing review of sentences for specified juvenile offenders; creating s. 921.140, F.S.; providing sentencing proceedings for determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing certain factors a judge shall consider when determining if life imprisonment is appropriate for a juvenile offender; creating s. 921.1401, F.S.; defining the term “juvenile offender”; providing sentence review proceedings to be conducted after a specified period of time by the original sentencing court for juvenile offenders convicted of certain offenses; providing for subsequent reviews; requiring the Department of Corrections to notify a juvenile offender of his or her eligibility to participate in sentence review hearings; entitling a juvenile offender to be represented by counsel; providing factors that must be considered by the court in the sentence review; requiring the court to modify a juvenile offender’s sentence if certain factors are found; requiring the court to impose a term of probation for any sentence modified; requiring the court to make written findings if the court declines to modify a juvenile offender’s sentence; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for SB 384** and read the second time by title.

Senators Flores and Bradley offered the following amendment which was moved by Senator Flores and adopted:

Amendment 1 (978768) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsections (1) and (3) of section 775.082, Florida Statutes, are amended to read:

775.082 Penalties; applicability of sentencing structures; mandatory minimum sentences for certain reoffenders previously released from prison.—

(1)(a) *Except as provided in paragraph (b), a person who has been convicted of a capital felony shall be punished by death if the proceeding held to determine sentence according to the procedure set forth in s. 921.141 results in findings by the court that such person shall be punished by death, otherwise such person shall be punished by life imprisonment and shall be ineligible for parole.*

(b)1. *A person who actually killed, intended to kill, or attempted to kill the victim and who is convicted under s. 782.04 of a capital felony, or an offense that was reclassified as a capital felony, which was committed before the person attained 18 years of age shall be punished by a term of imprisonment for life if, after a sentencing hearing conducted by the court in accordance with s. 921.1401, the court finds that life imprisonment is an appropriate sentence. If the court finds that life imprisonment is not an appropriate sentence, such person shall be punished by a term of imprisonment of at least 40 years. However, a person sentenced pursuant to this subparagraph is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(a). As a result of this review, the sentence may be reduced as provided in s. 921.1402(7).*

2. *A person who did not actually kill, intend to kill, or attempt to kill the victim and who is convicted under s. 782.04 of a capital felony, or an offense that was reclassified as a capital felony, which was committed before the person attained 18 years of age may be punished by a term of imprisonment for life or by a term of years equal to life if, after a sentencing hearing conducted by the court in accordance with s. 921.1401, the court finds that life imprisonment is an appropriate sentence. If the court finds that life imprisonment is not an appropriate sentence, such person shall be punished by a term of imprisonment of at least 20 years. A person who is sentenced to a term of imprisonment of more than 25 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(b).*

3. *For purposes of sentencing, in determining whether a person actually killed, intended to kill, or attempted to kill the victim, the court may find that multiple defendants killed, intended to kill, or attempted to kill the victim.*

(3) A person who has been convicted of any other designated felony may be punished as follows:

(a)1. For a life felony committed ~~before prior to~~ October 1, 1983, by a term of imprisonment for life or for a term of ~~at least years not less than~~ 30 years.

2. For a life felony committed on or after October 1, 1983, by a term of imprisonment for life or by a term of imprisonment not exceeding 40 years.

3. Except as provided in subparagraph 4., for a life felony committed on or after July 1, 1995, by a term of imprisonment for life or by imprisonment for a term of years not exceeding life imprisonment.

4.a. Except as provided in sub-subparagraph b., for a life felony committed on or after September 1, 2005, which is a violation of s. 800.04(5)(b), by:

(I) A term of imprisonment for life; or

(II) A split sentence that is a term of ~~at least not less than~~ 25 years’ imprisonment and not exceeding life imprisonment, followed by probation or community control for the remainder of the person’s natural life, as provided in s. 948.012(4).

b. For a life felony committed on or after July 1, 2008, which is a person’s second or subsequent violation of s. 800.04(5)(b), by a term of imprisonment for life.

5. *Notwithstanding subparagraphs 1.-4., a person who is convicted under s. 782.04 of an offense that was reclassified as a life felony which was committed before the person attained 18 years of age may be punished by a term of imprisonment for life or by a term of years equal to life imprisonment if the judge conducts a sentencing hearing in accordance with s. 921.1401 and finds that life imprisonment or a term of years equal to life imprisonment is an appropriate sentence.*

a. A person who actually killed, intended to kill, or attempted to kill the victim and is sentenced to a term of imprisonment of more than 25 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(b).

b. A person who did not actually kill, intend to kill, or attempt to kill the victim and is sentenced to a term of imprisonment of more than 20 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(c).

c. For purposes of sentencing, in determining whether a person actually killed, intended to kill, or attempted to kill the victim, the court may find that multiple defendants killed, intended to kill, or attempted to kill the victim.

(b)1. For a felony of the first degree, by a term of imprisonment not exceeding 30 years or, when specifically provided by statute, by imprisonment for a term of years not exceeding life imprisonment.

2. Notwithstanding subparagraph 1., a person convicted under s. 782.04 of a first-degree felony punishable by a term of years not exceeding life imprisonment, or an offense that was reclassified as a first degree felony punishable by a term of years not exceeding life, which was committed before the person attained 18 years of age may be punished by a term of years equal to life imprisonment if the judge conducts a sentencing hearing in accordance with s. 921.1401 and finds that a term of years equal to life imprisonment is an appropriate sentence.

a. A person who actually killed, intended to kill, or attempted to kill the victim and is sentenced to a term of imprisonment of more than 25 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(b).

b. A person who did not actually kill, intend to kill, or attempt to kill the victim and is sentenced to a term of imprisonment of more than 20 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(c).

c. For purposes of sentencing, in determining whether a person actually killed, intended to kill, or attempted to kill the victim, the court may find that multiple defendants killed, intended to kill, or attempted to kill the victim.

(c) Notwithstanding paragraphs (a) and (b), a person convicted of an offense that is not included in s. 782.04 but that is an offense that is a life felony or is punishable by a term of imprisonment for life or by a term of years not exceeding life imprisonment, or an offense that was reclassified as a life felony or an offense punishable by a term of imprisonment for life or by a term of years not exceeding life imprisonment, which was committed before the person attained 18 years of age may be punished by a term of imprisonment for life or a term of years equal to life imprisonment if the judge conducts a sentencing hearing in accordance with s. 921.1401 and finds that life imprisonment or a term of years equal to life imprisonment is an appropriate sentence. A person who is sentenced to a term of imprisonment of more than 20 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(d).

(d)(~~e~~) For a felony of the second degree, by a term of imprisonment not exceeding 15 years.

(e)(~~d~~) For a felony of the third degree, by a term of imprisonment not exceeding 5 years.

Section 2. Section 921.1401, Florida Statutes, is created to read:

921.1401 Sentence of life imprisonment for persons who are under the age of 18 years at the time of the offense; sentencing proceedings.—

(1) Upon conviction or adjudication of guilt of an offense described in s. 775.082(1)(b), s. 775.082(3)(a)5., s. 775.082(3)(b)2., or s. 775.082(3)(c) which was committed on or after July 1, 2014, the court may conduct a separate sentencing hearing to determine if a term of imprisonment for life or a term of years equal to life imprisonment is an appropriate sentence.

(2) In determining whether life imprisonment or a term of years equal to life imprisonment is an appropriate sentence, the court shall consider factors relevant to the offense and the defendant's youth and attendant circumstances, including, but not limited to:

(a) The nature and circumstances of the offense committed by the defendant.

(b) The effect of the crime on the victim's family and on the community.

(c) The defendant's age, maturity, intellectual capacity, and mental and emotional health at the time of the offense.

(d) The defendant's background, including his or her family, home, and community environment.

(e) The effect, if any, of immaturity, impetuosity, or failure to appreciate risks and consequences on the defendant's participation in the offense.

(f) The extent of the defendant's participation in the offense.

(g) The effect, if any, of familial pressure or peer pressure on the defendant's actions.

(h) The nature and extent of the defendant's prior criminal history.

(i) The effect, if any, of characteristics attributable to the defendant's youth on the defendant's judgment.

(j) The possibility of rehabilitating the defendant.

Section 3. Section 921.1402, Florida Statutes, is created to read:

921.1402 Review of sentences for persons convicted of specified offenses committed while under the age of 18 years.—

(1) For purposes of this section, the term "juvenile offender" means a person sentenced to imprisonment in the custody of the Department of Corrections for an offense committed on or after July 1, 2014, and committed before he or she attained 18 years of age.

(2)(a) Except as provided in paragraph (e), a juvenile offender sentenced under s. 775.082(1)(b)1. is entitled to a review of his or her sentence after 25 years.

(b) Except as provided in paragraph (e), a juvenile offender sentenced to a term of more than 25 years under s. 775.082(1)(b)2., s. 775.082(3)(a)5.a., or s. 775.082(3)(b)2.a. is entitled to a review of his or her sentence after 25 years.

(c) Except as provided in paragraph (e), a juvenile offender sentenced to a term of more than 20 years under s. 775.082(3)(a)5.b. or s. 775.082(3)(b)2.b. is entitled to a review of his or her sentence after 20 years.

(d) A juvenile offender sentenced to a term of 20 years or more under s. 775.082(3)(c) is entitled to a review of his or her sentence after 20 years. If the juvenile offender is not resentenced at the initial review hearing, he or she is eligible for one subsequent review hearing 10 years after the initial review hearing.

(e) A juvenile offender is not entitled to a sentence review hearing under paragraph (a), paragraph (b), or paragraph (c) if, before the sentence review hearing, such offender has been adjudicated delinquent or convicted of one of the following offenses, or conspiracy to commit one of the following offenses:

1. Murder;
2. Manslaughter;
3. Sexual battery;
4. Armed burglary;
5. Armed robbery;
6. Armed carjacking;
7. Home-invasion robbery;
8. Human trafficking for commercial sexual activity with a child under 18 years of age;

9. *False imprisonment under s. 787.02(3)(a); or*

10. *Kidnapping.*

(3) *The Department of Corrections shall notify a juvenile offender of his or her eligibility to request a sentence review hearing 18 months before the juvenile offender is entitled to a sentence review hearing under this section.*

(4) *A juvenile offender seeking sentence review pursuant to subsection (2) must submit an application to the court of original jurisdiction requesting that a sentence review hearing be held. The juvenile offender must submit a new application to the court of original jurisdiction to request subsequent sentence review hearings pursuant to subsection (3). The sentencing court shall retain original jurisdiction for the duration of the sentence for this purpose.*

(5) *A juvenile offender who is eligible for a sentence review hearing under this section is entitled to be represented by counsel, and the court shall appoint a public defender to represent the juvenile offender if the juvenile offender cannot afford an attorney.*

(6) *Upon receiving an application from an eligible juvenile offender, the court of original sentencing jurisdiction shall hold a sentence review hearing to determine whether the juvenile offender's sentence should be modified. When determining if it is appropriate to modify the juvenile offender's sentence, the court shall consider any factor it deems appropriate, including all of the following:*

(a) *Whether the juvenile offender demonstrates maturity and rehabilitation.*

(b) *Whether the juvenile offender remains at the same level of risk to society as he or she did at the time of the initial sentencing.*

(c) *The opinion of the victim or the victim's next of kin. The absence of the victim or the victim's next of kin from the sentence review hearing may not be a factor in the determination of the court under this section. The court shall permit the victim or victim's next of kin to be heard, in person, in writing, or by electronic means. If the victim or the victim's next of kin chooses not to participate in the hearing, the court may consider previous statements made by the victim or the victim's next of kin during the trial, initial sentencing phase, or subsequent sentencing review hearings.*

(d) *Whether the juvenile offender was a relatively minor participant in the criminal offense or acted under extreme duress or the domination of another person.*

(e) *Whether the juvenile offender has shown sincere and sustained remorse for the criminal offense.*

(f) *Whether the juvenile offender's age, maturity, and psychological development at the time of the offense affected his or her behavior.*

(g) *Whether the juvenile offender has successfully obtained a general educational development certificate or completed another educational, technical, work, vocational, or self-rehabilitation program, if such a program is available.*

(h) *Whether the juvenile offender was a victim of sexual, physical, or emotional abuse before he or she committed the offense.*

(i) *The results of any mental health assessment, risk assessment, or evaluation of the juvenile offender as to rehabilitation.*

(7) *If the court determines at a sentence review hearing that the juvenile offender has been rehabilitated and is reasonably believed to be fit to reenter society, the court shall modify the sentence and impose a term of probation of at least 5 years. If the court determines that the juvenile offender has not demonstrated rehabilitation or is not fit to reenter society, the court shall issue a written order stating the reasons why the sentence is not being modified.*

Section 4. Subsection (2) of section 316.3026, Florida Statutes, is amended to read:

316.3026 Unlawful operation of motor carriers.—

(2) Any motor carrier enjoined or prohibited from operating by an out-of-service order by this state, any other state, or the Federal Motor Carrier Safety Administration may not operate on the roadways of this state until the motor carrier has been authorized to resume operations by the originating enforcement jurisdiction. Commercial motor vehicles owned or operated by any motor carrier prohibited from operation found on the roadways of this state shall be placed out of service by law enforcement officers of the Department of Highway Safety and Motor Vehicles, and the motor carrier assessed a \$10,000 civil penalty pursuant to 49 C.F.R. s. 383.53, in addition to any other penalties imposed on the driver or other responsible person. Any person who knowingly drives, operates, or causes to be operated any commercial motor vehicle in violation of an out-of-service order issued by the department in accordance with this section commits a felony of the third degree, punishable as provided in s. 775.082(3)(e) ~~775.082(3)(d)~~. Any costs associated with the impoundment or storage of such vehicles are the responsibility of the motor carrier. Vehicle out-of-service orders may be rescinded when the department receives proof of authorization for the motor carrier to resume operation.

Section 5. Subsection (3) of section 373.430, Florida Statutes, is amended to read:

373.430 Prohibitions, violation, penalty, intent.—

(3) Any person who willfully commits a violation specified in paragraph (1)(a) is guilty of a felony of the third degree, punishable as provided in ss. 775.082(3)(e) ~~775.082(3)(d)~~ and 775.083(1)(g), by a fine of not more than \$50,000 or by imprisonment for 5 years, or by both, for each offense. Each day during any portion of which such violation occurs constitutes a separate offense.

Section 6. Subsection (3) of section 403.161, Florida Statutes, is amended to read:

403.161 Prohibitions, violation, penalty, intent.—

(3) Any person who willfully commits a violation specified in paragraph (1)(a) is guilty of a felony of the third degree punishable as provided in ss. 775.082(3)(e) ~~775.082(3)(d)~~ and 775.083(1)(g) by a fine of not more than \$50,000 or by imprisonment for 5 years, or by both, for each offense. Each day during any portion of which such violation occurs constitutes a separate offense.

Section 7. Paragraph (c) of subsection (3) of section 648.571, Florida Statutes, is amended to read:

648.571 Failure to return collateral; penalty.—

(3)

(c) Allowable expenses incurred in apprehending a defendant because of a bond forfeiture or judgment under s. 903.29 may be deducted if such expenses are accounted for. The failure to return collateral under these terms is punishable as follows:

1. If the collateral is of a value less than \$100, as provided in s. 775.082(4)(a).

2. If the collateral is of a value of \$100 or more, as provided in s. 775.082(3)(e) ~~775.082(3)(d)~~.

3. If the collateral is of a value of \$1,500 or more, as provided in s. 775.082(3)(d) ~~775.082(3)(e)~~.

4. If the collateral is of a value of \$10,000 or more, as provided in s. 775.082(3)(b).

Section 8. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal penalties applicable to a juvenile offender for certain serious felonies; requiring a judge to consider specified factors before determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing review of sentences for specified juvenile offenders; creating s. 921.1401, F.S.; pro-

viding sentencing proceedings for determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing certain factors a judge shall consider when determining if life imprisonment is appropriate for a juvenile offender; creating s. 921.1402, F.S.; defining the term “juvenile offender”; providing sentence review proceedings to be conducted after a specified period of time by the original sentencing court for juvenile offenders convicted of certain offenses; providing for subsequent reviews; requiring the Department of Corrections to notify a juvenile offender of his or her eligibility to participate in sentence review hearings; entitling a juvenile offender to be represented by counsel; providing factors that must be considered by the court in the sentence review; requiring the court to modify a juvenile offender’s sentence if certain factors are found; requiring the court to impose a term of probation for any sentence modified; requiring the court to make written findings if the court declines to modify a juvenile offender’s sentence; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 7035** as amended was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 674—A bill to be entitled An act relating to background screening; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to share reproductions of driver license images with the Department of Health and the Agency for Health Care Administration for specified purposes; amending s. 402.301, F.S.; revising provisions relating to the exemption of certain membership organizations affiliated with national organizations from certain child care facility licensing requirements; requiring a level 2 background screening for an employee of such a facility under certain circumstances; amending s. 408.806, F.S.; revising the requirements for health care licensure; revising a provision requiring an affidavit; amending s. 408.809, F.S.; exempting a person whose fingerprints are already enrolled in a specified Federal Bureau of Investigation program from the requirement that such fingerprints be forwarded to the bureau; requiring certain persons to submit their fingerprints electronically; requiring the Department of Law Enforcement to retain fingerprints when the department begins participation in a certain program; revising requirements for proof of compliance with level 2 screening standards; revising terminology; adding additional disqualifying offenses to background screening requirements; adding an exemption clause from disqualification for new offenses; amending s. 413.208, F.S.; providing applicability for background screening requirements for certain registrants; repealing s. 7 of chapter 2012-73, Laws of Florida, relating to background screening requirements; amending s. 435.04, F.S.; revising information required for vendors submitting employee fingerprints; adding an additional disqualifying offense to background screening requirements; amending s. 435.05, F.S.; revising a provision requiring the annual submission of an affidavit; amending s. 435.07, F.S.; revising criteria for an exemption from disqualification for an employee under certain conditions; amending s. 435.12, F.S.; requiring the fingerprints of an employee required to be screened by a specified agency and included in the clearinghouse also to be retained in the national retained print arrest notification program at a specified time; requiring simultaneous submission of a photographic image and electronic fingerprints to the Care Provider Background Screening Clearinghouse; requiring an employer to follow certain criminal history check procedures and include specified information regarding referral and registration of an employee for electronic fingerprinting with the clearinghouse; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following amendment which was adopted:

Amendment 1 (713514) (with title amendment)—Delete lines 136-140 and insert:
care facilities, are not subject to the licensing requirements or the minimum standards for child care facilities, and therefore, their personnel shall not be required to be screened.

And the title is amended as follows:

Delete lines 11-13 and insert: facility licensing requirements; amending s.

Pursuant to Rule 4.19, **CS for CS for SB 674** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

REMARKS

On motion by Senator Smith, the following remarks were ordered spread upon the Journal:

Senator Smith: Senator Bean, it is my understanding that the language in this amendment barcode, (713514), was agreed to by all interested parties.

Senator Bean: To the best of my knowledge, yes.

Senator Smith: Specifically, the Agency for Health Care Administration, the Department of Children and Families, and the Florida Department of Law Enforcement all agreed to this language?

Senator Bean: To the best of my knowledge, that is correct.

Senator Smith: All three agencies agreed that this language applies to the Florida Alliance of Boys and Girls Club?

Senator Bean: Yes.

On motion by Senator Bean—

CS for CS for SB 836—A bill to be entitled An act relating to medical gas; amending s. 499.001, F.S.; conforming provisions to changes made by this act; amending s. 499.003, F.S.; revising terms; amending ss. 499.01 and 499.0121, F.S.; conforming provisions to changes made by this act; amending s. 499.01211, F.S.; adding a member to the Drug Wholesale Distributor Advisory Council; authorizing the Compressed Gas Association to recommend one person to the council for appointment; amending ss. 499.041, 499.05, 499.051, 499.066, 499.0661, and 499.067, F.S.; conforming provisions to changes made by this act; creating part III of ch. 499, F.S., entitled “Medical Gas”; creating s. 499.81, F.S.; providing for the administration and enforcement of this part; creating s. 499.82, F.S.; defining terms; creating s. 499.83, F.S.; requiring a person or entity that intends to distribute medical gas within or into this state to obtain an applicable permit before operating; establishing categories of permits and setting requirements for each; creating s. 499.831, F.S.; requiring the Department of Business and Professional Regulation to establish the form and content of an application; authorizing the department to set fees within certain parameters; creating s. 499.832, F.S.; providing that a permit expires 2 years after the last day of the month in which the permit was originally issued; providing requirements for the renewal of a permit; requiring the department to adopt rules for the renewal of permits; creating s. 499.833, F.S.; authorizing the department to approve certain permitholder changes; creating s. 499.834, F.S.; authorizing the department to consider certain factors in determining the eligibility of an applicant; creating s. 499.84, F.S.; setting the minimum requirements for the storage and handling of medical gas; creating s. 499.85, F.S.; setting facility requirements for security purposes; authorizing a vehicle used for on-call delivery of oxygen USP and oxygen-related equipment to be parked at a place of residence; requiring the department to adopt rules governing the distribution of medical oxygen; creating s. 499.86, F.S.; requiring a wholesale distributor of medical gases to visually examine a medical gas container upon receipt in order to identify the medical gas stored within and to determine if the container has been damaged or is otherwise unfit for distribution; requiring a medical gas container that is damaged or otherwise unfit for distribution to be quarantined; requiring outgoing shipments of medical gas to be inspected; requiring wholesale distributors to review certain records; creating s. 499.87, F.S.; authorizing the return of medical gas that has left the control of a wholesale distributor; requiring that medical gas that is damaged, misbranded, or adulterated be quarantined from other medical gases until it is destroyed or returned to the manufacturer or wholesale distributor from which it was acquired; creating s. 499.88, F.S.; requiring a wholesale distributor to obtain certain information before the initial acquisition of a medical gas; providing certain exemptions; creating s. 499.89, F.S.; requiring a permitholder under this part to establish and maintain transactional records; providing a retention period for certain records

and requiring that such records be available for inspection during that period; creating s. 499.90, F.S.; requiring a wholesale distributor to establish, maintain, and adhere to certain written policies and procedures; creating s. 499.91, F.S.; prohibiting certain acts; creating s. 499.92, F.S.; establishing criminal penalties; authorizing property or assets subject to forfeiture to be seized pursuant to a warrant; creating s. 499.93, F.S.; authorizing the department to require a facility that engages in the manufacture, retail sale, or wholesale distribution of medical gas to undergo an inspection; authorizing the department to authorize a third party to inspect such facilities; creating s. 499.931, F.S.; providing that trade secret information required to be submitted pursuant to this part must be maintained by the department; creating s. 499.94, F.S.; requiring fees collected pursuant to this part to be deposited into the Professional Regulation Trust Fund; amending ss. 409.9201, 460.403, 465.0265, 499.01212, 499.015, and 499.024, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (598242)—Delete lines 795-1447 and insert:

(b) *Sales, purchases, trades, transfers, or use of a medical gas acquired by a medical director or licensed emergency medical services provider for use by the emergency medical services provider and its permitted transport and nontransport vehicles in accordance with the provider's license under part III of chapter 401.*

(c) *The provision of emergency supplies of medical gases to nursing homes during the hours of the day when necessary medical gases cannot normally be obtained from the nursing home's regular distributors.*

(d) *The transfer of medical gases between retail pharmacies to alleviate a temporary shortage.*

(5) *"Emergency use oxygen" means oxygen USP administered in emergency situations without a prescription for oxygen deficiency and resuscitation. The container must be labeled in accordance with requirements of the United States Food and Drug Administration.*

(6) *"Federal act" means the Federal Food, Drug, and Cosmetic Act.*

(7) *"Medical gas" means a liquefied or vaporized gas that is a prescription drug, whether alone or in combination with other gases, and as defined in the federal act.*

(8) *"Medical gas-related equipment" means a device used as a component part or accessory used to contain or control the flow, delivery, or pressure during the administration of a medical gas, such as liquid oxygen base and portable units, pressure regulators and flow meters, and oxygen concentrators.*

(9) *"Misbranded" means having a label that is false or misleading; a label without the name and address of the manufacturer, packer, or distributor and without an accurate statement of the quantities of active ingredients; or a label without an accurate monograph for the medical gas, except in the case of mixtures of designated medical gases where the label identifies the component percentages of each designated medical gas used to make the mixture.*

(10) *"Medical oxygen" means oxygen USP which must be labeled in compliance with labeling requirements for oxygen under the federal act.*

(11) *"Product labeling" means the labels and other written, printed, or graphic matter upon an article, or the containers or wrappers that accompany an article, except for letters, numbers, and symbols stamped into the container as required by the federal Department of Transportation.*

(12) *"USP" means the United States Pharmacopeia.*

(13) *"USP-NF" means the United States Pharmacopeia-National Formulary.*

(14) *"Wholesale distribution" means the distribution of medical gas to a person other than a consumer or patient. Wholesale distribution of medical gases does not include:*

(a) *The sale, purchase, or trade of a medical gas; an offer to sell, purchase, or trade a medical gas; or the dispensing of a medical gas pursuant to a prescription;*

(b) *Activities exempt from the definition of wholesale distribution in s. 499.003;*

(c) *The sale, purchase, or trade of a medical gas or an offer to sell, purchase, or trade a medical gas for emergency medical reasons; or*

(d) *Other transactions excluded from the definition of wholesale distribution under the federal act or regulations implemented under the federal act related to medical gas.*

(15) *"Wholesale distributor" means any person or entity engaged in wholesale distribution of medical gas within or into this state, including, but not limited to, manufacturers; own-label distributors; private-label distributors; warehouses, including manufacturers' and distributors' warehouses; and wholesale medical gas warehouses.*

Section 15. Section 499.83, Florida Statutes, is created to read:

499.83 *Permits.*—

(1) *A person or entity that intends to distribute medical gas within or into this state, unless exempted under this part, must obtain the applicable permit before operating as:*

(a) *A medical gas wholesale distributor;*

(b) *A medical gas manufacturer; or*

(c) *A medical oxygen retail establishment.*

(2) *The following permits are established:*

(a) *Medical gas wholesale distributor permit.—A medical gas wholesale distributor permit is required for wholesale distribution, whether within or into this state. A medical gas must remain in the original container obtained by the wholesale distributor and the wholesale distributor may not engage in further manufacturing operations unless it possesses a medical gas manufacturer permit. A medical gas wholesale distributor may not possess or engage in the wholesale distribution of a prescription drug that is not a medical gas or distribute a medical gas other than by wholesale distribution unless otherwise authorized under this chapter.*

(b) *Medical gas manufacturer permit.—A medical gas manufacturer permit is required for a person or entity located in this state which engages in the manufacture of medical gases by physical air separation, chemical action, purification, or filling containers by a liquid-to-liquid, liquid-to-gas, or gas-to-gas process and distributes those medical gases within this state.*

1. *A permitted medical gas manufacturer may not manufacture or possess a prescription drug other than a medical gas, unless otherwise authorized under this chapter.*

2. *A permitted medical gas manufacturer may not distribute a medical gas without obtaining the applicable permit, except that it may engage in wholesale distribution of medical gases that it manufactured without obtaining a medical gas wholesale distributor permit if it complies with this part and the rules adopted under this part that apply to a wholesale distributor.*

3. *A permitted medical gas manufacturer shall comply with all of the requirements applicable to a wholesale distributor under this part and all appropriate state and federal good manufacturing practices.*

(c) *Medical oxygen retail establishment permit.—A medical oxygen retail establishment permit is required for an entity that is located in the state and that sells or delivers medical oxygen directly to patients in this state. The sale and delivery must be based on a prescription or an order from a practitioner authorized by law to prescribe. A pharmacy licensed under chapter 465 does not require a permit as a medical oxygen retail establishment.*

1. A medical oxygen retail establishment may not possess, purchase, sell, or trade a medical gas other than medical oxygen, unless otherwise authorized under this chapter.

2. A medical oxygen retail establishment may fill and deliver medical oxygen to an individual patient based on an order from a practitioner authorized by law to prescribe. The medical oxygen retail establishment must comply with all appropriate state and federal good manufacturing practices. Medical oxygen sold or delivered by a medical oxygen retail establishment pursuant to an order from a practitioner may not be returned into the retail establishment's inventory.

3. A medical oxygen retail establishment shall comply with all of the requirements applicable to a wholesale distributor under this part, except for those requirements that pertain solely to nitrous oxide.

(3) An out-of-state wholesale distributor that engages in wholesale distribution into this state must be legally authorized to engage in the wholesale distribution of medical gases as a wholesale distributor in the state in which it resides and provide proof of registration as set forth in s. 499.93(3), if required.

(4) A wholesale distributor may not operate from a place of residence, and a place of residence may not be granted a permit or operate under this part, except for the on-call delivery of home care oxygen for wholesale distributors that also maintain a medical oxygen retail establishment permit.

(5) If wholesale distribution is conducted at more than one location within this state or more than one location distributing into this state, each location must be permitted by the department.

Section 16. Section 499.831, Florida Statutes, is created to read:

499.831 Permit application.—

(1) The department shall adopt rules to establish the form and content of the application to obtain a permit and to renew a permit listed under this part.

(2) An applicant must be at least 18 years of age or be managed, controlled, or overseen, directly or indirectly, by a natural person who is at least 18 years of age.

(3) An application for a permit must be filed with the department and must include all of the following information:

(a) The trade or business name of the applicant, including current and former fictitious names, which may not be identical to a name used by an unrelated entity permitted in this state to dispense or distribute medical gas.

(b) The name or names of the owner and operator of the applicant, if not the same person or entity. The application must also include:

1. If the applicant is an individual, the applicant's name, business address, and date of birth.

2. If the applicant is a sole proprietorship, the business address of the sole proprietor and the name and federal employer identification number of the business entity.

3. If the applicant is a partnership, the name, business address, date of birth of each partner, the name of the partnership, and the partnership's federal employer identification number.

4. If the applicant is a limited liability company, the name, business address, and title of each company officer, the name of the limited liability company and federal employer identification number, and the name of the state in which the limited liability company was organized.

5. If the applicant is a corporation, the name, business address, and title of each corporate officer and director, the corporate names, the state of incorporation, the federal employer identification number, and, if applicable, the name and business address of the parent company.

(c) A list of disciplinary actions pertinent to wholesale distributors, manufacturers, and retailers of prescription drugs or controlled substances by a state or federal agency against the applicant seeking to

distribute into this state and any such disciplinary actions against such applicant's principals, owners, directors, or officers.

(d) A complete disclosure of all of the applicant's past felony convictions.

(e) An address and description of each facility and warehouse, including all locations used for medical gas storage or wholesale distribution including a description of each facility's security system.

(4) An applicant shall attest in writing that the information contained in its application is complete and accurate.

(5) An applicant must submit a reasonable fee, to be determined by the department, in order to obtain a permit.

(a) The fee for a medical gas wholesale distributor permit may not be less than \$200 or more than \$300 annually.

(b) The fee for a medical gas manufacturer permit may not be less than \$400 or more than \$500 annually.

(c) The fee for a medical oxygen retail establishment permit may not be less than \$200 or more than \$300 annually.

(6) Upon approval of the application by the department and payment of the required fee, the department shall issue a permit to the applicant pursuant to the rules adopted under this part.

Section 17. Section 499.832, Florida Statutes, is created to read:

499.832 Expiration and renewal of a permit.—

(1) A permit issued under this part automatically expires 2 years after the last day of the month in which the permit was originally issued.

(2) A permit issued under this part may be renewed by submitting an application for renewal on a form furnished by the department and paying the appropriate fee. The application for renewal must contain a statement by the applicant attesting that the information is true and correct. Upon approval of a renewal application by the department and payment of the required renewal fee, the department shall renew a permit issued under this part pursuant to the rules adopted under this part.

(3) A renewal application may be accepted up to 60 days after the expiration date of the permit if, along with the permit renewal fee, the applicant submits an additional renewal delinquent fee of \$100. A permit that expired more than 60 days before a renewal application was submitted or postmarked may not be renewed.

(4) Failure to renew a permit in accordance with this section precludes future renewal. If a permit has expired and cannot be renewed, the person, entity, or establishment holding the permit must cease all permit related activities. In order to engage in such activities, the person, entity, or establishment must submit an application for a new permit, pay the applicable application fee, the initial permit fee, and all applicable penalties, and be issued a new permit by the department before engaging in an activity that requires a permit under this part.

(5) The department shall adopt rules to administer this section, including setting a reasonable fee for a renewal application.

Section 18. Section 499.833, Florida Statutes, is created to read:

499.833 Permitholder changes.—

(1) A permit issued under this part is valid only for the person or entity to which it is issued and is not subject to sale, assignment, or other transfer, voluntarily or involuntarily.

(2) A permit issued under this part is not valid for an establishment other than the establishment for which it was originally issued.

(3) The department may approve the following permit changes:

(a) Change of location.—A person or entity permitted under this part must notify and receive approval from the department before changing location. The department shall set a change-of-location fee not to exceed \$100.

(b) *Change in ownership.*—If a majority of the ownership or controlling interest of a permitted establishment is transferred or assigned or if a lessee agrees to undertake or provide services such that legal liability for operation of the establishment will rest with the lessee, an application for a new permit is required. Such application must be submitted and approved by the department before the change of ownership takes place. However, if a permitted wholesale distributor or manufacturer is changing ownership and the new owner has held another permit that allows the wholesale distribution of medical gas under this chapter for the preceding 18 months without having been found in violation of the provisions of this chapter relating to medical gases, then the new owner may operate under the permit of the acquired entity if the new owner submits the application for a new permit by the first business day after ownership is transferred or assigned. A new owner operating under the original permit is responsible for compliance with all laws and regulations governing medical gas. If the application is denied, the new owner shall immediately cease operation at the establishment until a permit is issued to the new owner.

(c) *Change of name.*—A permitholder may make a change of business name without submitting a new permit application. However, the permitholder must notify the department before making the name change.

(d) *Closure.*—If an establishment permitted under this part closes, the owner must notify the department, in writing, before the effective date of the closure and must:

1. Return the permit to the department; and
2. Indicate the disposition of any medical gas authorized to be distributed or dispensed under the permit, including the name, address, and inventory, and provide the name and address of a person to contact regarding access to the records that are required to be maintained under this part. Transfer of ownership of medical gas may be made only to persons authorized to receive medical gas pursuant to this part.

(e) *Change in information.*—Any change in the information required under this part, other than the changes in paragraphs (a)-(d), shall be submitted to the department within 30 days after such change occurs.

(4) A permitholder in good standing may change the type of permit issued by completing a new application for the requested permit, meeting the applicable permitting requirements for the new permit type, and paying any difference between the permit fees. A refund may not be issued if the fee for the new permit is less than the fee that was paid for the original permit. The new permit retains the expiration date of the original permit.

Section 19. Section 499.834, Florida Statutes, is created to read:

499.834 Minimum qualifications.—The department shall consider all of the following factors in determining eligibility for, and renewal of, a permit for a person or entity under this part:

- (1) A finding by the department that the applicant has violated or been disciplined by a regulatory agency in any state for violating a federal, state, or local law relating to prescription drugs.
- (2) Felony convictions of the applicant under a federal, state, or local law.
- (3) The applicant's past experience in the manufacture, retail, or distribution of medical gases.
- (4) False or fraudulent material provided by the applicant in an application made in connection with the manufacturing, retailing, or distribution of prescription drugs.
- (5) Any suspension, sanction, or revocation by a federal, state, or local government against a license or permit currently or previously held by the applicant or its owners for violations of a federal, state, or local law regarding prescription drugs.
- (6) Compliance with previously granted licenses or permits.
- (7) Compliance with the requirements that distributors or retailers of medical gases maintain records and make records available to the department licensing authority or federal, state, or local law enforcement officials.

(8) Other factors or qualifications the department has established in rule that are relevant to and consistent with the public health and safety.

Section 20. Section 499.84, Florida Statutes, is created to read:

499.84 Minimum requirements for the storage and handling of medical gases.—

(1) A facility where a medical gas is received, stored, warehoused, handled, held, offered, marketed, displayed, or transported, to avoid any negative effect on the identity, strength, quality, or purity of the medical gas, must:

- (a) Be of suitable construction to ensure that medical gases are maintained in accordance with the product labeling of the medical gas or in compliance with the USP-NF;
- (b) Be of suitable size and construction to facilitate cleaning, maintenance, and proper permitted operations;
- (c) Have adequate storage areas with appropriate lighting, ventilation, space, equipment, and security conditions;
- (d) Have a quarantined area for storage of medical gases that are suspected of being misbranded, adulterated, or otherwise unfit for distribution;
- (e) Be maintained in an orderly condition;

(f) Be located in a commercial location and not in a personal dwelling or residence location, except that a personal dwelling location used for on-call delivery of oxygen USP for homecare use if the person providing on-call delivery is employed by or acting under a written contract with an entity that holds a medical oxygen retailer permit;

(g) Provide for the secure and confidential storage of patient information, if applicable, with restricted access and policies and procedures to protect the integrity and confidentiality of patient information; and

(h) Provide and maintain appropriate inventory controls to detect and document any theft of nitrous oxide.

(2) Medical gas shall be stored under appropriate conditions in accordance with the manufacturer's recommendations on product labeling and department rules or, in the absence of rules, in accordance with applicable industry standards.

(3) Medical gas shall be packaged in accordance with official compendium standards, such as the USP-NF.

Section 21. Section 499.85, Florida Statutes, is created to read:

499.85 Security.—

(1) A permitholder that has a facility used for the distribution or retailing of medical gases shall protect such gases from unauthorized access by implementing all of the following security measures:

- (a) Keeping access from outside the premises well-controlled and to a minimum.
- (b) Ensuring the outside perimeter of the premises is well lit.
- (c) Limiting access into areas where medical gases are held to authorized personnel.
- (d) Equipping all facilities with a fence or other system to detect or deter entry after hours.

(2) A facility used for distributing or retailing medical gases shall be equipped with a system that provides suitable protection against theft, including if appropriate, protection against theft of computers or electronic records and the protection of the integrity and confidentiality of data and documents.

(3) A facility used for wholesale distribution of medical gases shall be equipped with inventory management and control systems that protect against, detect, and document any instances of theft of nitrous oxide.

(4) *If a wholesale distributor uses electronic distribution records, the wholesale distributor shall employ, train, and document the training of personnel in the proper use of such technology and equipment.*

(5) *Vehicles used for on-call delivery of oxygen USP and oxygen-related equipment for home care use by home care providers may be parked at a place of residence and must be locked and equipped with an audible alarm when not attended.*

(6) *The department shall adopt rules that govern the distribution of medical oxygen for emergency use by persons authorized to receive emergency use oxygen. Unless the laws of this state specifically direct otherwise, such rules must be consistent with federal regulations, including the labeling requirements of oxygen under the federal act. Such rules may not be inconsistent with part III of chapter 401 or rules adopted thereunder.*

Section 22. Section 499.86, Florida Statutes, is created to read:

499.86 *Examination of materials.—*

(1) *A wholesale distributor must visually examine a medical gas container upon receipt from the manufacturer in order to identify the medical gas stored within and to determine if the container has been damaged or is otherwise unfit for distribution. Such examination must occur in a manner that would reveal damage to the container which could suggest possible adulteration or misbranding.*

(2) *A medical gas container that is found to be damaged or otherwise unfit pursuant to subsection (1) must be quarantined from the stock of medical gas until a determination is made that the medical gas in question is not misbranded or adulterated.*

(3) *An outgoing shipment must be inspected to identify the medical gases in the shipment to ensure that medical gas containers that have been damaged in storage or held under improper conditions are not distributed or dispensed.*

(4) *A wholesale distributor must review records documenting the acquisition of medical gas upon receipt for accuracy and completeness.*

Section 23. Section 499.87, Florida Statutes, is created to read:

499.87 *Returned, damaged, and outdated medical gas.—*

(1) *A medical gas that has left the control of the wholesale distributor may be returned to the wholesale distributor or manufacturer from which it was acquired, but may not be resold as a medical gas unless it is reprocessed by a manufacturer using proper and adequate controls to ensure the identity, strength, quality, and purity of the reprocessed medical gas.*

(2) *A medical gas that has been subjected to improper conditions, such as a fire, accident, or natural disaster, may not be salvaged or reprocessed.*

(3) *A medical gas, including its container, which is damaged, misbranded, or adulterated must be quarantined from other medical gases until it is destroyed or returned to the manufacturer or wholesale distributor from which it was acquired. External contamination of a medical gas container or closure system which does not impact the integrity of the medical gas is not considered damaged or adulterated for purposes of this subsection. If a medical gas is adulterated or misbranded or suspected of being adulterated or misbranded, notice shall be provided to the manufacturer or wholesale distributor from which the medical gas was acquired and to the appropriate boards and federal regulatory bodies.*

(4) *A medical gas container that has been opened or used but is not adulterated or misbranded is considered empty and must be quarantined from nonempty medical gas containers and returned to the manufacturer or wholesale distributor from which it was acquired for destruction or reprocessing.*

(5) *A medical gas, its container, or its associated documentation or labeling that is suspected of being used in criminal activity must be retained until its disposition is authorized by the department or an applicable law enforcement agency.*

Section 24. Section 499.88, Florida Statutes, is created to read:

499.88 *Due diligence.—*

(1) *A wholesale distributor shall obtain, before the initial acquisition of medical gas, the following information from the supplying wholesale distributor or manufacturer:*

(a) *If a manufacturer is distributing to a wholesale distributor, evidence that the manufacturer is registered and the medical gas is listed with the United States Food and Drug Administration;*

(b) *If a wholesale distributor is distributing to a wholesale distributor, evidence that the wholesale distributor supplying the medical gas is legally authorized to distribute medical gas within or into the state;*

(c) *The name of the responsible facility contact person for the supplying manufacturer or wholesale distributor; and*

(d) *Certification that the manufacturer's or wholesale distributor's policies and procedures comply with this part.*

(2) *A wholesale distributor is exempt from obtaining the information from a manufacturer, as required under subsection (1), if the manufacturer is registered with the United States Food and Drug Administration in accordance with s. 510 of the federal act and the manufacturer provides:*

(a) *Proof of such registration; and*

(b) *Proof of inspection by the United States Food and Drug Administration or other regulatory body within the past 3 years demonstrating substantial compliance with current good manufacturing practices applicable to medical gases.*

(3) *A manufacturer or wholesale distributor that distributes to or acquires medical gas from another wholesale distributor shall provide to or obtain from the distributing or acquiring manufacturer or distributor the information required by s. 499.89(1), as applicable.*

Section 25. Section 499.89, Florida Statutes, is created to read:

499.89 *Recordkeeping.—*

(1) *A permitholder under this part shall establish and maintain a record of transactions regarding the receipt and the distribution, or other disposition, of medical gases, as applicable. Such records constitute an audit trail and must contain information sufficient to perform a recall of medical gas in compliance with 21 C.F.R. s. 211.196 and 21 C.F.R. s. 820.160(b). Such records must include all of the following information, which may be kept in two separate documents one related to the distribution of medical gas and the other related to the receipt of medical gas:*

(a) *The dates of receipt and distribution or other disposition of the medical gas.*

(b) *The name, address, license or permit number and its expiration date for the person or entity purchasing the medical gas from the wholesale distributor.*

(c) *The name, address, license or permit number and its expiration date for the person or entity receiving the medical gas, if different from the information required under paragraph (b).*

(d) *Information sufficient to perform a recall of all medical gas received, distributed, or dispensed.*

(2) *Such records shall be made available for inspection and copying by an authorized official of any federal, state, or local governmental agency for a period of:*

(a) *Three years following the distribution date of high pressure medical gases.*

(b) *Two years following the distribution date for cryogenic or refrigerated liquid medical gases.*

(3) *Records kept at the inspection site or that can be immediately retrieved by computer or other electronic means shall be readily available for authorized inspection during the retention period. Records kept at a central location apart from the inspection site and not electronically re-*

trievable shall be made available for inspection within 2 working days of a request by an authorized official of any state or federal governmental agency charged with enforcement of these rules.

(4) A pedigree paper is not required for distributing or dispensing medical gas.

(5) A wholesale distributor shall maintain records sufficient to aid in the mandatory reporting of any theft, suspected theft, or other significant loss of nitrous oxide to the department and other appropriate law enforcement agencies.

Section 26. Section 499.90, Florida Statutes, is created to read:

499.90 Policies and procedures.—A wholesale distributor shall establish, maintain, and adhere to written policies and procedures for the receipt, security, storage, transport, shipping, and distribution of medical gases and shall establish, maintain, and adhere to procedures for maintaining inventories; for identifying, recording, and reporting losses or thefts; and for correcting all errors and inaccuracies in inventories associated with nitrous oxide. A wholesale distributor shall include in its written policies and procedures all of the following:

(1) A procedure for handling recalls and withdrawals of medical gas. Such procedure must deal with recalls and withdrawals due to:

(a) Action initiated at the request of the United States Food and Drug Administration or any federal, state, or local law enforcement or other government agency, including the department; or

(b) Voluntary action by a manufacturer of medical gases to remove defective or potentially defective medical gases from the market.

(2) A procedure that includes preparation for, protection against, and responding to a crisis that affects the security or operation of a facility that stores medical gases in the event of a strike; a fire, flood, or other natural disaster; or other local, state, or national emergency.

(3) A procedure for reporting criminal or suspected criminal activity involving the inventory of nitrous oxide to the department and to applicable law enforcement agencies within 3 business days after becoming aware of the criminal or suspected criminal activity.

Section 27. Section 499.91, Florida Statutes, is created to read:

499.91 Prohibited acts.—A person may not perform or cause the performance of, or aid and abet in, any of the following acts:

(1) The manufacture, sale, or delivery, or the holding or offering for sale, of a medical gas that is adulterated, misbranded, or is otherwise unfit for distribution.

(2) The adulteration or misbranding of a medical gas.

(3) The receipt of a medical gas that is adulterated, misbranded, stolen, or obtained by fraud or deceit, and the delivery or proffered delivery of such medical gas for pay or otherwise.

(4) The alteration, mutilation, destruction, obliteration, or removal of all or any part of the product labeling of a medical gas, or the willful commission of any other act with respect to a medical gas that results in it being misbranded.

(5) The purchase or receipt of a medical gas from a person not authorized to distribute or dispense medical gas or who is not exempted from permitting requirements to wholesale distribute medical gas to such purchaser or recipient.

(6) The knowing and willful sale or transfer of a medical gas to a recipient who is not legally authorized to receive a medical gas, except that a violation does not exist if a permitted wholesale distributor provides oxygen to a permitted medical oxygen retail establishment that is out of compliance with the notice of location change requirements of s. 499.834, provided that the wholesale distributor with knowledge of the violation notified the department of the transaction by the next business day.

(7) The failure to maintain or provide records required under this part and the rules adopted under this part.

(8) Providing the department or any of its representatives or any state or federal official with false or fraudulent records or making false or fraudulent statements regarding this part or the rules adopted under this part.

(9) The distribution of a medical gas that was:

(a) Purchased by a public or private hospital or other health care entity, except for the physical distribution of such medical gas to an authorized recipient at the direction of a hospital or other health care entity;

(b) Donated or supplied at a reduced price to a charitable organization; or

(c) Stolen or obtained by fraud or deceit.

(10) The failure to obtain a license or permit or operating without a valid license or permit, if one is required.

(11) The obtaining of, or attempt to obtain, a medical gas by fraud, deceit, or misrepresentation or engaging in misrepresentation or fraud in the distribution of a medical gas.

(12) Except for emergency use oxygen, the distribution of a medical gas to a patient without a prescription from a practitioner authorized by law to prescribe a medical gas.

(13) The distribution or dispensing of a medical gas that was previously dispensed by a pharmacy or a practitioner authorized by law to prescribe.

(14) The distribution or dispensing of a medical gas or medical gas-related equipment to a patient, unless the patient has been provided with the appropriate information and counseling on the use, storage, and disposal of the medical gas.

(15) Failure to report an act prohibited under this part or the rules adopted under this part.

(16) Failure to exercise due diligence as provided in s. 499.88.

Section 28. Section 499.92, Florida Statutes, is created to read:

499.92 Criminal acts.—

(1) A person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she:

(a) Adulterates or misbrands a medical gas with intent to defraud or deceive;

(b) Knowingly purchases or receives a medical gas from a person not legally authorized to distribute or dispense medical gas;

(c) Knowingly engages in the wholesale distribution of, or sells, barterers, brokers, or transfers, a medical gas to a person not legally authorized to purchase or receive medical gas in the jurisdiction in which the person receives the medical gas. A permitted wholesale distributor that provides oxygen to a permitted medical oxygen retail establishment that is out of compliance with only the change of location notice requirement under s. 499.834, does not commit a violation of this paragraph if the wholesale distributor notifies the department of the transaction no later than the next business day; or

(d) Knowingly falsely creates a label for a medical gas or knowingly misrepresents a factual matter contained in a

Pursuant to Rule 4.19, **CS for CS for SB 836** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

CS for CS for CS for SB 218—A bill to be entitled An act relating to transportation; amending s. 316.2397, F.S.; expanding the types of vehicles that may show or display an amber light; amending s. 335.06, F.S.; authorizing the Department of Transportation to improve and maintain roads that provide access to property within the state park system if they are part of a county road system or city street system; requiring that the

appropriate county or municipality maintain such a road if the department does not maintain it; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern; authorizing the Department of Transportation to pay for such costs under certain circumstances; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for capital expenditures; amending s. 339.2818, F.S.; subject to the appropriation of specified additional funding, authorizing a municipality within a rural area of critical economic concern or a rural area of critical economic concern community to compete for certain funding; providing criteria; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed within a certain timeframe if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs against the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

—was read the second time by title.

Senator Gardiner moved the following amendment which was adopted:

Amendment 1 (410248) (with title amendment)—Between lines 84 and 85 insert:

Section 3. Subsections (4) and (5) are added to section 335.065, Florida Statutes, to read:

335.065 Bicycle and pedestrian ways along state roads and transportation facilities.—

(4) *The department may use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and to pay the cost of planning, land acquisition, design, and construction of such trails and related facilities. The department shall give funding priority to projects that:*

(a) *Are identified by the Florida Greenways and Trails Council as a priority within the Florida Greenways and Trails System under chapter 260.*

(b) *Support the transportation needs of bicyclists and pedestrians.*

(c) *Have national, statewide, or regional importance.*

(d) *Facilitate an interconnected system of trails by completing gaps between existing trails.*

(5) *A project funded under subsection (4) shall:*

(a) *Be included in the department's work program developed in accordance with s. 339.135.*

(b) *Be operated and maintained by an entity other than the department upon completion of construction. The department is not obligated to provide funds for the operation and maintenance of the project.*

And the title is amended as follows:

Delete line 11 and insert: department does not maintain it; amending s. 335.065, F.S.; authorizing the department to use appropriated funds for the establishment of a statewide system of interconnected multiuse trails; prioritizing projects for funding; requiring funded projects to be included in the department's work program; providing that the department is not responsible for or obligated to provide funds for the operation and maintenance of any such project; amending s. 337.403,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Evers moved the following amendments which were adopted:

Amendment 2 (593196) (with title amendment)—Delete lines 85-174 and insert:

Section 3. Subsection (1) of section 337.403, Florida Statutes, is amended to read:

337.403 Interference caused by ~~relocation of~~ utility; expenses.—

(1) If a utility that is placed upon, under, over, or along any public road or publicly owned rail corridor is found by the authority to be unreasonably interfering in any way with the convenient, safe, or continuous use, or the maintenance, improvement, extension, or expansion, of such public road or publicly owned rail corridor, the utility owner shall, upon 30 days' written notice to the utility or its agent by the authority, initiate the work necessary to alleviate the interference at its own expense except as provided in paragraphs (a)-(i) ~~(a)-(g)~~. The work must be completed within such reasonable time as stated in the notice or such time as agreed to by the authority and the utility owner.

(a) If the relocation of utility facilities, as referred to in s. 111 of the Federal-Aid Highway Act of 1956, Pub. L. No. 84-627 ~~627 of the 84th Congress~~, is necessitated by the construction of a project on the federal-aid interstate system, including extensions thereof within urban areas, and the cost of the project is eligible and approved for reimbursement by the Federal Government to the extent of 90 percent or more under the Federal Aid Highway Act, or any amendment thereof, then in that event the utility owning or operating such facilities shall perform any necessary work upon notice from the department, and the state shall pay the entire expense properly attributable to such work after deducting therefrom any increase in the value of a new facility and any salvage value derived from an old facility.

(b) When a joint agreement between the department and the utility is executed for utility work to be accomplished as part of a contract for construction of a transportation facility, the department may participate in those utility work costs that exceed the department's official estimate of the cost of the work by more than 10 percent. The amount of such participation ~~is shall be~~ limited to the difference between the official estimate of all the work in the joint agreement plus 10 percent and the amount awarded for this work in the construction contract for such work. The department may not participate in any utility work costs that occur as a result of changes or additions during the course of the contract.

(c) When an agreement between the department and utility is executed for utility work to be accomplished in advance of a contract for construction of a transportation facility, the department may participate in the cost of clearing and grubbing necessary to perform such work.

(d) If the utility facility was initially installed to exclusively serve the authority or its tenants, or both, the authority shall bear the costs of the utility work. However, the authority is not responsible for the cost of utility work related to any subsequent additions to that facility for the purpose of serving others. *For a county or municipality, if such utility facility was installed in the right-of-way as a means to serve a county or municipal facility on a parcel of property adjacent to the right-of-way and if the intended use of the county or municipal facility is for a use other than transportation purposes, the obligation of the county or municipality to bear the costs of the utility work shall extend only to utility work on the parcel of property on which the facility of the county or municipality originally served by the utility facility is located.*

(e) If, under an agreement between a utility and the authority entered into after July 1, 2009, the utility conveys, subordinates, or relinquishes a compensable property right to the authority for the purpose of accommodating the acquisition or use of the right-of-way by the au-

thority, without the agreement expressly addressing future responsibility for the cost of necessary utility work, the authority shall bear the cost of removal or relocation. This paragraph does not impair or restrict, and may not be used to interpret, the terms of any such agreement entered into before July 1, 2009.

(f) If the utility is an electric facility being relocated underground in order to enhance vehicular, bicycle, and pedestrian safety and in which ownership of the electric facility to be placed underground has been transferred from a private to a public utility within the past 5 years, the department shall incur all costs of the necessary utility work.

(g) An authority may bear the costs of utility work required to eliminate an unreasonable interference when the utility is not able to establish that it has a compensable property right in the particular property where the utility is located if:

1. The utility was physically located on the particular property before the authority acquired rights in the property;

2. The utility demonstrates that it has a compensable property right in ~~an~~ adjacent properties along the alignment of the utility *or, after due diligence, certifies that the utility does not have evidence to prove or disprove that it has a compensable property right in the particular property where the utility is located;* and

3. The information available to the authority does not establish the relative priorities of the authority's and the utility's interests in the particular property.

(h) *If a municipally owned utility or county-owned utility is located in a rural area of critical economic concern, as defined in s. 288.0656(2), and the department determines that the utility is unable, and will not be able within the next 10 years, to pay for the cost of utility work necessitated by a department project on the State Highway System, the department may pay, in whole or in part, the cost of such utility work performed by the department or its contractor.*

(i) *If the relocation of utility facilities is necessitated by the construction of a commuter rail service project or an intercity passenger rail service project and the cost of the project is eligible and approved for reimbursement by the Federal Government, then in that event the utility owning or operating such facilities located by permit on a department-owned rail corridor shall perform any necessary utility relocation work upon notice from the department, and the department shall pay the expense properly attributable to such utility relocation work in the same proportion as federal funds are expended on the commuter rail service project or an intercity passenger rail service project after deducting therefrom any increase in the value of a new facility and any salvage value derived from an old facility. In no event shall the state be required to use state dollars for such utility relocation work. This paragraph does not apply to any phase of the Central Florida Commuter Rail project, known as SunRail.*

And the title is amended as follows:

Delete line 18 and insert: circumstances; revising certain exceptions; providing an exception for certain rail service projects; creating s. 339.041, F.S.; providing

Amendment 3 (789110) (with title amendment)—Before line 63 insert:

Section 1. Subsection (5) of section 125.42, Florida Statutes, is amended to read:

125.42 Water, sewage, gas, power, telephone, other utility, and television lines along county roads and highways.—

(5) In the event of widening, repair, or reconstruction of any such road, the licensee shall move or remove such water, sewage, gas, power, telephone, and other utility lines and television lines at no cost to the county *should they be found by the county to be unreasonably interfering*, except as provided in s. 337.403(1)(d)-(i) ~~s. 337.403(1)(e)~~.

And the title is amended as follows:

Delete line 2 and insert: An act relating to transportation; amending s. 125.42, F.S.; requiring utility and television lines to be removed from

county roads and highways at no cost to the county if the county finds the lines to be unreasonably interfering with the widening, repair, or reconstruction of any such road; providing certain exceptions; amending s.

Pursuant to Rule 4.19, **CS for CS for CS for SB 218** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

On motion by Senator Stargel—

CS for SB 692—A bill to be entitled An act relating to engineers; amending s. 471.007, F.S.; revising requirements for membership on the Board of Professional Engineers; authorizing the professional and technical engineering societies to provide a list of qualified nominees for consideration as board member appointments; providing for staggered terms; amending s. 471.013, F.S.; revising requirements for an engineer license applicant who fails the fundamentals examination; authorizing such applicant who is delayed in taking the examination by military service to have additional attempts to take the examination; amending s. 471.015, F.S.; revising requirements for obtaining a licensure by endorsement; amending s. 471.017, F.S.; revising requirements for professional development hours and license renewal for engineers; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 692** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

SB 162—A bill to be entitled An act relating to offenses against unborn children; providing a short title; amending s. 775.021, F.S.; providing a rule of construction that a person who engages in conduct that violates any provision of the Florida Criminal Code or of a criminal offense defined by another statute and causes the death of, or bodily injury to, an unborn child commits a separate offense if such an offense is not otherwise specifically provided for; providing for criminal penalties for such an offense; specifying that certain types of knowledge or intent are not necessary for such an offense; providing exceptions; providing a definition; amending ss. 316.193, 435.04, 782.071, 782.09, and 921.0022, F.S.; defining and substituting the term “unborn child” for similar terms used in provisions relating to driving under the influence, employment background screening standards, vehicular homicide, the killing of an unborn quick child by injury to the child's mother, and the offense severity ranking chart of the Criminal Punishment Code, respectively; conforming terminology; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 162** was placed on the calendar of Bills on Third Reading.

On motion by Senator Altman—

CS for CS for SB 586—A bill to be entitled An act relating to brownfields; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas by local governments; providing procedures for adoption of a resolution; providing requirements for notice and public hearings; authorizing local governments to use a term other than “brownfield area” when naming such areas; amending s. 376.82, F.S.; providing an exemption from liability for property damage for entities that execute and implement certain brownfield site rehabilitation agreements; providing for applicability; providing an effective date.

—was read the second time by title.

Senator Altman moved the following amendment which was adopted:

Amendment 1 (278652)—Delete lines 224-232 and insert: *does not apply to a person who: caused the discharge or other condition of pollution at a property subject to a brownfield site rehabilitation agreement or who is otherwise liable under applicable successor liability principles; commits fraud in demonstrating site conditions or completing site rehabilitation of a property subject to a brownfield site rehabilitation agreement; or exacerbates contamination of a property subject to a brownfield site rehabilitation agreement in violation of applicable laws, which causes property damages.*

Pursuant to Rule 4.19, **CS for CS for SB 586** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 828** was deferred.

On motion by Senator Evers—

CS for CS for SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; revising exceptions to the exemption from civil liability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1138** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for CS for SB 280—A bill to be entitled An act relating to public records; amending s. 397.334, F.S.; exempting from public records requirements information from the screenings for participation in a treatment-based drug court program, substance abuse screenings, behavioral health evaluations, and subsequent treatment status reports regarding a participant or a person considered for participation in a treatment-based program; providing for exceptions to the exemption; providing for retroactive application of the public record exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 280** was placed on the calendar of Bills on Third Reading.

On motion by Senator Legg—

CS for CS for SB 850—A bill to be entitled An act relating to education; amending s. 1001.42, F.S.; requiring a school that includes certain grades to include information, data, and instructional strategies in its school improvement plan; requiring a school that includes certain grades to implement an early warning system based on indicators to identify students in need of additional academic support; amending s. 1002.32, F.S.; revising the kind of lab schools that receive a proportional share of the sparsity supplement; amending s. 1003.42, F.S.; providing State Board of Education duties relating to middle grades courses; amending s. 1003.4203, F.S.; requiring a district school board, in consultation with the district school superintendent, to make CAPE Digital Tool certificates and CAPE industry certifications available to students, including students with disabilities, in prekindergarten through grade 12, to enable students to attain digital skills; providing eligibility for additional FTE funding; requiring innovative programs and courses that combine academic and career instructional tools and industry certifications into education for both college and career preparedness; providing for additional FTE funding; providing for grade point average calculation; requiring the Department of Education to collaborate with Florida educators and school leaders to provide technical assistance to district school boards regarding implementation; authorizing public schools to provide students with access to third-party assessment centers and ca-

reer and professional academy curricula; encouraging third-party assessment providers and career and professional academy curricula providers to provide annual training; amending s. 1003.4281, F.S.; deleting calculations for paid and unpaid high school credits; amending s. 1003.4285, F.S.; revising requirements to earn a Scholar designation on a standard high school diploma; revising requirements to earn a Merit designation on a standard high school diploma; creating s. 1003.4298, F.S.; requiring the third-party assessment center providers to report return on investment to students and students' families regarding completing CAPE industry certifications and CAPE Digital Tool certificates; providing criteria for the return on investment report; amending s. 1003.4935, F.S.; authorizing additional FTE funding for certain Digital Tool certificates and industry certifications; amending s. 1003.53, F.S.; authorizing dropout prevention and academic intervention services for a student identified by a school's early warning system; amending s. 1006.135, F.S.; including middle grades schools under provisions prohibiting hazing; revising the definition of the term "hazing"; requiring a school district policy that prohibits hazing and establishes consequences for an act of hazing; revising penalty provisions and providing for applicability; creating s. 1007.273, F.S.; requiring a Florida College System institution to work with each district school board in its designated service area to establish a collegiate high school program; providing options for participation in a collegiate high school program; requiring a Florida College System institution to execute a contract with each district school board in its designated service area to establish the program; authorizing another Florida College System institution to execute a contract with the district school board in certain circumstances; requiring the contract to be executed by a specified date for the purpose of implementation; requiring Florida College System institutions to collaborate with the district school boards they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating district school board to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; providing the calculation for funding the collegiate high school program; prohibiting a Florida College System institution from reporting certain funds for purposes of funding or receiving the standard tuition rate per credit hour for a student enrolled in a dual enrollment course at the institution unless the institution establishes a collegiate high school program; providing that certain independent colleges and universities are eligible to work with district school boards to establish a collegiate high school program; requiring such independent colleges and universities to collaborate with the district school boards they enter into contracts with to establish student eligibility and procedural requirements for participation in the program; requiring that a performance contract be included in the eligibility requirements; requiring a participating district school board to include student eligibility and procedural requirements in the district's comprehensive student progression plan and to inform students and parents about the collegiate high school program; amending s. 1008.44, F.S.; requiring the department to annually identify CAPE Digital Tool certificates and CAPE industry certifications; authorizing the Commissioner of Education to recommend adding certain certificates and certifications; providing requirements for inclusion of CAPE Digital Tool certificates and CAPE industry certifications on the funding list; authorizing the commissioner to limit certain Digital Tool certificates and CAPE industry certifications to students in certain grades; providing requirements for the Articulation Coordinating Committee; amending s. 1011.62, F.S.; specifying requirements relating to additional FTE funding based on completion of certain courses or programs and issuance of CAPE industry certification; deleting obsolete provisions; deleting provisions regarding Florida Cyber Security Recognition, Florida Digital Arts Recognition, and Florida Digital Tool Certificates; amending s. 1012.98, F.S.; providing requirements relating to professional development, including inservice plans and instructional strategies, for middle grades educators; requiring the Department of Education to disseminate professional development in the use of integrated digital instruction; providing an effective date.

—was read the second time by title.

Senator Legg moved the following amendments which were adopted:

Amendment 1 (369408) (with title amendment)—Delete lines 656-719 and insert: *board to establish the program. Each district school board must execute the contract with the local Florida College System institution under this*

section. The contract must be executed by January 1 of each school year for implementation of the program during the next school year. The contract must:

(a) Identify the grade levels to be included in the collegiate high school program which must, at a minimum, include grade 12.

(b) Describe the collegiate high school program, including the delineation of courses and industry certifications offered, including online course availability; the high school and college credits earned for each postsecondary course completed and industry certification earned; student eligibility criteria; and the enrollment process and relevant deadlines.

(c) Describe the methods, medium, and process by which students and their parents are annually informed about the availability of the collegiate high school program, the return on investment associated with participation in the program, and the information described in paragraphs (a) and (b).

(d) Identify the delivery methods for instruction and the instructors for all courses.

(e) Identify student advising services and progress monitoring mechanisms.

(f) Establish a program review and reporting mechanism regarding student performance outcomes.

(g) Describe the terms of funding arrangements to implement the collegiate high school program.

(4) Each student participating in a collegiate high school program must enter into a student performance contract which must be signed by the student, the parent, and a representative of the school district and the applicable Florida College System institution, state university, or other institution participating pursuant to subsection (7). The performance contract must include the schedule of courses, by semester, and industry certifications to be taken by the student, student attendance requirements, and course grade requirements.

(5) Each student in grade 11 or grade 12 who enrolls in the collegiate high school program and successfully completes 30 credit hours through the dual enrollment program under s. 1007.271 toward general education courses or common prerequisites pursuant to s. 1007.25, generates a 1.0 full-time equivalent (FTE) bonus. The total FTE bonus for each collegiate high school program shall be reported by each district school board that is a contractual partner with a Florida College System institution for the students from that district school board. The total FTE bonus shall be added to each school district's total weighted FTE for funding in the subsequent fiscal year. Funds shall be distributed pursuant to the collegiate high school program contract.

(6) Beginning with the 2015-2016 fiscal year, for the purpose of funding or receiving the standard tuition rate per credit hour under s. 1007.271 from funds provided in the Florida Education Finance Program or the Florida College System Program Fund, a Florida College System institution may not report a student enrolled in a dual enrollment course at the Florida College System institution unless the institution establishes a collegiate high school program.

(7) In addition to executing a contract with the local Florida College System institution under this section, a district school board may execute a contract to establish a collegiate high school program with a state university or an institution that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program, that is a nonprofit independent college or university located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees. Such university or institution must meet the requirements specified under subsections (3) and (4).

And the title is amended as follows:

Delete lines 69-102 and insert: requiring each district school board to execute the contract with the local Florida College System institution; requiring the contract to be executed by a specified date for the purpose of implementation; specifying information that must be included in the contract; specifying requirements for student performance contracts for

students participating in the collegiate high school program; providing the calculation for funding the collegiate high school program; prohibiting a Florida College System institution from reporting certain funds for purposes of funding or receiving the standard tuition rate per credit hour for a student enrolled in a dual enrollment course at the institution unless the institution establishes a collegiate high school program; authorizing district school boards to execute a contract with a state university or certain independent colleges and universities to establish the collegiate high school program; amending s. 1008.44, F.S.;

Amendment 2 (116574) (with title amendment)—Between lines 1147 and 1148 insert:

Section 15. *The Florida Agricultural and Mechanical University Crestview Education Center is renamed as the "Senator Durell Peaden, Jr., FAMU Educational Center."*

And the title is amended as follows:

Delete line 126 and insert: integrated digital instruction; renaming the Florida Agricultural and Mechanical University Crestview Education Center as the "Senator Durell Peaden, Jr., FAMU Educational Center"; providing an effective

Pursuant to Rule 4.19, **CS for CS for SB 850** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 546** was deferred.

SB 620—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; requiring sheriffs to charge a uniform fee for service of process; providing that such uniform fee does not include the cost of docketing; amending s. 48.031, F.S.; requiring an employer to allow an authorized individual to make service on an employee in a private area designated by the employer; providing a civil fine for employers who fail to comply with the process; revising provisions relating to substitute service if a specified number of attempts of service have been made at a business that is a sole proprietorship under certain circumstances; requiring the person requesting service or the person authorized to serve the process to file the return-of-service form; amending s. 48.081, F.S.; revising a provision related to service on a corporation; amending s. 56.27, F.S.; providing that a sheriff may rely on the affidavit submitted by the levying creditor; authorizing a sheriff to apply for instructions from the court regarding the distribution of proceeds from the sale of a levied property; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 620**, on motion by Senator Detert, by two-thirds vote **HB 627** was withdrawn from the Committees on Judiciary; and Community Affairs.

On motion by Senator Detert—

HB 627—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; requiring sheriffs to charge a uniform fee for service of process; providing that such uniform fee does not include the cost of docketing; amending s. 48.031, F.S.; requiring an employer to allow an authorized individual to make service on an employee in a private area designated by the employer; providing a civil fine for employers who fail to comply with the process; revising provisions relating to substitute service if a specified number of attempts of service have been made at a business that is a sole proprietorship under certain circumstances; requiring the person requesting service or the person authorized to serve the process to file the return-of-service form; amending s. 48.081, F.S.; revising a provision related to service on a corporation; amending s. 56.27, F.S.; providing that a sheriff may rely on the affidavit submitted by the levying creditor; authorizing a sheriff to apply for instructions from the court regarding the distribution of proceeds from the sale of a levied property; providing an effective date.

—a companion measure, was substituted for **SB 620** and read the second time by title.

Pursuant to Rule 4.19, **HB 627** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hays—

CS for SB 1002—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing a public records exemption for information held by the Office of Financial Regulation pursuant to an investigation or examination of consumer collection agencies; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1002** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

SB 1108—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., relating to an exemption from public record requirements for personal identifying information of certain dependent children of current or former agency officers or employees; making an editorial change; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1108** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 1300—A bill to be entitled An act relating to public records; creating s. 624.4212, F.S.; defining the term “proprietary business information”; creating an exemption from public records requirements for proprietary business information and information that is confidential when held by another entity in this state, the Federal Government, or another state or nation, and which is held by the Office of Insurance Regulation; providing exceptions; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (720938)—Delete lines 58-79 and insert:

(a) *The actuarial opinion summary required under ss. 624.424(1)(b) and 625.121(3) and information related thereto.*

(b) *A notice filed with the office by the person or affiliated person who seeks to divest controlling stock in an insurer pursuant to s. 628.461.*

(c) *The filings required under s. 628.801 and information related thereto.*

(d) *The enterprise risk report required under ss. 628.461(3) and 628.801 and information related thereto.*

(e) *Information provided to or obtained by the office pursuant to participation in a supervisory college established under s. 628.805.*

(f) *Beginning on the operative date of the valuation manual as defined in s. 625.1212(2):*

1. *An actuarial examination conducted pursuant to s. 625.1212(5)(c), and information related thereto;*

2. *The annual certification submitted by the insurer pursuant to s. 625.1212(6)(b)2., and information related thereto;*

3. *The principle-based valuation report filed pursuant to s. 625.1212(6)(b)3., and information related thereto; and*

4. *Mortality, morbidity, policyholder behavior, or expense*

Pursuant to Rule 4.19, **CS for CS for SB 1300** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Galvano—

CS for CS for SB 730—A bill to be entitled An act relating to municipal governing body meetings; amending s. 166.0213, F.S.; authorizing the governing body of a municipality to hold joint meetings with the governing body of the county within which the municipality is located or the governing body of another municipality; authorizing the governing body of a municipality to prescribe the time and place of joint meetings by ordinance or resolution; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 730** was placed on the calendar of Bills on Third Reading.

SB 290—A bill to be entitled An act relating to the State Poet Laureate; amending s. 265.285, F.S.; assigning duties to the Florida Council on Arts and Culture relating to the promotion of poetry and recommendations for the appointment of the State Poet Laureate; creating s. 265.2863, F.S.; creating the honorary position of State Poet Laureate within the Department of State; establishing procedures for the acceptance of nominations, the qualifications and recommendation of nominees, and the appointment of the State Poet Laureate; providing for filling vacancies; specifying that a former poet laureate becomes a State Poet Laureate Emeritus or Emerita; providing that the State Poet Laureate, the State Poet Laureate Emeritus, and the State Poet Laureate Emerita serve without compensation; authorizing the department to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 290**, on motion by Senator Hukill, by two-thirds vote **HB 513** was withdrawn from the Committees on Governmental Oversight and Accountability; Education; and Rules.

On motion by Senator Hukill—

HB 513—A bill to be entitled An act relating to the State Poet Laureate; amending s. 265.285, F.S.; assigning duties to the Florida Council on Arts and Culture relating to the promotion of poetry and recommendations for the appointment of the State Poet Laureate; creating s. 265.2863, F.S.; creating the honorary position of State Poet Laureate within the Department of State; establishing procedures for the acceptance of nominations, the qualifications and recommendation of nominees, and the appointment of the State Poet Laureate; providing for filling vacancies; specifying that a former poet laureate becomes a State Poet Laureate Emeritus or Emerita; providing that the State Poet Laureate, the State Poet Laureate Emeritus, and the State Poet Laureate Emerita serve without compensation; authorizing the department to adopt rules; providing an effective date.

—a companion measure, was substituted for **SB 290** and read the second time by title.

Pursuant to Rule 4.19, **HB 513** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 592** was deferred.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Friday, April 11, 2014: **CS for CS for CS for SB 218**, **CS for SB 280**, **SB 290**, **SB 374**, **CS for SB 546**, **CS for SB 586**, **SB 620**, **CS for CS for SB 674**, **CS for SB 692**, **CS for SB 730**, **CS for SB 754**, **CS for SB**

826, CS for SB 828, CS for CS for SB 836, CS for CS for SB 850, CS for SR 894, CS for SB 998, CS for SB 1002, CS for SB 1024, CS for SB 1070, SB 1108, CS for CS for SB 1138, CS for CS for SB 1300, CS for SB 1344, CS for SB 1524, SB 162, CS for SB 384, SB 592.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1234

The bill was referred to the Committee on Appropriations under the original reference.

The Committee on Appropriations recommends the following pass: CS for SB 834

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1700

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends the following pass: CS for CS for SB 132; CS for CS for SB 268; CS for SB 564; SB 724; CS for SB 726; CS for SB 1142; CS for CS for SB 1150

The bills were placed on the Calendar.

The Committee on Transportation recommends a committee substitute for the following: CS for SB 1066

The bill with committee substitute attached was referred to the Committee on Appropriations under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: CS for SB 1050

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1550

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Gaming recommends a committee substitute for the following: SB 742

The bill with committee substitute attached was referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1624

The Committee on Transportation recommends a committee substitute for the following: SB 1618

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1354

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 762

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 602; CS for SB 608; CS for SB 764; CS for SB 1226; CS for SB 1396; CS for SB 1526

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Finance and Tax recommends committee substitutes for the following: CS for SB 484; SB 626; SB 1102; CS for SB 1390

Appropriations Subcommittee on General Government recommends a committee substitute for the following: CS for SB 1260

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Commerce and Tourism—

SB 1734—A bill to be entitled An act relating to the entertainment industry; amending s. 288.125, F.S.; specifying the application of the term “entertainment industry”; transferring, renumbering, and amending s. 288.1251, F.S.; renaming the Office of Film and Entertainment within the Department of Economic Opportunity as the Division of Film and Entertainment and housing the division within Enterprise Florida, Inc.; requiring Enterprise Florida, Inc., to conduct a national search for a film commissioner; requiring the president of Enterprise Florida, Inc., to hire the film commissioner; revising the requirements of the division’s 5-year plan; transferring, renumbering, and amending s. 288.1252, F.S.; revising the powers and duties of the Florida Film and Entertainment Advisory Council; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 288.1253, F.S.; conforming provisions to changes made by the act; amending s. 288.1254, F.S.; redefining and deleting terms; requiring the department, rather than the Office of Film and Entertainment, to be responsible for applications for the entertainment industry financial incentive program; revising provisions relating to the application process, tax credit eligibility, election and distribution of tax credits, annual allocation of tax credits, forfeiture of tax credits, and annual report; extending the repeal date; conforming provisions to changes made by the act; specifying a date on which the applications on file with the department and not yet certified are deemed denied; amending s. 288.1258, F.S.; conforming provisions to changes made by the act; requiring the department to develop a standardized application form in cooperation with the division and other agencies; amending s. 288.92, F.S.; requiring Enterprise Florida, Inc., to have a division relating to film and entertainment; amending ss. 212.08, 220.1899, and 477.0135, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; Judiciary; and Ethics and Elections; and Senator Latvala—

CS for CS for CS for SB 602—A bill to be entitled An act relating to the residency of candidates and public officers; creating ss. 99.0125 and 111.015, F.S.; requiring a candidate or public officer required to reside in a specific geographic area to have only one domicile at a time; providing factors that may be considered when determining residency; providing exceptions for active duty military members; amending ss. 14.01, 16.01, 17.02, 19.23, and 114.03, F.S.; specifying the applicability of residency requirements on the Governor and Cabinet officers; specifying that the

act does not apply to members of the Legislature; providing an effective date.

By the Committees on Rules; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Hukill—

CS for CS for SB 608—A bill to be entitled An act relating to monuments on the Capitol Complex; creating s. 265.0031, F.S.; providing legislative intent; defining the term “Capitol Complex”; establishing the POW-MIA Chair of Honor Memorial; authorizing the Florida chapters of Rolling Thunder, Inc., to fund the memorial; requiring the Department of Management Services to consider recommendations of the Department of Veterans’ Affairs, the Florida chapters of Rolling Thunder, Inc., and the Florida Historical Commission, regarding specific aspects of the memorial; requiring the Department of Management Services to coordinate with the Division of Historical Resources regarding design and placement; creating s. 265.111, F.S.; defining the term “monument”; prohibiting the construction and placement of a monument on the premises of the Capitol Complex unless authorized by general law and approved by the Department of Management Services; requiring the Department of Management Services to coordinate with the Division of Historical Resources regarding design and placement of a monument; requiring the Department of Management Services to set aside an area of the Capitol Complex for a memorial garden; establishing requirements for the memorial garden; amending s. 267.0612, F.S.; revising the powers and duties of the Florida Historical Commission to conform to changes made by the act; providing for applicability; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Detert—

CS for SB 762—A bill to be entitled An act relating to family care councils; amending s. 393.502, F.S.; revising the membership of the family care council within each service area of the Agency for Persons with Disabilities; requiring consent of a grandchild’s parent or legal guardian for appointment of a grandparent to a family care council; requiring the parent or legal guardian to provide notice of consent to the agency; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Detert—

CS for CS for SB 764—A bill to be entitled An act relating to hearsay; amending s. 90.803, F.S.; providing that certain statements are an exception to the hearsay rule and thus admissible; providing an effective date.

By the Committees on Transportation; and Health Policy; and Senator Grimsley—

CS for CS for SB 1066—A bill to be entitled An act relating to the Department of Health; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide reproductions of specified records to the Department of Health under certain circumstances; amending s. 381.004, F.S.; revising and providing definitions; specifying the notification and consent procedures for performing an HIV test in a health care setting and a nonhealth care setting; amending s. 381.7355, F.S.; adding a requirement for project proposals under the grant program to address racial and ethnic disparities in morbidity and mortality rates relating to sickle cell disease; amending s. 395.3025, F.S.; clarifying duties of the Department of Health to maintain the confidentiality of patient records that it obtains under subpoena pursuant to an investigation; authorizing licensees under investigation to inspect or receive copies of patient records connected with the investigation, subject to certain conditions; amending s. 456.013, F.S.; deleting requirements for the physical size of licenses issued for various health professions; amending s. 456.025, F.S.; deleting a fee provision for the issuance of wall certificates for various health profession licenses; authorizing the boards or the department to adopt rules waiving certain fees for a specified period in certain circumstances; amending s. 458.319, F.S.; providing continuing medical education requirements for Board of Medicine licensees; authorizing the board to adopt rules; amending s. 458.3485, F.S.; deleting language relating to the certification and registration of medical assistants; amending s. 464.203, F.S.; revising

certified nursing assistant inservice training requirements; repealing s. 464.2085, F.S., relating to the creation, membership, and duties of the Council on Certified Nursing Assistants; amending s. 466.032, F.S.; deleting a requirement that the department provide certain notice to a dental laboratory operator who fails to renew her or his registration; amending s. 467.009, F.S.; updating the name of the organization that accredits certain midwifery programs; amending s. 468.1665, F.S.; increasing the number of members of the Board of Nursing Home Administrators who must be licensed nursing home administrators and decreasing the number of members who must be health care practitioners; amending s. 468.1695, F.S.; revising the qualifications of applicants who may sit for the licensed nursing home administrator examination to include an applicant with a master’s degree in certain subjects; repealing s. 468.1735, F.S., relating to provisional licenses for nursing home administrators; amending ss. 468.503 and 468.505, F.S.; revising the organization with whom an individual must be registered to be a registered dietitian; revising a definition; amending ss. 480.033 and 480.041, F.S.; deleting provisions relating to massage therapy apprentices and apprenticeship programs; deleting a definition and revising licensure requirements for massage therapists, to conform; amending s. 480.042, F.S.; revising requirements for conducting massage therapist licensing examinations and maintaining examination records; amending s. 480.044, F.S.; deleting a fee for massage therapy apprentices; amending s. 486.031, F.S.; revising provisions relating to the recognition of physical therapy programs and educational credentials from foreign countries to meet requirements for licensing as a physical therapist; amending s. 766.1115, F.S.; extending the period a health care provider remains an agent of the state after an individual is deemed ineligible; amending ss. 456.032 and 823.05, F.S.; conforming cross-references; providing an effective date.

By the Committees on Rules; and Education; and Senator Montford—

CS for CS for SB 1226—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451, F.S.; conforming cross-references; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215, F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent’s designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term “Next Generation Sunshine State Standards”; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; amending s. 1001.34, F.S.; establishing a process for modifying the membership of a district school board; providing for a referendum; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing

s. 1002.65, F.S., relating to aspirational goals for credentials of pre-kindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending s. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term “adult high school credit program”; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr. Alzheimer’s Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; revising the effective date of the Adults with Disabilities Workforce Education Pilot Program; increasing the age limitation for a program participant; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term “student with a disability”; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education postsecondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scho-

larship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; amending s. 1011.62, F.S.; deleting an obsolete provision; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

By the Committees on Rules; and Education; and Senator Montford—

CS for CS for SB 1396—A bill to be entitled An act relating to public records and meetings; amending s. 1013.505, F.S., relating to public-private projects for the upgrade of state university facilities and infrastructure; defining the term “proprietary confidential business information”; creating an exemption from public records requirements for unsolicited proposals held by a state university board of trustees for a specified period; providing that proprietary confidential business information remains confidential and exempt from public records requirements; creating an exemption from public meetings requirements for portions of meetings of a state university board of trustees at which confidential and exempt information is discussed; providing for future review and repeal of the exemptions under the Open Government Sunset Review Act; providing statements of public necessity; providing a contingent effective date.

By the Committees on Rules; and Judiciary; and Senator Thrasher—

CS for CS for SB 1526—A bill to be entitled An act relating to public records; amending s. 501.171, F.S.; creating an exemption from public records requirements for information received by the Department of Legal Affairs pursuant to a notice of a data breach or pursuant to certain investigations; authorizing disclosure under certain circumstances; defining the term “proprietary information”; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Evers—

CS for SB 1550—A bill to be entitled An act relating to tax-exempt cigarettes; amending s. 210.01, F.S.; defining terms; amending s. 210.05, F.S.; authorizing agents and wholesale dealers to sell stamped and untaxed cigarettes to tribal business entities; authorizing agents and wholesale dealers to file a claim with the Division of Alcoholic Beverages and Tobacco for a refund of specified taxes and surcharges; conforming a cross-reference; repealing s. 210.1801, F.S., relating to the sale of tax-exempt cigarettes to members of recognized Indian tribes; creating s. 210.221, F.S.; providing legislative intent; authorizing tribal business entities to purchase stamped and untaxed cigarettes from agents and wholesale dealers; providing a cap on the amount of cigarettes that may be purchased and sold annually; authorizing certain tribal smoke shops

to purchase tax-exempt cigarettes from tribal business entities and to sell such cigarettes at retail on an Indian reservation to tribal members and the public; requiring specified entities to maintain documentation relating to the purchase or sale of tax-exempt cigarettes; prohibiting the purchase of more than a specified number of cartons of tax-exempt cigarettes within a specified period; providing a penalty; creating s. 210.222, F.S.; requiring a certificate of authority to own or operate a tribal smoke shop; requiring tribal business entities to adopt related requirements; requiring tribal business entities that purchase tax-exempt cigarettes to deposit all cigarette revenues into a fund to be used for tribal health care including the establishment of a Tribal Comprehensive Tobacco Education and Use Prevention Program; authorizing the division to inspect the accounts and the use of certain funds derived from the sale of tax-exempt cigarettes; amending s. 381.84, F.S.; adding two members of the Seminole Indian Tribe of Florida to the Tobacco Education and Use Prevention Program Council; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 1618—A bill to be entitled An act relating to chauffeured limousines; creating s. 316.901, F.S.; prohibiting a special district from discriminating or restricting the use of certain chauffeured limousines by requiring a minimum wait time or minimum fare, restricting the number of permits issued to operate in the county, or restricting access across county lines; requiring chauffeured limousines to meet certain minimum financial responsibility requirements; defining the term “chauffeured limousine”; providing an effective date.

By the Committee on Regulated Industries; and Senator Sobel—

CS for SB 1624—A bill to be entitled An act relating to the sale of dogs or cats; creating s. 828.295, F.S.; defining the term “flea market”; prohibiting a person from willfully selling, exchanging, or donating, or offering for sale, exchange, or donation a dog or cat at a flea market; providing exceptions; establishing criminal penalties; establishing enhanced criminal penalties for certain violations; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Gaming; and Senators Sobel, Soto, Clemens, and Abruzzo—

CS for SB 742—A bill to be entitled An act relating to racing animals; amending s. 550.2415, F.S.; revising the prohibition on the use of medication or drugs on animals; revising penalties for such use; revising procedures for testing animals for medication or drugs; requiring the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to maintain records of greyhounds injured while racing; providing for the content of such records; providing fines for making false statements on an injury form; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committees on Judiciary; and Banking and Insurance; and Senators Flores and Diaz de la Portilla—

CS for CS for SB 832—A bill to be entitled An act relating to motor vehicle sales; amending s. 545.01, F.S.; revising and reordering definitions; defining terms; creating s. 545.045, F.S.; prohibiting an affiliated finance company from taking specified actions relating to certain finance obligations arising from a vehicle contract that contains a third-party provider’s specified automotive-related product; providing factors to determine whether an automotive-related product is similar in nature, scope, and quality to an automotive-related product offered for sale by an affiliated finance company or its related manufacturer or wholesale distributor; providing that a violation does not constitute a criminal offense; amending s. 320.27, F.S.; deleting the definition of the term

“motor vehicle broker”; conforming a reference; providing an effective date.

—was placed on the Calendar.

By the Committee on Banking and Insurance; and Senator Grimsley—

CS for SB 1354—A bill to be entitled An act relating to health care; amending s. 409.967, F.S.; revising contract requirements for Medicaid managed care programs; providing requirements for plans establishing a drug formulary or preferred drug list; requiring the plan to authorize an enrollee to continue a drug that is removed or changed, under certain circumstances; requiring the use of a standardized prior authorization form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing requirements for the form and for the availability and submission of the form; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; creating s. 627.42392, F.S.; requiring health insurers to use a standardized prior authorization form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing requirements for the form and for the availability and submission of the form; providing an exemption; creating s. 627.42393, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; amending s. 627.6131, F.S.; prohibiting an insurer from retroactively denying a claim in certain circumstances; amending s. 627.6471, F.S.; requiring insurers to post preferred provider information on a website; amending s. 627.6515, F.S.; applying provisions relating to prior authorization and override protocols to out-of-state groups; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim in certain circumstances; creating s. 641.393, F.S.; requiring the use of a standardized prior authorization form by a health maintenance organization; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing requirements for the availability and submission of the form; providing an exemption; creating s. 641.394, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committees on Judiciary; and Regulated Industries; and Senators Lee and Evers—

CS for CS for SB 1466—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term “community association management”; creating s. 468.4334, F.S.; providing that a community association manager and a community association management firm are liable for monetary damages to the same extent as an officer or director under certain circumstances; amending s. 718.116, F.S.; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a release of lien to be in a specific form; requiring a preforeclosure notice to be in a specific form; amending s. 718.121, F.S.; requiring a prelien notice to be in a specific form; amending s. 719.108, F.S.; allowing for reasonable charges to be imposed for collection of a delinquent assessment; deleting a provision providing for the expiration of certain liens; revising notice requirements; requiring a prelien notice to be in a specific form; providing for the content of a recording notice; requiring a release of lien to be in a specific form; requiring a preforeclosure notice to be in a specific form; providing notice requirements; amending s. 720.3085, F.S.; requiring a release of lien to be in a specific form; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a prelien notice to be in a specific form; requiring a preforeclosure notice to be in a specific form; providing an effective date.

—was placed on the Calendar.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Building Code Administrators and Inspectors Board	
Appointee: McCormick, Robert S., Sanford	10/31/2017
Board of Trustees of Chipola College	
Appointee: Stuart, Virginia "Gina" C., Marianna	05/31/2017
Board of Trustees of Indian River State College	
Appointee: Krischke, Sandra J., Fort Pierce	05/31/2017
Board of Trustees of Tallahassee Community College	
Appointee: Vaughn, G. Kevin, Tallahassee	05/31/2017
Board of Directors, Enterprise Florida, Inc.	
Appointee: Beyrouti, Jay J., Redington Shores	09/30/2017
Fish and Wildlife Conservation Commission	
Appointee: Yablonski, Brian S., Tallahassee	01/05/2019
Tampa Port Authority	
Appointee: Celestan, Gregory, Lithia	11/25/2017
Tampa Bay Regional Planning Council, Region 8	
Appointee: Sheridan, Scott D., Tampa	10/01/2016

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 59 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Criminal Justice Subcommittee and Representative(s) Ahern, Albritton, Artiles, Baxley, Broxson, Caldwell, Campbell, Combee, Eagle, Fresen, Hill, Hood, Moraitis, O'Toole, Perry, Pigman, Porter, Raburn, Renuart, Rodrigues, R., Rooney, Santiago, Smith, Spano, Van Zant—

CS for HB 59—A bill to be entitled An act relating to offenses against unborn children; providing a short title; amending s. 775.021, F.S.; providing a rule of construction that a person who engages in conduct that violates any provision of the Florida Criminal Code or of a criminal offense defined by another statute and causes the death of, or bodily

injury to, an unborn child commits a separate offense if such an offense is not otherwise specifically provided for; providing for criminal penalties for such an offense; specifying that certain types of knowledge or intent are not necessary for such an offense; providing exceptions; providing a definition; amending s. 316.193, 435.04, 782.071, 782.09, and 921.0022, F.S.; defining and substituting the term "unborn child" for similar terms used in provisions relating to driving under the influence, employment background screening standards, vehicular homicide, the killing of an unborn quick child by injury to the child's mother; and the offense severity ranking chart of the Criminal Punishment Code, respectively; conforming terminology; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules.

RETURNING MESSAGES

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed SB 2510 with one amendment, and having refused to pass SB 2510 as passed by the Senate, the House accedes to the request of the Senate to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed SB 2514 with one amendment, and having refused to pass SB 2514 as passed by the Senate, the House accedes to the request of the Senate to include the bill in the budget conference.

Robert L. "Bob" Ward, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 3, April 9, and April 10 were corrected and approved.

CO-INTRODUCERS

Senators Abruzzo—CS for SB 1400; Benacquisto—CS for SB 918; Braynon—CS for SB 1400; Bullard—CS for SB 1400; Clemens—CS for SB 1400; Diaz de la Portilla—CS for SB 1400; Flores—CS for SB 1400; Gibson—CS for SB 1400; Grimsley—CS for SB 1400; Hays—CS for SB 958; Joyner—CS for SB 1400; Margolis—CS for SB 1400; Montford—CS for SB 1400; Richter—CS for SB 1400; Ring—CS for SB 1400; Sachs—CS for SB 1400; Simmons—CS for SB 1400; Smith—CS for SB 1400; Sobel—CS for SB 782, CS for SB 1400; Thompson—CS for SB 1400

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 1:16 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 23 or upon call of the President.



Journal of the Senate

Number 14—Regular Session

Tuesday, April 22, 2014

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REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: CS for SB 1210

The Committee on Rules recommends the following pass: CS for SB 104; HM 281; CS for SB 318; CS for SB 834; CS for SB 918; CS for SB 1008; SB 1172; CS for CS for SB 1274; CS for CS for SB 1320; SB 1700; SB 1748; HB 7145; HB 7163

The bills were placed on the Calendar.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1114

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 1106

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 Appropriations recommends a committee substitute for the following: SB 1008

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1320

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 246; SB 514; CS for SB 544; CS for CS for SB 702; CS for SB 782; CS for SB 1216; CS for SB 1276; CS for SB 1480; SB 1724; SB 1726

The Committee on Rules recommends committee substitutes for the following: CS for SB 870; CS for SB 952; SB 1046; CS for SB 1672; CS for SB 1714

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 1646 with 1 amendment

The bill was referred to the Committee on Appropriations under the original reference.

Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: SB 550; CS for SB 1472

Appropriations Subcommittee on Education recommends committee substitutes for the following: SB 1394; CS for SB 1400; CS for SB 1528; SB 1710

Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: SB 1084

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 1272

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

SR 1736—Previously introduced.

SR 1738—Not introduced.

SR 1740—Previously introduced.

SR 1742—Not introduced.

SR 1744—Previously introduced.

SR 1746—Not introduced.

By the Committee on Environmental Preservation and Conservation—

SB 1748—A bill to be entitled An act relating to establishing minimum water flows and levels for water bodies; exempting specified rules from legislative ratification under s. 120.541(3), F.S.; requiring the Department of Environmental Protection to publish a certain notice; providing an effective date.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senators Ring and Bradley—

CS for SB 246—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; revising the legislative declaration to require that all firefighter pension plans meet the requirements of ch. 175, F.S., in order to receive insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; providing that certain firefighter pension plans must maintain a certain minimum percentage of average final compensation by a specified date; amending s. 175.351, F.S., relating to municipalities and special fire control districts that have their own pension plans and want to participate in the distribution of a tax fund; revising criteria governing the use of revenues from the premium tax; authorizing a pension plan to reduce excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 175, F.S., under certain circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 175, F.S., for a limited time; amending s. 185.01, F.S.; revising the legislative declaration to require that all police officer pension plans meet the requirements of ch. 185, F.S., in order to receive insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and adding new definitions; revising applicability of the limitation on the amount of over-time payments that may be used for retirement benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; providing that certain police officer pension plans must maintain a certain minimum percentage of average final compensation after a specified date; amending s. 185.35, F.S., relating to municipalities that have their own pension plans for police officers and want to participate in the distribution of a tax fund; conforming a cross-reference; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 185, F.S., under specified circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

By the Committee on Appropriations; and Senator Flores—

CS for SB 514—A bill to be entitled An act relating to single-gender public school programs; amending s. 1002.311, F.S.; providing requirements for a district school board when establishing a gender-specific elementary, middle, or high school; requiring school administrative and instructional personnel to participate in professional development; providing accountability requirements; providing an effective date.

By the Committees on Appropriations; and Agriculture; and Senators Simpson, Latvala, Bean, Benacquisto, Hays, Brandes, Bradley, Negron, Dean, Evers, Stargel, Galvano, Diaz de la Portilla, Grimsley, and Thrasher—

CS for CS for SB 544—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon

or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation; authorizing a specified number of full-time equivalent positions with associated salary rate within the department; providing an effective date.

By the Committees on Appropriations; Judiciary; and Regulated Industries; and Senators Bean and Sobel—

CS for CS for CS for SB 702—A bill to be entitled An act relating to pharmacy audits; creating s. 465.1885, F.S.; enumerating the rights of pharmacies relating to audits of pharmaceutical services which are conducted by certain entities; providing a list of audits not subject to such rights; providing an exemption from the right to notice of an on-site audit under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senators Brandes and Sobel—

CS for CS for SB 782—A bill to be entitled An act relating to government data practices; amending s. 257.36, F.S.; requiring the Division of Library and Information Services of the Department of State to adopt rules providing procedures for an agency to establish schedules for the physical destruction or other disposal of records containing personal identification information; creating part IV of ch. 282, F.S., consisting of s. 282.801, F.S.; providing definitions; requiring an agency that collects and maintains personal identification information to post a privacy policy on the agency's website; prescribing minimum requirements for a privacy policy; requiring an agency to provide notice of the installation of cookies on an individual's computer; requiring that an individual who would otherwise be granted access to an agency's website be granted access even if he or she declines to have the cookie installed; providing an exception; requiring that privacy policy requirements be specified in a contract between a public agency and a contractor; providing exceptions; specifying that a violation does not create a civil cause of action; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; providing report requirements; creating s. 429.55, F.S.; requiring the Agency for Health Care Administration to provide specified data on assisted living facilities by a certain date; providing minimum requirements for such data; authorizing the agency to create a comment webpage regarding assisted living facilities; providing minimum requirements; authorizing the agency to provide links to certain third-party websites; authorizing the agency to adopt rules; amending s. 408.05, F.S.; dissolving the Center for Health Information and Policy Analysis within the Agency for Health Care Administration; requiring the agency to coordinate a system to promote access to certain data and information; requiring that certain health-related data be included within the system; assigning duties to the agency relating to the collection and dissemination of data; establishing conditions for the funding of the system; requiring the Office of Program Policy Analysis and Government Accountability to monitor the agency's implementation of the health information system; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature after completion of the implementation; providing report requirements; reenacting s. 120.54(8), F.S., relating to rulemaking, to incorporate the amendment made to s. 257.36, F.S., in a reference thereto; amending ss. 20.42, 381.026, 395.301, 395.602, 395.6025, 408.07, 408.18, 465.0244,

627.6499, and 641.54, F.S.; conforming provisions to changes made by the act; providing appropriations; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Smith—

CS for CS for SB 870—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract; amending s. 627.7311, F.S.; providing that a county may enact and enforce ordinances applicable to certain health care clinics; amending s. 627.902, F.S.; providing that premium financing does not apply to installment payment arrangements that do not involve the advancement of funds; amending s. 627.94072, F.S.; providing an alternative form of a nonforfeiture provision for long-term care insurance; amending s. 629.271, F.S.; authorizing reciprocal insurers to return a portion of unassigned funds to their subscribers; amending s. 631.54, F.S.; defining the term “assessment year”; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying the conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; deleting the requirement that insurers file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senator Simpson—

CS for CS for SB 952—A bill to be entitled An act relating to workers’ compensation; amending s. 627.072, F.S.; authorizing employers to negotiate the retrospectively rated premium with insurers under certain conditions; providing an exemption; specifying requirements for the filing and approval of such plans and associated forms; providing an exception; providing legislative intent regarding the effect of other legislation; amending s. 627.281, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Appropriations; and Senator Stargel—

CS for SB 1008—A bill to be entitled An act relating to Article V constitutional conventions; creating s. 11.93, F.S.; providing a short title; creating s. 11.931, F.S.; providing for applicability; creating s. 11.932, F.S.; providing definitions; creating s. 11.933, F.S.; establishing qualifications of delegates and alternate delegates to an Article V constitutional convention; creating s. 11.9331, F.S.; providing for the appointment of delegates by the Legislature; creating s. 11.9332, F.S.; requiring majority vote approval in each chamber for the appointment of delegates; creating s. 11.9333, F.S.; authorizing the Legislature to recall a delegate and fill a vacancy; authorizing the presiding officers of the Legislature to call for a special legislative session to fill a vacancy; creating s. 11.9334, F.S.; establishing a legislative method for appointments and recalls; creating s. 11.9335, F.S.; providing for the reimbursement of delegates and alternate delegates for per diem and travel expenses; creating s. 11.9336, F.S.; requiring delegates and alternate delegates to execute a written oath of responsibilities; creating s. 11.9337, F.S.; providing for the filing of delegates’ oaths and the issuance of commissions; creating s. 11.934, F.S.; providing for instructions to delegates and alternate delegates; creating s. 11.9341, F.S.; establishing duties of alternate delegates; creating s. 11.9342, F.S.; establishing circumstances under which a convention vote is declared void; creating s. 11.9343, F.S.; providing circumstances under which a delegate or alternate delegate’s appointment is forfeited; creating s. 11.9344, F.S.; establishing circumstances under which the application to call an Article V convention ceases to be a continuing application and is deemed to have no effect; creating s. 11.9345, F.S.; providing penalties for a delegate or alternate delegate who votes or attempts to vote outside the scope of the Legislature’s instructions or the limits of the call for a constitutional convention; creating ss. 11.935, 11.9351, and 11.9352, F.S.; establishing a delegate advisory group, its membership, duties, and responsibilities; providing an effective date.

By the Committee on Rules; and Senator Galvano—

CS for SB 1046—A bill to be entitled An act relating to public records; amending s. 316.066, F.S.; providing an exemption from public records requirements for certain personal contact information contained in motor vehicle crash reports; 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 Environmental Preservation and Conservation; and Communications, Energy, and Public Utilities; and Senator Hays—

CS for CS for SB 1050—A bill to be entitled An act relating to water and wastewater utility systems; creating s. 159.8105, F.S.; requiring the Division of Bond Finance of the State Board of Administration to review the allocation of private activity bonds to determine the availability of additional allocation or reallocation of bonds for water facilities or sewage facilities; amending s. 367.022, F.S.; exempting from regulation by the Florida Public Service Commission a person who resells water service to certain tenants or residents up to a specified cost; amending s. 367.081, F.S.; establishing criteria for determining the quality of water and wastewater services provided by a utility; establishing a procedure to follow if the commission determines that a utility has failed to provide water and wastewater services that meet certain standards; requiring the commission to adopt rules that include fines; providing for recovery of costs prudently incurred by a utility to address certain findings of the commission or the Department of Environmental Protection; authorizing the creation of a utility reserve fund to establish rates for a utility; requiring the commission to adopt rules to govern such fund; providing for the automatic increase or decrease of approved rates under certain circumstances; establishing criteria for adjusted rates; specifying expense items that permit an automatic increase or decrease in utility rates; providing standards to allow the commission to establish, by rule, additional specified expense items that cause an automatic increase or decrease of utility rates; deleting certain requirements for approved utility rates that are automatically increased or decreased, upon notice to the commission; deleting a prohibition to conform to changes made by the act; authorizing a water utility to establish a surcharge or other mechanism to recover the prudently incurred fixed costs of certain system improvement projects approved by the commission; amending s. 367.0814, F.S.; conforming cross-references to changes made by the act; amending s. 403.8532, F.S.; authorizing the Department of Environmental Protection to make, or to request that the Florida Water Pollution Control Financing Corporation make loans, grants, and deposits to for-profit privately owned or investor-owned water systems, and deleting current restrictions on such activities; providing an effective date.

By the Committees on Regulated Industries; and Community Affairs; and Senator Simpson—

CS for CS for SB 1106—A bill to be entitled An act relating to building construction; amending s. 120.80, F.S.; providing exceptions to the prohibition against the Florida Building Commission accepting a petition for waiver or variance from the Florida Building Code; amending s. 162.12, F.S.; providing an additional method for local governments to provide notices to alleged code enforcement violators; amending s. 440.103, F.S.; authorizing an employer to present certain documents electronically or physically in order to show proof and certify to the permit issuer that it has secured compensation for its employees; authorizing site plans or electronically transferred building permits to be maintained at the worksite in their original form or by electronic copy; requiring such plans or permits to be open to inspection by the building official or authorized representative; amending s. 514.03, F.S.; requiring application for an operating permit before filing an application for a building permit for a public swimming pool; amending s. 514.031, F.S.; providing additional requirements for obtaining a public swimming pool operating permit; amending s. 553.37, F.S.; specifying inspection criteria for construction or modification of manufactured buildings or modules; amending s. 553.721, F.S.; revising the allocation of funds from the building permit surcharge; amending s. 553.73, F.S.; authorizing an agency or local government to require rooftop equipment to be installed in compliance with the Florida Building Code if the equipment is being replaced or removed during reroofing and is not in compliance with the Florida Building Code’s roof-mounted mechanical units requirements; amending s. 553.77, F.S.; requiring the Florida Building Commission to provide criteria and procedures for granting variances from certain

provisions of the Florida Building Code; requiring an applicant for a variance to meet certain criteria to receive a variance; requiring the Florida Building Commission to receive a recommendation from its Swimming Pool Technical Advisory Committee; requiring such committee to include certain membership; amending s. 553.775, F.S.; authorizing building officials, local enforcement agencies, and the Florida Building Commission to interpret the Florida Accessibility Code for Building Construction; specifying procedures for such interpretations; deleting provisions relating to declaratory statements and interpretations of the Florida Accessibility Code for Building Construction, to conform; amending s. 553.79, F.S.; prohibiting a local enforcing agency from issuing a building permit for a public swimming pool without proof of application for an operating permit; requiring issuance of an operating permit before a certificate of completion or occupancy is issued; authorizing site plans or building permits to be maintained at the worksite in their original form or in the form of an electronic copy; requiring the permit to be open to inspection; amending s. 553.80, F.S.; requiring counties and municipalities to expedite building construction permitting, building plans review, and inspections of projects of certain public schools, rather than certain public school districts; amending s. 553.841, F.S.; revising education and training requirements of the Florida Building Code Compliance and Mitigation Program; creating s. 553.883, F.S.; authorizing use of smoke alarms powered by 10-year non-removable, nonreplaceable batteries in certain circumstances; requiring use of such alarms by a certain date; amending s. 553.993, F.S.; revising the definition of the term “building energy-efficiency rating system” to require consistency with certain national standards for new construction and existing construction; providing for oversight; amending s. 633.202, F.S.; exempting certain tents from the Florida Fire Prevention Code; amending s. 633.212, F.S.; removing the requirement that an alternate member of the Fire Code Interpretation Committee provide notice to the committee in order to respond to a nonbinding interpretation when a member is unable to respond; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs—

CS for SB 1114—A bill to be entitled An act relating to retirement; amending s. 121.021, F.S.; revising the definition of “vested” or “vesting” to provide that a member initially enrolled in the Florida Retirement System after a certain date is vested in the pension plan after completing 10 years of creditable service; amending s. 121.051, F.S.; conforming cross-references; providing for compulsory membership in the Florida Retirement System Investment Plan for certain employees in the Elected Officers’ Class or the Senior Management Service Class initially enrolled after a specified date; amending s. 121.052, F.S.; prohibiting members of the Elected Officers’ Class from joining the Senior Management Service Class after a specified date; amending s. 121.053, F.S.; authorizing renewed membership in the retirement system for retirees who are reemployed in a position eligible for the Elected Officers’ Class under certain circumstances; amending s. 121.055, F.S., relating to the Senior Management Service Class; limiting the options of elected officers employed after a certain date to enroll in the class or in the Senior Management Service Optional Annuity Program; closing the Senior Management Optional Annuity Program to new members after a specified date; amending s. 121.091, F.S.; providing that certain members are entitled to a monthly disability benefit; revising provisions to conform to changes made by the act; amending s. 121.122, F.S.; requiring that certain retirees who are employed on or after a specified date be renewed members in the investment plan; providing exceptions; providing that creditable service does not accrue for a reemployed retiree during a specified period; prohibiting certain funds from being paid into a renewed member’s investment plan account for a specified period of employment; requiring the renewed member to satisfy vesting requirements; prohibiting a renewed member from receiving disability benefits; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions to the member’s investment plan account; providing for the administration of the employer and employee contributions; prohibiting the purchase of past service in the investment plan during certain dates; authorizing a renewed member to receive additional credit toward the health insurance subsidy under certain circumstances; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program is a renewed member of that program; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting

the purchase of past service in the program during certain dates; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State Community College System Optional Retirement Program is a renewed member of that program; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program for certain dates; amending s. 121.35, F.S.; providing that certain participants in the optional retirement program for the State University System have a choice between the optional retirement program and the Florida Retirement System Investment Plan; conforming cross-references; amending s. 121.4501, F.S.; requiring certain employees initially enrolled in the Florida Retirement System on or after a specified date to be compulsory members of the investment plan; revising the definition of “eligible employee” and “member” or “employee”; revising a provision relating to acknowledgement of an employee’s election to participate in the investment plan; placing certain employees in the pension plan from his or her date of hire until they are automatically enrolled in the investment plan or timely elect enrollment in the pension plan; authorizing certain employees to elect to participate in the pension plan, rather than the default investment plan, within a specified time; specifying that a retiree who has returned to covered employment before a specified date may continue membership in his or her selected retirement plan; conforming a provision to changes made by the act; providing for the transfer of certain contributions; revising the education component; deleting the obligation of system employers to communicate the existence of both retirement plans; conforming provisions and cross-references to changes made by the act; amending s. 121.591, F.S.; revising provisions relating to disability retirement benefits; amending s. 121.71, F.S.; decreasing the employee retirement contribution rates for investment plan members; amending ss. 238.072, 413.051, and 1012.875, F.S.; conforming cross-references; providing that the act fulfills an important state interest; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Latvala—

CS for CS for SB 1216—A bill to be entitled An act relating to professional sports facilities; amending s. 212.20, F.S.; revising the distribution of moneys to certified applicants for a facility used by a spring training franchise under s. 288.11631, F.S.; authorizing a distribution for an applicant that has been approved by the Legislature and certified by the Department of Economic Opportunity under s. 288.11625, F.S.; providing a limitation; amending s. 218.64, F.S.; providing for municipalities and counties to expend an increased portion of local government half-cent sales tax revenues to reimburse the state as required by a contract; amending s. 288.0001, F.S.; providing for an evaluation; creating s. 288.11625, F.S.; requiring the Department of Economic Opportunity to screen applicants for state funding for sports development; defining terms; providing a purpose to provide funding for applicants for constructing, reconstructing, renovating, or improving a facility; providing an application and approval process; providing for an annual application period; providing for the department to submit recommendations to the Legislature by a certain date; requiring legislative approval for state funding; providing evaluation criteria for an applicant to receive state funding; providing for evaluation and ranking of applicants under certain criteria; requiring the department to determine the annual distribution amount an applicant may receive; requiring the applicant to provide an analysis by a certified public accountant to the department; requiring the Department of Revenue to distribute funds within a certain timeframe after notification by the department; requiring the department to develop a calculation to estimate certain taxes; limiting annual distributions to a specified amount; providing for a contract between the department and the applicant; limiting use of funds; requiring an applicant to submit information to the department annually; requiring a 5-year review; authorizing the Auditor General to conduct audits; authorizing the Legislative Budget Commission to approve an application; providing for reimbursement of the state funding under certain circumstances; providing for discontinuation of distributions upon an applicant’s request; authorizing the department to adopt rules; amending s. 288.11631, F.S.; revising the requirements for an applicant to be certified to receive state funding for a facility for a spring training franchise; authorizing a certified applicant to submit an amendment to its original certification for use of the facility by more than one spring training franchise; amending s. 288.1166, F.S.; providing that certain professional sports facilities are designated as shelter sites for the homeless during declared federal, state, or local emergen-

cies; providing exceptions; authorizing the department to adopt emergency rules; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Grimsley—

CS for CS for SB 1276—A bill to be entitled An act relating to trauma service centers; amending s. 395.401, F.S.; limiting trauma service fees to a certain amount; providing for future expiration; amending s. 395.402, F.S.; requiring the Department of Health to convene the Florida Trauma System Plan Advisory Council by a specified date; requiring the Florida Trauma System Plan Advisory Council to review the Trauma System Consultation Report and make recommendations to the Legislature by a specified date; authorizing the Florida Trauma System Plan Advisory Council to make recommendations to the State Surgeon General; designating the membership of the advisory council; amending s. 395.4025, F.S.; deleting a provision relating to the procedure for protesting an application decision by the department; conforming cross-references; authorizing certain provisional and verified trauma centers to continue operating and to apply for renewal; restricting the department from verifying, designating, or provisionally approving hospitals as trauma centers; providing for future expiration; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senator Richter—

CS for CS for SB 1320—A bill to be entitled An act relating to public records; creating s. 662.148, F.S.; providing definitions; providing an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; providing for the authorized release of certain information by the office; authorizing the publication of certain information; providing a penalty; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Benacquisto—

CS for CS for SB 1480—A bill to be entitled An act relating to microfinance; creating Part XIV of ch. 288, F.S., consisting of ss. 288.993-288.9937, F.S., relating to microfinance programs; creating s. 288.993, F.S.; providing a short title; creating s. 288.9931, F.S.; providing legislative findings and intent; creating s. 288.9932, F.S.; defining terms; creating s. 288.9933, F.S.; authorizing the Department of Economic Opportunity to adopt rules to implement this part; creating s. 288.9934, F.S.; establishing the Microfinance Loan Program; providing a purpose; defining the term “loan administrator”; requiring the Department of Economic Opportunity to contract with at least one entity to administer the program; requiring the loan administrator to contract with the department to receive an award of funds; providing other terms and conditions to receiving funds; specifying fees authorized to be charged by the department and the loan administrator; requiring the loan administrator to remit the microloan principal collected from all microloans made with state funds received by the loan administrator; providing for contract termination; providing for auditing and reporting; requiring applicants for funds from the Microfinance Loan Program to meet certain qualifications; requiring the department to be guided by the 5-year statewide strategic plan and to advertise and promote the loan program; requiring the department to perform a study on methods and best practices to increase the availability of and access to credit in this state; prohibiting the pledging of the credit of the state; authorizing the department to adopt rules; creating s. 288.9935, F.S.; establishing the Microfinance Guarantee Program; defining the term “lender”; requiring the department to contract with Enterprise Florida, Inc., to administer the program; prohibiting Enterprise Florida, Inc., from guaranteeing certain loans; requiring borrowers to meet certain conditions before receiving a loan guarantee; requiring Enterprise Florida, Inc., to submit an annual report to the department; prohibiting the pledging of the credit of the state or Enterprise Florida, Inc.; creating s. 288.9936, F.S.; requiring the department to report annually on the Microfinance Loan Program; requiring the Office of Program Policy Analysis and Government Accountability to report on the effectiveness of the State Small Business

Credit Initiative; creating s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to evaluate and report on the Microfinance Loan Program and the Microfinance Guarantee Program by a specified date; authorizing the executive director of the Department of Economic Opportunity to adopt emergency rules; providing an appropriation to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity and Enterprise Florida, Inc., to spend a specified amount for marketing and promotional purposes; authorizing and providing an appropriation for one full-time equivalent position; providing an effective date.

By the Committees on Rules; Commerce and Tourism; and Banking and Insurance—

CS for CS for SB 1672—A bill to be entitled An act relating to property insurance; amending s. 626.621, F.S.; providing additional grounds for refusing, suspending, or revoking a license or appointment of an insurance agent, adjuster, customer representative, or managing general agent based on the acceptance of payment for certain referrals; amending s. 626.854, F.S.; prohibiting a public adjuster or public adjuster apprentice from choosing the persons or entities that will perform repair work; amending s. 627.351, F.S.; postponing the date that new construction or substantial improvement is not eligible for coverage by the corporation; deleting reference to the Residential Property and Casualty Joint Underwriting Association with respect to issuing certain residential or commercial policies; requiring the corporation to cease offering new commercial policies providing multiperil coverage after a certain date and continue offering commercial residential wind-only policies; authorizing the corporation to offer commercial residential policies excluding wind; providing exceptions; specifying the amount of the surcharge to be assessed against personal lines, commercial lines, and coastal accounts to cover a projected deficit; requiring the corporation's board to contract with the Division of Administrative Hearings to hear protests of the corporation's decisions regarding the purchase of commodities and contractual services and issue a recommended order; requiring the board to take final action in a public meeting; revising the date for submitting the annual loss-ratio report for residential coverage; amending s. 627.3518, F.S.; defining the term “surplus lines insurer”; requiring the corporation to implement procedures for diverting ineligible applicants and existing policyholders for commercial residential coverage from the corporation by a certain date; deleting the requirement that the corporation report such procedures to the Legislature; authorizing eligible surplus lines insurers to participate in the corporation's clearinghouse program and providing criteria for such eligibility; conforming cross-references; providing that certain applicants who accept an offer from a surplus lines insurer are considered to be renewing; repealing s. 627.3519, F.S., relating to an annual report requirement for aggregate net probable maximum losses; amending s. 627.35191, F.S.; requiring the corporation to annually provide certain estimates for the next 12-month period to the Legislature and the Financial Services Commission; amending s. 627.711, F.S.; prohibiting a mitigation inspector from offering or delivering compensation, and an insurance agency, agent, customer representative, or employee from accepting compensation for referring an owner to the inspector or inspection company; authorizing an insurer to exempt a uniform mitigation verification form from independent verification under certain circumstances; providing that the form provided to the corporation is not subject to verification and the property is not subject to reinspection under certain circumstances; amending s. 817.234; prohibiting a contractor from paying, waiving, or rebating a property insurance deductible; providing penalties; providing effective dates.

By the Committees on Rules; Community Affairs; and Regulated Industries—

CS for CS for SB 1714—A bill to be entitled An act relating to malt beverages; amending s. 561.01, F.S.; defining the term “growler”; amending s. 561.221, F.S.; clarifying three-tier system exceptions and application with respect to the manufacture, distribution, and sale of malt beverages; revising requirements for licensure and operation of manufacturers and vendors; defining the term “licensee”; providing legislative intent; amending s. 561.37, F.S.; revising bond requirements for brewers; amending s. 561.42, F.S.; authorizing distributors of malt beverages to clean certain drafting equipment and counter-pressure devices at no charge; specifying that counter-pressure and other growler-

filling devices are not drafting equipment and tapping accessories for certain purposes; amending s. 561.5101, F.S.; adding an exception to the come-to-rest requirement; specifying what constitutes coming to rest at a distributor's licensed premises; providing penalties; reenacting and amending s. 563.022(14), F.S., relating to prohibited interests between a manufacturer and a distributor of malt beverages, to incorporate the amendments made to s. 561.221(2), F.S., in a reference thereto; revising provisions relating to shipment of products to or between breweries; amending s. 563.06, F.S.; revising provisions relating to the sale of malt beverages at retail in containers of specified sizes, to conform to changes made by the act; creating s. 563.061, F.S.; providing requirements for and limitations on the filling, refilling, and sale or distribution of growlers; reenacting s. 561.11(1), F.S., relating to authority of the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to adopt rules to implement the Beverage Law, to incorporate the amendments made to the Beverage Law by this act for such purpose; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs—

CS for SB 1724—A bill to be entitled An act relating to human trafficking; creating s. 409.1754, F.S.; requiring the Department of Children and Families to develop or adopt initial screening and assessment instruments; specifying the process for the department to develop or adopt initial screening and assessment instruments; providing factors for placement in safe houses or safe foster homes; authorizing entities to use additional assessment instruments; requiring the department, community-based care lead agencies, and Department of Juvenile Justice staff administering the detention risk assessment instrument to receive specified training; requiring the Department of Children and Families and lead agencies to hold multidisciplinary staffings under certain conditions; requiring the department and lead agencies to develop specific plans and protocols; directing the department, the Department of Juvenile Justice, and lead agencies to participate in coalitions, task forces, or similar organizations to coordinate local responses to human trafficking; requiring the Department of Children and Families to attempt to initiate a task force if none is active in a local area; amending s. 409.1678, F.S.; providing definitions; requiring that safe houses and safe foster homes be certified by the department; providing requirements for certification as a safe house or safe foster home; requiring the department to inspect safe houses and safe foster homes; requiring specified training for persons providing services in safe houses and safe foster homes; authorizing the department to adopt rules; requiring residential treatment centers or hospitals to provide specialized treatment; providing for service providers to obtain federal or local funding under certain conditions; providing for scope of availability of services; amending s. 39.524, F.S.; providing for review of safe harbor placement of a child in a safe house or safe foster home; revising criteria for placement; authorizing placement in settings other than safe houses and safe foster homes under certain conditions; amending s. 394.495, F.S.; including trauma-informed services for sexually exploited children in the child and adolescent mental health system of care; amending ss. 39.401, 796.07, and 985.115, F.S.; conforming cross-references; creating s. 16.617, F.S.; creating the Statewide Council on Human Trafficking within the Department of Legal Affairs; providing the purpose of the council; providing for membership of the council, appointment of members, and reimbursement of members; providing for meetings; requiring the Department of Legal Affairs to provide staff to the council; specifying duties of the council; requiring an annual report to the Legislature by a specified date; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study on commercial exploitation of children in Florida and related topics; requiring an annual report to the Governor and the Legislature; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs—

CS for SB 1726—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term “public receiving facility”; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving

facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing that implementation is subject to specific appropriations; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Transportation; and Senator Brandes—

CS for SB 1618—A bill to be entitled An act relating to chauffeured limousines; creating s. 316.901, F.S.; prohibiting a special district from discriminating or restricting the use of certain chauffeured limousines by requiring a minimum wait time or minimum fare, restricting the number of permits issued to operate in the county, or restricting access across county lines; requiring chauffeured limousines to meet certain minimum financial responsibility requirements; defining the term “chauffeured limousine”; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Jacksonville Aviation Authority Appointee: Carson, Giselle, Jacksonville	09/30/2017
Board of Architecture and Interior Design Appointee: O'Doski, Ivette Arango, Coral Gables	10/31/2014
Florida Board of Auctioneers Appointee: Shearer, Donald L., Confidential pursuant to s. 119.071(4), F.S.	10/31/2017
Greater Orlando Aviation Authority Appointee: Kruppenbacher, Frank, Orlando	04/16/2018
Florida Building Commission Appointee: Bassett, Steven C., Plantation	12/08/2017
Board of Chiropractic Medicine Appointee: Dougherty, Kenneth J., New Smyrna Beach	10/31/2017
Florida Citrus Commission Appointee: Garavaglia, Michael J., Jr., Vero Beach	06/30/2016
Florida Commission on Community Service Appointee: Galvano, Julie, Bradenton	09/14/2016
Board of Trustees of Gulf Coast State College Appointee: Crisp, Donald R., Panama City Beach	05/31/2017
Board of Trustees of Indian River State College Appointee: Davis, Vicki, Stuart	05/31/2017
Board of Trustees of Florida Gateway College Appointee: McInnis, Kathryn Land, Old Town	05/31/2017

<i>Office and Appointment</i>		<i>For Term</i>	<i>Ending</i>
Board of Trustees of Tallahassee Community College	Appointee: Kilpatrick, Jonathan A., Crawfordville		05/31/2017
Board of Dentistry	Appointee: Tejera, Tinerfe J., Fort Myers		10/31/2017
Electrical Contractors' Licensing Board	Appointee: Botknecht, David H., Hollywood		10/31/2017
Board of Hearing Aid Specialists	Appointee: Hernandez, Maria G., Melbourne		10/31/2014
Commission for Independent Education	Appointee: Matos, Ilia Y., Orlando		06/30/2014
Governor's Mansion Commission	Appointees: Bear, Belle Y., Gulf Breeze Vickers, Samuel H., Jacksonville	09/30/2014	09/30/2017
Board of Medicine	Appointee: Stringer, Merle P., Panama City		10/31/2017
Apalachee Regional Planning Council, Region 2	Appointee: Brimmer, Edward E., Crawfordville		10/01/2015
Tampa Bay Regional Planning Council, Region 8	Appointees: DiCeglie, Nick, Indian Rocks Beach Moore, Mike, Wesley Chapel Sebesta, Robert A., Seminole	10/01/2015 10/01/2015 10/01/2016	
State Retirement Commission	Appointee: Zacks, Paul H., Confidential pursuant to s. 119.071(4), F.S.		12/31/2015
Florida Transportation Commission	Appointee: Ellington, Donald L., Gainesville		09/30/2017
Governing Board of the Northwest Florida Water Management District	Appointee: Roberts, George A., Panama City Beach		03/01/2018
Governing Board of the Suwannee River Water Management District	Appointees: Alexander, Alphonas, Madison Williams, Guy N., Lake City	03/01/2018 03/01/2018	

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 23, CS for HB 47, CS for HB 85, HB 87, CS for HB 129, CS for HB 211, CS for HB 337, CS for HB 377, CS for CS for HB 409, CS for HB 437, CS for CS for HB 523, HB 531, CS for HB 535, HB 559, CS for CS for HB 595, CS for HB 609, CS for HB 697, CS for CS for HB 757, CS for HB 781, CS for CS for HB 805, CS for HB 939, HB 953, CS for CS for HB 1013, CS for HB 1047, HB 7089, HB 7097, HB 7145, HB 7163; has passed as amended CS for CS for HB 209, CS for CS for HB 355, CS for CS for HB 413, CS for CS for HB 629, CS for CS for HB 713, CS for HB 785, CS for CS for HB 1029, HB 1049, CS for CS for HB 7069, CS for HB 7077, CS for HB 7081, CS for CS for HB 7141; has passed by the required constitutional two-thirds vote of the members voting CS for CS for HB 135, CS for CS for HB 415, CS for HB 525, CS for CS for HB 1019, CS for HB 1021 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Representative(s) Rogers, Antone, Berman, Campbell, Clarke-Reed, Edwards, Hood, Jones, S., Pafford, Raulerson, Saunders, Stewart, Stone, Waldman, Williams, A.—

HB 23—A bill to be entitled An act relating to canned or perishable food distributed free of charge; amending s. 768.136, F.S.; limiting the liability of public schools with respect to the donation of canned or perishable food to charitable or nonprofit organizations; revising a definition; providing an effective date.

—was referred to the Committees on Education; Children, Families, and Elder Affairs; and Judiciary.

By Agriculture & Natural Resources Subcommittee and Representative(s) Raschein, Edwards, Hood, McGhee, Van Zant—

CS for HB 47—A bill to be entitled An act relating to spiny lobster; amending s. 379.407, F.S.; providing penalties for certain violations relating to possession of spiny lobster; amending s. 379.401, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Agriculture; Environmental Preservation and Conservation; and Criminal Justice.

By Choice & Innovation Subcommittee and Representative(s) Lee, Campbell, Hager, Harrell, Perry, Powell—

CS for HB 85—A bill to be entitled An act relating to the Literacy Jump Start Pilot Project; requiring the Office of Early Learning to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; requiring the office to select an organization to implement the pilot project; requiring the office to oversee implementation of the pilot project; providing eligibility requirements for participation; requiring background screening for instructors, volunteers, and noninstructional personnel who make direct contact with children; requiring emergent literacy training for instructors; encouraging the coordination of basic health screening and immunization services in conjunction with emergent literacy instruction; requiring annual submission of an accountability report; requiring the office to allocate funds for the pilot project; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Representative(s) McBurney, Perry, Saunders—

HB 87—A bill to be entitled An act relating to fine arts courses; creating s. 1003.4995, F.S.; requiring the Commissioner of Education to prepare an annual report relating to student access to and participation in fine arts courses and information on educators, facilities, and instruction in such courses; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Regulatory Affairs Committee and Representative(s) Raburn—

CS for HB 129—A bill to be entitled An act relating to sinkhole coverage; amending s. 627.351, F.S.; requiring Citizens Property Insurance Corporation to submit a biannual report on the number of residential sinkhole policies requested, issued, and declined and the reasons for declining coverage; providing legislative findings; requiring the corporation to establish a Citizens Sinkhole Stabilization Repair Program for sinkhole claims; providing definitions; prohibiting the corporation from requiring a policyholder to advance payment for stabilization repairs provided under the program; providing requirements and procedures for selecting stabilization repair contractors to conduct stabilization repairs; requiring stabilization repairs to be conducted pursuant to a contract; providing requirements for such contracts; requiring the policyholder to select a contractor from the pool within a certain time period; specifying additional requirements with respect to the program; requiring the corporation to offer specified deductible amounts for sinkhole loss coverage; amending s. 627.706, F.S.; revising definitions; requiring the Office of Program Policy Analysis and Government Ac-

countability to conduct a study of the program and submit a report to the Governor, the Chief Financial Officer, and the Legislature; providing legislative intent; providing severability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Health Quality Subcommittee and Representative(s) Reed—

CS for HB 211—A bill to be entitled An act relating to community health workers; providing definitions; specifying the duties and activities of community health workers; creating the Community Health Worker Task Force within a Florida College System institution or state university; requiring the Department of Health to provide administrative support and services; providing membership and duties of the task force; requiring the members of the task force to elect a chair and vice chair; providing that task force members serve without compensation and are not entitled to reimbursement for per diem or travel expenses; requiring that the task force meet at least quarterly; authorizing the task force members to meet in person or by teleconference or other electronic means; specifying the number of members required for a quorum; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for future repeal of the task force; providing an effective date.

—was referred to the Committees on Health Policy; Education; Community Affairs; and Rules.

By K-12 Subcommittee and Representative(s) Fresen—

CS for HB 337—A bill to be entitled An act relating to the Florida Teachers Classroom Supply Assistance Program; amending s. 1012.71, F.S.; revising procedures for distributing program funds to classroom teachers; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Education Committee and Representative(s) Moraitis—

CS for HB 377—A bill to be entitled An act relating to educational facilities financing; renaming chapter 243, F.S., and part II thereof to conform to changes made by the act; amending ss. 243.50, 243.51, 243.52, 243.53, 243.54, 243.59, 243.66, 243.67, and 243.73, F.S.; revising provisions relating to the financing of independent nonprofit higher educational facilities to include financing for private schools meeting certain criteria; revising the short title and findings to conform; revising definitions; renaming the facilities financing authority to conform; revising powers of the authority, including the issuance and payment of bonds, to conform; revising the date for submission of an annual financial report by the authority to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; Appropriations; and Rules.

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Passidomo, Boyd, Campbell, Gaetz, Mayfield, McBurney, Nuñez, Pilon, Roberson, K., Slosberg, Van Zant—

CS for CS for HB 409—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized

from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Judiciary.

By Health Quality Subcommittee and Representative(s) Trujillo, Campbell, Cruz—

CS for HB 437—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and Legislature; providing for contents of the report; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Agriculture & Natural Resources Appropriations Subcommittee, Business & Professional Regulation Subcommittee and Representative(s) Grant, Steube, Albritton, Artiles, Baxley, Beshears, Corcoran, Cummings, Eagle, Raburn, Van Zant—

CS for CS for HB 523—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Criminal Justice; Agriculture; Community Affairs; and Appropriations.

By Representative(s) Richardson—

HB 531—A bill to be entitled An act relating to public health trusts; amending s. 154.11, F.S.; authorizing public health trusts to lease certain real property; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Health & Human Services Committee and Representative(s) Fullwood, Campbell, Van Zant, Williams, A.—

CS for HB 535—A bill to be entitled An act relating to transactions in fresh produce markets; providing definitions; authorizing certain owners and operators of farmers' markets, community farmers' markets, flea markets, and other open-air markets selling fresh produce to allow au-

thorized Food and Nutrition Service groups, associations, and third-party organizations to operate electronic benefits transfer systems in such markets; providing for applicability; providing an effective date.

—was referred to the Committees on Agriculture; Children, Families, and Elder Affairs; Appropriations; and Rules.

By Representative(s) Metz, Corcoran, Gaetz, Murphy, Nuñez, Reu-
nart—

HB 559—A bill to be entitled An act relating to military veterans; amending ss. 1.01 and 295.125, F.S.; revising references from the "Korean Conflict" and the "Vietnam Era" to the "Korean War" and the "Vietnam War," respectively, and from "Korean Conflict Veteran" to "Korean War Veteran"; reordering and amending s. 320.089, F.S.; authorizing the issuance of a Combat Medical Badge license plate; revising references; establishing a method of proof of eligibility for certain specialty license plates; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; and Appropriations.

By Government Operations Subcommittee, Civil Justice Subcommittee and Representative(s) Williams, A., Baxley—

CS for CS for HB 595—A bill to be entitled An act relating to the Council on the Social Status of Black Men and Boys; amending s. 16.615, F.S.; providing criteria for removal of a member of the council; revising the duties of the council; authorizing the council to identify specified initiatives and programs, study other topics suggested by the Legislature or as directed by the chair of the council, and, subject to legislative appropriations, use funds appropriated to the Department of Legal Affairs to perform certain tasks; authorizing the council to present its findings and strategic issues at an annual statewide conference; providing for reimbursement for per diem and travel expenses for individuals and entities that make presentations to the council regarding the mission or strategic vision of the council; repealing s. 16.616, F.S., relating to a requirement that the department establish a direct-support organization; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Civil Justice Subcommittee and Representative(s) Wood, Artiles, Combee, Hill, Mayfield, Raburn, Raulerson, Rodrigues, R., Spano, Steube—

CS for HB 609—A bill to be entitled An act relating to Article V constitutional conventions; creating s. 11.93, F.S.; providing a short title; creating s. 11.931, F.S.; providing for applicability; creating s. 11.932, F.S.; providing definitions; creating s. 11.933, F.S.; establishing qualifications of delegates and alternate delegates to an Article V constitutional convention; creating s. 11.9331, F.S.; providing for the appointment of delegates by the Legislature; creating s. 11.9332, F.S.; requiring majority vote approval in each chamber for the appointment of delegates; creating s. 11.9333, F.S.; authorizing the Legislature to recall a delegate and fill a vacancy; authorizing the presiding officers of the Legislature to call for a special legislative session to fill a vacancy; creating s. 11.9334, F.S.; establishing a legislative method for appointments and recalls; creating s. 11.9335, F.S.; providing for the reimbursement of delegates and alternate delegates for per diem and travel expenses; creating s. 11.9336, F.S.; requiring delegates and alternate delegates to execute a written oath of responsibilities; creating s. 11.9337, F.S.; providing for the filing of delegates' oaths and the issuance of commissions; creating s. 11.934, F.S.; providing for instructions to delegates and alternate delegates; creating s. 11.9341, F.S.; establishing duties of alternate delegates; creating s. 11.9342, F.S.; establishing circumstances under which a convention vote is declared void; creating s. 11.9343, F.S.; providing circumstances under which a delegate or alternate delegate's appointment is forfeited; creating s. 11.9344, F.S.; establishing circumstances under which the application to call an Article V convention ceases to be a continuing application and is deemed to have no effect; creating s. 11.9345, F.S.; providing penalties for a delegate or alternate delegate who votes or attempts to vote outside the scope of the

Legislature's instructions or the limits of the call for a constitutional convention; creating ss. 11.935, 11.9351, and 11.9352, F.S.; establishing a delegate advisory group, its membership, duties, and responsibilities; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

By Criminal Justice Subcommittee and Representative(s) Ingram, Eagle, Hudson, Mayfield, Nuñez—

CS for HB 697—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to the list of Schedule I controlled substances specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances, or any of their salts, isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation; reenacting and amending s. 893.13(1)-(6), F.S., relating to prohibited acts and penalties involving controlled substances, to incorporate the amendment made to s. 893.03, F.S., in a reference thereto; providing reduced penalties for possession of 3 grams or less of specified controlled substances; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxypropylamphetamine, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxypropylamphetamine, commits the offense of trafficking in Phenethylamines, a felony of the first degree; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxypropylamphetamine, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxypropylamphetamine, commits the offense of capital manufacture or importation of Phenethylamines, a capital felony; providing criminal penalties; reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i), F.S., relating to the Criminal Punishment Code, to incorporate the amendment made to ss. 893.03 and 893.135, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; and Appropriations.

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Spano—

CS for CS for HB 757—A bill to be entitled An act relating to estates; amending s. 732.806, F.S.; specifying that certain restrictions on gifts to lawyers and persons related to such lawyers apply only to written instruments executed on or after a specified date; providing applicability; amending s. 733.107, F.S.; providing circumstances under which a burden of proof shifts in cases involving undue influence; providing applicability; amending s. 733.808, F.S.; requiring that a directive to apply certain death benefits for the payment of claims and administration expenses be specified in certain instruments; providing for retroactive applicability; amending s. 736.0207, F.S.; establishing which party bears the burden of proof in an action to contest the validity or revocation of a trust; providing applicability; amending s. 736.05053, F.S.; requiring a specific directive for certain assets and death benefits to be used to pay estate expenses; providing for retroactive applicability; amending s. 736.1106, F.S.; providing for the vesting of outright devises in certain trust documents; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Rules.

By Civil Justice Subcommittee and Representative(s) Powell, Rooney—

CS for HB 781—A bill to be entitled An act relating to legal notices; amending s. 50.0211, F.S.; requiring legal notices to be posted on a newspaper's website on web pages with specified titles; prohibiting charging a fee or requiring registration for viewing online legal notices; establishing the period for which legal notices are required to be pub-

lished on the statewide website; requiring that legal notices be archived on the statewide website for a specified period; deleting a provision relating to harmless error; amending s. 50.061, F.S.; clarifying payment provisions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; Appropriations; and Rules.

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Moraitis—

CS for CS for HB 805—A bill to be entitled An act relating to title insurer reserves; amending s. 625.041, F.S.; revising criteria with respect to liabilities charged against assets in determinations of financial condition; amending s. 625.111, F.S.; specifying the reserves certain title insurers must set aside after a certain date; specifying the manner in which reserves must be released; specifying which state law governs the amount of the reserve for a title insurer who transfers domicile to this state; providing that a domestic title insurer is not required to record separate bulk reserves; requiring a domestic title insurer to obtain approval from the Office of Insurance Regulation before using or recording a bulk reserve; revising and providing definitions; amending ss. 624.407 and 624.408, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Commerce and Tourism.

By Finance & Tax Subcommittee and Representative(s) Stewart, Campbell, Rehwinkel Vasilinda, Tobia—

CS for HB 939—A bill to be entitled An act relating to bail bond premiums; amending s. 624.4094, F.S.; repealing a provision separating the calculation of insurance premium taxes from financial reporting for bail bond premiums; amending s. 624.509, F.S.; specifying the amount of direct written premiums for bail bonds for the purpose of calculation of certain taxes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Representative(s) Peters—

HB 953—A bill to be entitled An act relating to state contracting; amending s. 287.057, F.S.; revising the criteria for evaluating a proposal to include consideration of prior relevant experience of the vendor; revising the criteria for evaluating a response to an agency's invitation to negotiate to include consideration of prior relevant experience of the vendor; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Steube—

CS for CS for HB 1013—A bill to be entitled An act relating to court-ordered expunction of criminal history records; amending s. 943.0582, F.S.; allowing minors who have certain felony arrests to have the Department of Law Enforcement expunge their nonjudicial arrest records upon successful completion of a prearrest or postarrest diversion program; extending the application submission date for minors who completed the program before a certain date; amending s. 943.0585, F.S.; revising the information that must be provided in the written statement from the state attorney or statewide prosecutor in order for a person to be eligible for a criminal history record expunction; revising when a certificate of eligibility for expunction shall be issued; authorizing the Department of Law Enforcement to enter certain expunged records in specified databases; requiring the Department of Law Enforcement to disclose certain expunged records to specified governmental entities; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules.

By Health & Human Services Committee and Representative(s) Adkins, Ahern, Baxley, Caldwell, Campbell, Coley, Corcoran, Cummings, Diaz, M., Eagle, Fresen, Hill, Hudson, Oliva, O'Toole, Patronis, Pigman, Renuart, Rodrigues, R., Stone, Van Zant—

CS for HB 1047—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.011, F.S.; defining the terms "reasonable medical judgment," "standard medical measure," and "viability"; amending s. 390.0111, F.S.; revising the circumstances under which a pregnancy in the third trimester may be terminated; providing the standard of medical care for the termination of a pregnancy during the third trimester; providing criminal penalties for a violation of s. 390.01112, F.S.; authorizing administrative discipline for a violation of s. 390.01112, F.S., by certain licensed professionals; creating s. 390.01112, F.S.; prohibiting the termination of a viable fetus; providing exceptions; requiring a physician to perform certain examinations to determine the viability of a fetus; providing the standard of care for the termination of a viable fetus; amending s. 797.03, F.S.; prohibiting an abortion of a viable fetus outside of a hospital; providing for severability; providing for a contingent future repeal and reversion of law; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Ray—

HB 7089—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to qualifications and performance reviews of contractors performing certain site rehabilitation activities for petroleum contaminated sites, and procedures for procurement of such contractors, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; and Appropriations.

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Steube—

HB 7097—A bill to be entitled An act relating to ratification of rules of the Office of Insurance Regulation; ratifying specified rules requiring title insurance agencies and the retail offices of certain title insurance underwriters to electronically submit certain statistical data, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Rules.

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Gaetz—

HB 7145—A bill to be entitled An act relating to ratification of rules of the Department of Health; ratifying specified rules requiring certain trauma centers to maintain participation in a specified trauma quality improvement program, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was referred to the Committee on Rules.

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Gaetz—

HB 7163—A bill to be entitled An act relating to ratification of rules of the Department of Juvenile Justice; ratifying specified rules relating to the provision of health services to youth in facilities or programs, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was referred to the Committee on Rules.

By Judiciary Committee, Economic Development & Tourism Subcommittee and Representative(s) Fitzenhagen, Artiles, Beshears, Coley, Combee, Corcoran, Cummings, Eagle, Gaetz, Hudson, Mayfield, Peters, Raulerson, Van Zant—

CS for CS for HB 209—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when evacuating pursuant to a mandatory evacuation order during a declared state of emergency; providing an effective date.

—was referred to the Committees on Criminal Justice; Military and Veterans Affairs, Space, and Domestic Security; and Community Affairs.

By Education Committee, Higher Education & Workforce Subcommittee and Representative(s) Porter, Ahern, Saunders—

CS for CS for HB 355—A bill to be entitled An act relating to postsecondary education textbook and instructional materials affordability; amending s. 1004.085, F.S.; defining the term "instructional materials"; requiring the State Board of Education and the Board of Governors to adopt textbook and instructional materials affordability policies, procedures, and guidelines; providing requirements for the use of adopted undergraduate textbooks and instructional materials and authorizing exceptions; requiring a public postsecondary institution to post in its course registration system and on its website information relating to required and recommended textbooks and instructional materials and prices thereof; requiring annual reporting of textbook and instructional materials cost information and affordability policies and procedures; requiring the Governor to appoint a task force to research options to reduce the cost of textbooks and instructional materials; providing task force membership and duties; amending s. 1001.7065, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Santiago—

CS for CS for HB 413—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; reordering and revising definitions; amending s. 559.553, F.S.; deleting a provision entitling prospective consumer collection agency registrants to registration when specified conditions are met; creating s. 559.554, F.S.; providing powers and duties of the Office of Financial Regulation and the Financial Services Commission; authorizing the commission to adopt rules; requiring fees, charges, and fines to be deposited in a specified trust fund; creating s. 559.5541, F.S.; authorizing the office to make investigations or examinations to determine violations of specified provisions; amending s. 559.555, F.S.; revising registration procedures and application requirements for consumer collection agencies; requiring applicants and certain registrants to submit fingerprints; providing that registrations are not transferable or assignable; requiring consumer collection agencies to report changes in specified information within a specified period; providing registration renewal and fingerprint retention fees; providing for applicability to registration renewals for registrants initially registered before a specified date; creating s. 559.5551, F.S.; providing notification requirements for consumer collection agencies; authorizing the office to bring an administrative action under certain circumstances; amending s. 559.565, F.S.; conforming a cross-reference; amending s.

559.730, F.S.; providing grounds for disciplinary action; providing penalties; providing grounds for an immediate suspension of a consumer collection agency registration; providing grounds to deny a request to terminate a registration and to withdraw a registration application; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and Appropriations.

By Regulatory Affairs Committee, Business & Professional Regulation Subcommittee and Representative(s) Boyd, Artiles, Eagle, Hager, Harrell—

CS for CS for HB 629—A bill to be entitled An act relating to charities; providing legislative findings and declarations; amending s. 212.08, F.S.; revising an exemption from the sales and use tax to exclude from eligibility charitable organizations subject to a final disqualification order issued by the Department of Agriculture and Consumer Services; amending s. 212.084, F.S.; requiring the Department of Revenue to revoke a sales tax exemption certificate of, or refuse to grant a sales tax exemption certificate to, certain charitable organizations; providing for appeal; amending s. 496.403, F.S.; exempting blood establishments from the Solicitation of Contributions Act; amending s. 496.404, F.S.; revising definitions; amending s. 496.405, F.S.; revising requirements and procedures for the filing of registration statements of charitable organizations and sponsors; specifying the information that each chapter, branch, or affiliate of a parent organization must include in, and attach to, a consolidated financial statement; revising the period within which the Department of Agriculture and Consumer Services must review certain initial registration statements and annual renewal statements; providing for the automatic suspension of a charitable organization or sponsor's registration for failure to disclose specified information; prohibiting officers, directors, trustees, or employees of a charitable organization or sponsor from allowing certain persons to solicit contributions on behalf of the charitable organization or sponsor; authorizing the department to deny or revoke the registration of a charitable organization or sponsor under certain circumstances; requiring a charitable organization or sponsor that has ended solicitation activities in this state to notify the department in writing; creating s. 496.4055, F.S.; defining the term "conflict of interest transaction"; requiring the board of directors of a charitable organization or sponsor, or an authorized committee thereof, to adopt a policy regarding conflict of interest transactions; amending s. 496.407, F.S.; requiring the financial statements of certain charitable organizations or sponsors to be audited or reviewed; providing requirements and standards for such audit or review; authorizing charitable organizations and sponsors to redact specified information from certain Internal Revenue Service Forms submitted in lieu of a financial statement; requiring such forms submitted by certain charitable organizations or sponsors to be prepared by a certified public accountant; authorizing the department to provide an extension for filing a financial statement; authorizing the department to require an audit or review for a financial statement submitted by a charitable organization or sponsor under certain circumstances; creating s. 496.4071, F.S.; requiring certain charitable organizations or sponsors to report specified supplemental financial information to the department by a certain date; creating s. 496.4072, F.S.; requiring certain charitable organizations or sponsors that solicit contributions for a specific disaster relief effort to submit quarterly financial statements to the department; providing requirements and procedures for the filing of such quarterly statements; exempting certain charitable organizations and sponsors from filing such quarterly statements; amending s. 496.409, F.S.; authorizing a professional fundraising consultant to enter into a contract or agreement only with certain charitable organizations or sponsors; revising the procedures and requirements for reviewing professional fundraising consultant registration statements and renewal applications; prohibiting certain officers, trustees, directors, or employees of professional fundraising consultants from allowing certain persons to solicit contributions on behalf of the professional fundraising consultant; authorizing the department to deny or revoke the registration of a professional fundraising consultant under certain circumstances; amending s. 496.410, F.S.; revising the information that must be included in a professional solicitor application for registration or renewal of registration; revising procedures and requirements for reviewing professional solicitor registration statements and renewal applications; revising the information that must be included in a solicitation notice filed by a professional solicitor; authorizing a professional solicitor to enter into a

contract or agreement only with certain charitable organizations or sponsors; prohibiting certain officers, trustees, directors, or employees of a professional solicitor from soliciting for compensation or allowing certain persons to solicit for compensation on behalf of the professional solicitor; authorizing the department to deny or revoke the registration of a professional solicitor under certain circumstances; creating s. 496.4101, F.S.; requiring each officer, director, trustee, or owner of a professional solicitor and certain employees of a professional solicitor to obtain a solicitor license from the department; defining the term "personal financial information"; providing application requirements and procedures; requiring applicants to submit a complete set of fingerprints and pay a fee for fingerprint processing and retention; requiring a solicitor license to be renewed annually; providing an initial application and renewal fee for a solicitor license; requiring material changes in applications or renewal applications to be reported to the department within a specified period; providing a fee for reporting material changes; providing violations; requiring the department to adopt rules to allow applicants to engage in solicitation activities on a temporary basis; authorizing the department to deny or revoke a solicitor license under certain circumstances; requiring certain administrative proceedings to be conducted in accordance with chapter 120, F.S.; amending s. 496.411, F.S.; revising disclosure requirements for charitable organizations and sponsors; amending s. 496.412, F.S.; revising disclosure requirements for professional solicitors; creating s. 496.4121, F.S.; defining the term "collection receptacle"; requiring collection receptacles to display permanent signs or labels; providing requirements for such signs or labels; requiring a charitable organization or sponsor using a collection receptacle to provide certain information to a donor upon request; amending s. 496.415, F.S.; prohibiting the submission of false, misleading, or inaccurate information in a document in connection with a solicitation or sales promotion; prohibiting the failure to remit specified funds to a charitable organization or sponsor; amending s. 496.419, F.S.; increasing administrative fine amounts the department is authorized to impose for specified violations of the Solicitation of Contributions Act; creating s. 496.4191, F.S.; requiring the department to immediately suspend a registration or processing of an application for registration if the registrant, applicant, or any officer or director thereof is charged with certain criminal offenses; creating s. 496.430, F.S.; authorizing the department to issue an order to disqualify a charitable organization or sponsor from receiving a sales tax exemption certificate under certain circumstances; authorizing a charitable organization or sponsor to appeal a disqualification order within a specified period; providing that a disqualification order remains effective for a specified period; authorizing a charitable organization or sponsor to apply to the Department of Revenue for a sales tax exemption certificate after expiration of a final disqualification order; requiring the Department of Agriculture and Consumer Services to provide a final disqualification order to the Department of Revenue within a specified period; requiring the Department of Revenue to revoke a sales tax exemption certificate of, or refuse to grant a sales tax exemption certificate to, charitable organizations or sponsors subject to a final disqualification order; prohibiting a charitable organization or sponsor from appealing or challenging the revocation or denial of a sales tax exemption certificate under certain circumstances; amending s. 741.0305, F.S.; conforming a cross-reference; providing severability; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Regulatory Affairs Committee, Business & Professional Regulation Subcommittee and Representative(s) Ray, Gibbons, Van Zant—

CS for CS for HB 713—A bill to be entitled An act relating to engineers; amending s. 471.007, F.S.; revising qualifications for appointment of members of the Board of Professional Engineers; permitting a professional or technical engineering society to provide a list of qualified nominees for consideration for appointment to the board; providing for staggered terms and length of terms; amending s. 471.013, F.S.; revising requirements for an engineer license applicant who fails the fundamentals examination; authorizing such applicant who is delayed in taking the examination due to military service to have additional attempts to take the examination; amending s. 471.015, F.S.; revising requirements for obtaining licensure by endorsement; amending s. 471.017, F.S.; revising requirements for continuing education hours and license renewal for engineers; providing effective dates.

—was referred to the Committees on Regulated Industries; Ethics and Elections; and Governmental Oversight and Accountability.

By Regulatory Affairs Committee and Representative(s) Albritton—

CS for HB 785—A bill to be entitled An act relating to workers' compensation; amending s. 440.13, F.S.; providing that oral vitamins, nutrient preparations, dietary supplements, and certain medical food are not reimbursable; amending s. 627.072, F.S.; authorizing employers to negotiate the retrospectively rated premium with insurers under certain conditions; providing an exemption; providing requirements for the filing and approval of such plans and associated forms; providing requirements for insurers engaging in the negotiation of premiums with eligible employers; providing applicability; providing construction with respect to the passage of similar legislation; amending s. 627.281, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Artilles, Adkins—

CS for CS for HB 1029—A bill to be entitled An act relating to personal identification information theft; amending s. 817.568, F.S.; providing that it is unlawful for any person to willfully and without authorization fraudulently use personal identification information concerning specified individuals without their consent; providing criminal penalties; providing for a surcharge and allocation thereof; providing legislative findings; creating s. 943.0412, F.S.; creating the Identity Theft and Fraud Grant Program; providing appropriations and authorizing a position; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Representative(s) Raschein, McGhee—

HB 1049—A bill to be entitled An act relating to divers; amending s. 327.331, F.S.; defining the terms "divers-down buoy" and "divers-down symbol"; revising the definition of "divers-down flag"; requiring all divers to prominently display a divers-down flag or buoy in the area in which the diving occurs; requiring vessel operators encountering divers-down buoys to take specified actions; prohibiting a divers-down buoy from being used or displayed onboard a vessel; conforming provisions to changes made by the act; making technical changes; amending ss. 327.395 and 327.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Commerce and Tourism; and Judiciary.

By Appropriations Committee, Education Appropriations Subcommittee, Education Committee and Representative(s) O'Toole, Saunders—

CS for CS for HB 7069—A bill to be entitled An act relating to early learning and child care regulation; changing the term "school readiness program" to "child care and development program," the term "school readiness" to "child care and development," the term "family day care home" to "family child care home," and the term "family day care" to "family child care"; providing a directive to the Division of Law Revision and Information; amending ss. 125.0109 and 166.0445, F.S.; including large family child care homes in local zoning regulation requirements; amending s. 402.302, F.S.; revising the definition of the term "substantial compliance"; amending s. 402.3025, F.S.; providing requirements for nonpublic schools delivering certain Voluntary Pre-kindergarten Education (VPK) and child care and development programs; amending s. 402.305, F.S.; revising certain minimum standards for child care facilities; authorizing the Department of Children and Families to adopt rules for compliance by certain programs not licensed by the department; creating s. 402.3085, F.S.; authorizing the Department of Children and Families or local licensing agencies to issue a certificate of substantial compliance with minimum child care licen-

sing standards; requiring certain providers to obtain the certificate in order to offer VPK or child care and development programs; amending s. 402.311, F.S.; providing for inspection of programs regulated by the department; amending s. 402.3115, F.S.; providing for abbreviated inspections of specified child care homes; requiring rulemaking; amending s. 402.313, F.S.; revising provisions for licensure, registration, and operation of family day care homes, including requirements for staffing, training, and background screening; amending s. 402.3131, F.S.; revising requirements for large family child care homes; amending s. 402.316, F.S., relating to exemptions from child care facility licensing standards; requiring a child care facility operating as a provider of certain VPK or child care programs to comply with minimum standards; providing penalties for failure to disclose or for use of certain information; requiring a fee for inspection and compliance activities; amending s. 627.70161, F.S.; revising restrictions on residential property insurance coverage to include coverage for large family child care homes; amending s. 1001.213, F.S.; providing additional duties of the Office of Early Learning; amending s. 1002.53, F.S.; revising requirements for application and determination of eligibility to enroll in the VPK program; amending s. 1002.55, F.S.; revising requirements for a school-year prekindergarten program delivered by a private prekindergarten provider, including requirements for providers, instructors, and child care personnel; providing requirements in the case of provider violations; amending s. 1002.59, F.S.; correcting a cross-reference; amending ss. 1002.61 and 1002.63, F.S.; providing requirements for a charter school delivering a summer prekindergarten program or a school-year prekindergarten program; revising employment requirements and educational credentials of certain instructional personnel; amending s. 1002.71, F.S.; revising information that must be reported to parents; amending s. 1002.75, F.S.; revising provisions included in the standard statewide VPK program provider contract; amending s. 1002.77, F.S.; revising the purpose and meetings of the Florida Early Learning Advisory Council; amending s. 1002.81, F.S.; revising certain school readiness program definitions; amending s. 1002.82, F.S.; revising powers and duties of the Office of Early Learning; revising provisions included in the standard statewide school readiness program provider contract; amending s. 1002.84, F.S.; revising powers and duties of early learning coalitions; amending s. 1002.87, F.S.; revising student eligibility and enrollment requirements for the school readiness program; amending s. 1002.88, F.S.; revising eligibility requirements for delivering the school readiness program; providing requirements in the case of provider violations; providing child care personnel requirements; amending s. 1002.89, F.S.; revising the use of funds for the school readiness program; amending s. 1002.91, F.S.; prohibiting an early learning coalition from contracting with specified persons; amending s. 1002.94, F.S.; revising establishment of a community child care task force by an early learning coalition; requiring the Office of Early Learning to conduct a pilot project to study the impact of assessing the early literacy skills of certain VPK program participants; requiring reports to the Governor and Legislature; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Patronis, Saunders—

CS for HB 7077—A bill to be entitled An act relating to nonresident sterile compounding permits; amending s. 465.003, F.S.; providing definitions; amending s. 465.0156, F.S.; conforming provisions to changes made by the act; expanding penalties to apply to injury to a nonhuman animal; deleting a requirement that the Board of Pharmacy refer regulatory issues affecting a nonresident pharmacy to the state where the pharmacy is located; providing that a pharmacy is subject to certain health care fraud provisions; creating s. 465.0158, F.S.; requiring registered nonresident pharmacies and outsourcing facilities to obtain a permit in order to ship, mail, deliver, or dispense compounded sterile products into this state; requiring submission of an application and a nonrefundable fee; providing application requirements; authorizing the board to deny, revoke, or suspend a permit, or impose a fine or reprimand for certain actions; providing dates by which certain nonresident pharmacies must obtain a permit; authorizing the board to adopt rules; amending s. 465.017, F.S.; authorizing the department to inspect nonresident pharmacies and nonresident sterile compounding permittees; requiring such pharmacies and permittees to pay for the costs of such inspections; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Appropriations Committee, Finance & Tax Subcommittee and Representative(s) Caldwell—

CS for HB 7081—A bill to be entitled An act relating to tax administration; amending s. 196.1995, F.S.; requiring certain real property improvements and tangible personal property additions to occur within a specified period in order to qualify for a specified ad valorem tax exemption; amending s. 212.03, F.S.; providing that certain charges for the impoundment of an aircraft, boat, or motor vehicle by a law enforcement agency are not subject to taxation; amending s. 212.07, F.S.; conforming a cross-reference; providing that a dealer who willfully fails to collect certain taxes or fees after the Department of Revenue provides notice commits a criminal offense; providing civil and criminal penalties; amending s. 212.12, F.S.; deleting provisions providing criminal and civil penalties for failing to register a business as a dealer and for failing to collect specified taxes after the department provides notice; amending s. 212.14, F.S.; authorizing the department to adopt rules; defining the term "person"; amending s. 212.18, F.S.; providing that a person who engages in acts requiring a certificate of registration and willfully fails to register after the department provides notice commits a criminal offense; providing criminal penalties; reenacting s. 212.20(6)(c), F.S., relating to the disposition of funds collected from the imposition of specified fees, to incorporate the amendments made by the act to s. 212.18(3), F.S., in a reference thereto; amending s. 213.0535, F.S.; providing that certain tax data may be published as statistics under certain circumstances; amending s. 213.13, F.S.; revising the date for transmitting certain funds collected by the clerks of court to the department; amending s. 213.21 F.S.; authorizing the department to delegate to the executive director of the department greater compromise authority for closing agreements; creating s. 213.295, F.S.; providing definitions; providing that a person who knowingly sells, purchases, installs, transfers, possesses, uses, or accesses an automated sales suppression device, a zipper, or phantomware commits a criminal offense; providing civil and criminal penalties; providing that automated sales suppression devices, zippers, and phantomware are contraband articles; amending s. 443.131, F.S.; requiring employers to produce certain records in order to receive a reduced contribution rate; amending s. 443.141, F.S.; revising the interest rate for unpaid employer contributions or reimbursements; increasing the number of days during which an employer may protest a determination and assessment; providing that certain local ordinances conveying ad valorem tax exemptions shall not be invalidated on specified grounds if the local governing body acted in accordance with this act; providing effective dates.

—was referred to the Committees on Appropriations; and Commerce and Tourism.

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Healthy Families Subcommittee and Representative(s) Harrell, Campbell—

CS for CS for HB 7141—A bill to be entitled An act relating to human trafficking; creating s. 409.1754, F.S.; requiring the Department of Children and Families, in consultation with other agencies, organizations, and individuals, to employ screening and assessment instruments to determine appropriate services for sexually exploited children; providing criteria for placement of such children in safe houses or safe foster homes; permitting certain agencies to use additional assessment instruments; requiring certain employees of the department, community-based care lead agencies, and staff administering the detention risk assessment instrument to receive specialized training; requiring the department and lead agencies to hold multidisciplinary staffings under certain conditions; requiring the department and lead agencies to develop specific plans and protocols; directing the department, the Department of Juvenile Justice, and lead agencies to participate in coalitions, task forces, or similar organizations to coordinate local responses to human trafficking; requiring the department to initiate a local task force under certain circumstances; amending s. 409.1678, F.S.; providing definitions; requiring the department to certify safe houses and safe foster homes and certain residential facilities; providing requirements for certification as a safe house or safe foster home; requiring the department to inspect safe houses and safe foster homes; requiring train-

ing for persons providing services in safe houses and safe foster homes; providing rulemaking authority to the department; requiring residential treatment centers or hospitals to provide specialized treatment; providing for service providers to obtain federal or local funding under certain conditions; providing for scope of availability of services; amending s. 39.524, F.S.; providing for review of safe harbor placement of a child in a safe house or safe foster home; revising criteria for placement; authorizing placement in settings other than safe houses and safe foster homes under certain conditions; amending ss. 39.401, 796.07, and 985.115, F.S.; conforming references; amending s. 394.495, F.S.; including trauma-informed services for sexually exploited children in the child and adolescent mental health system of care; requiring the Office of Program Policy Analysis and Government Accountability to conduct studies and submit reports to the Governor and Legislature; creating s. 16.617, F.S.; creating the Statewide Council on Human Trafficking; providing for membership, organization, support, and duties; requiring an annual report; providing for a transfer of general revenue funds and establishing positions; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Appropriations.

By Education Committee, Government Operations Subcommittee and Representative(s) Kerner, Beshears, Patronis, Rooney—

CS for CS for HB 135—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president, provost, or dean of a state university or Florida College System institution; providing an exemption from public meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of a state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing qualifications of, or any compensation framework to be offered to, such potential applicants that would disclose personal identifying information of an applicant or potential applicant; providing for applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

By Government Operations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Santiago—

CS for CS for HB 415—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing an exemption from public records requirements for information collected in connection with investigations and examinations by the Office of Financial Regulation of the Financial Services Commission; providing a definition; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

By Business & Professional Regulation Subcommittee and Representative(s) Grant, Steube, Albritton, Baxley, Cummings—

CS for HB 525—A bill to be entitled An act relating to public records; amending s. 790.0601, F.S.; providing an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm pursuant to s. 790.06, F.S.; providing for retroactive application of the exemption; providing for disclosure of such information under specified conditions; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

By Health & Human Services Committee, Healthy Families Subcommittee and Representative(s) Spano, Campbell, Fresen, Perry, Rangel—

CS for CS for HB 1019—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information about the location of safe houses, safe foster homes, and other residential facilities serving victims of sexual exploitation held by an agency; providing for future legislative review and repeal of the exemption; amending s. 787.06, F.S.; providing an exemption from public records requirements for information held by an agency about the location of residential facilities serving adult victims of human trafficking involving commercial sexual activity; 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 Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Criminal Justice Subcommittee and Representative(s) Spano, Campbell, Fresen, Harrell, Perry, Pilon—

CS for HB 1021—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 102, CS for SB 106, CS for CS for SB 188, CS for CS for CS for SB 242, CS for SB 260, SB 308, CS for SB 360, CS for CS for SB 424 and CS for CS for SB 590; adopted SM 476 and SM 658.

Robert L. "Bob" Ward, Clerk

The bills contained in the foregoing messages were ordered enrolled.

CONFEREES APPOINTED

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Justice / Senate Criminal and Civil Justice (SB 2510)—Rep. McBurney, Chair; Reps. Cummings, Grant, La Rosa, Mayfield, Metz, Pilon, Campbell, Dudley, Jones, M., and Kerner; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Transportation & Economic Development / Senate Transportation, Tourism and Economic Development (SB 2514)—Rep. Hooper, Chair; Reps. Artiles, Caldwell, Goodson, Passidomo, Raulerson,

Ray, Bracy, Fullwood, Powell, and Rogers; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations (HB 5001): Rep. McKeel, Chair; Rep. Crisafulli; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations (HB 5003): Rep. McKeel, Chair; Rep. Crisafulli; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations (HB 5005): Rep. McKeel, Chair; Rep. Crisafulli; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations (HB 5007): Rep. McKeel, Chair; Rep. Crisafulli; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Education / Senate Education (HB 5101)—Rep. Fresen, Chair; Reps. Adkins, Ahern, Fitzenhagen, Nuñez, Perry, Raburn, Stone, Clarke-Reed, Castor Dentel, Reed, and Taylor; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Health Care / Senate Health and Human Services (HB 5201)—Rep. Hudson, Chair; Reps. Combee, Diaz, J., Gaetz, Hill, Magar, Pigman, Wood, Cruz, Murphy, and Richardson; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Health Care / Senate Health and Human Services (HB 5203)—Rep. Hudson, Chair; Reps. Combee, Diaz, J., Gaetz, Hill, Magar, Pigman, Wood, Cruz, Murphy, and Richardson; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Justice / Senate Criminal and Civil Justice (HB 5301)—Rep. McBurney, Chair; Reps. Cummings, Grant, La Rosa, Mayfield, Metz, Pilon, Campbell, Dudley, Jones, M., and Kerner; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Justice / Senate Criminal and Civil Justice (HB 5303)—Rep. McBurney, Chair; Reps. Cummings, Grant, La Rosa, Mayfield, Metz, Pilon, Campbell, Dudley, Jones, M., and Kerner; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Governmental Operations / Senate General Government (HB 5403)—Rep. Ingram, Chair; Reps. Harrell, Hutson, Nelson, Peters, Renuart, Rodrigues, R., Antone, Danish, and Saunders; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives as managers on the part of the House for the conference committee on appropriations: House Agriculture & Natural Resources / Senate General Government (HB 5501)—Rep. Albritton, Chair; Reps. Boyd, Broxson, Eisnaugle, Moraitis, Raschein, Smith, Spano, Jones, S., Pafford, Stewart, and Watson, C.; Managers At-Large—Reps. Baxley, Coley, Gonzalez, Holder, O'Toole, Schenck, Workman, Young, Gibbons, Rouson, Thurston, Waldman, and Williams, A.

Robert L. "Bob" Ward, Clerk

The Honorable Don Gaetz, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed Jones, M. as a Manager At-Large on the part of the House for the conference committee on appropriations. And remains in her initial capacity on House Justice / Senate Criminal and

Civil Justice (SB 2510); House Justice / Senate Criminal and Civil Justice (HB 5301); House Justice / Senate Criminal and Civil Justice (HB 5303).

Robert L. "Bob" Ward, Clerk

CO-INTRODUCERS

Senators Joyner—CS for CS for SB 768; Margolis—CS for SB 742, SB 806; Sachs—CS for SB 582

SENATE PAGES

April 21-25, 2014

India Alfonso, Dade City; Tanner Clemons, Tallahassee; Elayna Darby, Jacksonville; Austin Gonzalez, DeLand; Angela Groszos, Tallahassee; Rachel "R.J." Kondrk, Palatka; Royce Lowery, Havana; Sal Perez, Groveland; Mary Katherine Pittman, Bascom; Alex Troutt, Lutz; Rebecca Weitzel, Tallahassee; Cecilia "Cici" Xie, Tallahassee.



Journal of the Senate

Number 15—Regular Session

Wednesday, April 23, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 10:00 a.m. A quorum present—35:

Mr. President	Diaz de la Portilla	Negron
Abruzzo	Evers	Richter
Altman	Flores	Sachs
Bean	Galvano	Simmons
Benacquisto	Gardiner	Simpson
Bradley	Gibson	Smith
Brandes	Hays	Sobel
Braynon	Hukill	Soto
Bullard	Joyner	Stargel
Clemens	Legg	Thompson
Dean	Margolis	Thrasher
Detert	Montford	

Excused: Conferees periodically for the purpose of working on Appropriations.

PRAYER

The following prayer was offered by Reverend Kyle Peddie, Pastor, Corinth Baptist Church, Hosford:

Heavenly Father, we come to you this beautiful spring morning to pause and give thanks to the giver of life, the King of Kings, the Lord of Lords, Creator, and Savior. We pause to give thanks for the day that you have made, and we will rejoice and be glad in it.

I ask, Father, that you would bless this day as our Florida Senate convenes and continues to do the work for the people of Florida. It has indeed been a great session, and as it ever draws near to the end, I would humbly ask you to continue to impart wisdom and discernment to the Senators in this great chamber. Many have served here in the past and have established a tradition of integrity and statesmanship that continues with the ones serving today. May the attitude of everyone in public service, from the Governor to the volunteer firefighter in the smallest community, be that of truly loving our neighbor as we love ourselves. I would ask you to bless each and every Senator's family, marriage, children, and extended family while they are away from home serving in this chamber today. May your hedge of protection be upon

them. As they work today and for the rest of the session, may your will be done.

We believe in the risen Lord, the finished work of the Cross, and *John 14:6* that says "You are the way, the truth, and the life." Bless all the Senators today, bless Senate President Gaetz as he leads, and bless my Senator, Senator Montford. Amen.

PLEDGE

Senate Pages, Royce Lowery of Havana; Sal Perez of Groveland; Rebecca Weitzel of Tallahassee; and Angela Groszos 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. Daniel P. Montero of Jacksonville, sponsored by Senator Bean, as the doctor of the day. Dr. Montero specializes in family and sports medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Flores—

By Senators Flores and Soto—

SR 1658—A resolution recognizing the people of Venezuela and their peaceful protest as they call for democratic change.

WHEREAS, the hallmark of democracy is the free and peaceful exercise of rights guaranteed under the constitution of a democratically elected government, and

WHEREAS, the Constitution of the Bolivarian Republic of Venezuela guarantees its citizens full political rights, including the right to freely assemble for democratic political purposes, and

WHEREAS, the preamble of the Charter of the Organization of American States affirms that "representative democracy is an indispensable condition for the stability, peace, and development" in Latin America, and

WHEREAS, Article 1 of the Inter-American Democratic Charter recognizes that "the peoples of the Americas have a right to democracy and their governments have an obligation to promote and defend it," and

WHEREAS, those who cherish democratic principles condemn the perpetration of violence and intimidation against the Venezuelan people, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the people of Venezuela and their peaceful call for democratic change are recognized as they attempt to exercise their constitutional rights in opposing a ruthless and oppressive government.

—**SR 1658** was introduced, read and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

SR 1738—A resolution recognizing November 10-16, 2014, as “Spinal Cord Injury Awareness Week” in Florida.

WHEREAS, the central nervous system is made up of two parts, the brain and the spinal cord, and

WHEREAS, the spinal cord is considered the “information superhighway” of the body because it contains bundles of neurons that carry signals to and from the brain, controlling many bodily functions, and

WHEREAS, after a spinal cord injury occurs, damaged neurons can no longer emit signals to or from the brain, and the injured person suffers permanent sensory loss and loss of muscle control, and

WHEREAS, currently there are approximately 270,000 individuals in the United States who have sustained a spinal cord injury, and

WHEREAS, it is estimated that the annual incidence of spinal cord injury in the United States, not including those who die at the scene of an accident, is approximately 12,000 new cases each year, and

WHEREAS, the most common age for spinal cord injuries is 19 years old, with 25 percent of all injuries occurring between the ages of 17 and 23, and 51 percent of all injuries occurring between the ages of 16 and 30, and

WHEREAS, more than 80 percent of spinal cord injuries occur in men and 20 percent occur in women, and

WHEREAS, the four leading causes of spinal cord injury for both men and women are auto accidents, falls, acts of violence, and recreational sporting activities, and

WHEREAS, the average annual cost of care for individuals who have a spinal cord injury ranges from \$334,170 to more than \$1 million the first year after injury, with an estimated lifetime cost ranging between \$1.5 million and \$4.5 million depending on the severity of injury, and

WHEREAS, over the past two decades, scientists have made major breakthroughs in understanding how to encourage damaged neurons to regenerate and restore function and how to improve the quality of life for patients in areas such as infertility and pain management, and

WHEREAS, the Darrell Gwynn Foundation has worked to help fund research aimed at finding a cure for paralysis, as well as improving the overall quality of life for individuals with paralysis, and

WHEREAS, the Darrell Gwynn Foundation will spend the week of November 10-16, 2014, working with local governments and schools to educate Floridians about the causes of and treatments for spinal cord injuries, as well as informing the public on how to prevent these injuries from taking place, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That November 10-16, 2014, is recognized as “Spinal Cord Injury Awareness Week” in Florida.

—**SR 1738** was introduced, read and adopted by publication.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

On motion by Senator Richter—

CS for CS for SB 286—A bill to be entitled An act relating to concrete masonry education; providing a short title; creating the Florida Concrete Masonry Education Council, Inc.; requiring the council to operate under a written contract with the Department of Economic Opportunity; providing powers and duties of the council; providing restrictions; providing for appointment and terms of the governing board of the council; authorizing the council to accept grants, donations, contributions, and gifts under certain circumstances; authorizing the council to make payments to other organizations under certain circumstances; providing for collection of a voluntary assessment on concrete masonry units; requiring

manufacturers who elect to pay the assessment to commit to paying the assessment for a specified period; requiring the council to adopt bylaws; providing for the adoption of bylaws and amendments to bylaws; providing an effective date.

—was read the second time by title.

Senator Richter moved the following amendment which was adopted:

Amendment 1 (577134)—Delete lines 110-158 and insert:

(2)(a) *The Florida Concrete Masonry Education Council, Inc., shall be governed by a board of directors composed of 13 voting members appointed by the Governor as follows:*

1. *Upon receipt of recommendations from the Masonry Association of Florida, eight members who represent concrete masonry manufacturers of various sizes, at least five of whom must be representatives of manufacturers that are members of the Masonry Association of Florida. A manufacturer may not be represented by more than one board member.*

2. *One member who represents a major building industry association in the state.*

3. *One member who has expertise in apprenticeship or workforce education training.*

4. *One member who is not a masonry contractor or manufacturer or an employee of a masonry contractor or manufacturer but who is otherwise a stakeholder in the masonry industry.*

5. *Two members who are masonry contractors and who are members of the Masonry Association of Florida.*

(b)1. *Five of the initial board members shall be appointed to serve 1-year terms, four of the initial board members shall be appointed to serve 2-year terms, and four of the initial board members shall be appointed to serve 3-year terms.*

2. *Each subsequent vacancy on the board of directors shall be filled in accordance with the initial appointment. Thereafter, each board member shall be appointed to serve a 3-year term and may be reappointed to serve an additional consecutive term. However, a member may not serve more than two consecutive terms.*

Pursuant to Rule 4.19, **CS for CS for SB 286** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Soto—

CS for CS for SB 172—A bill to be entitled An act relating to notaries public; creating s. 117.055, F.S.; requiring a notary public to record specified information in a notarial journal when performing certain notarial acts; requiring that a notary public retain a notarial journal for a specified period; requiring a notary public to notify the Notary Section of the Executive Office of the Governor if a notarial journal is lost, stolen, misplaced, destroyed, erased, compromised, rendered unusable, or becomes otherwise inaccessible during the retention period; requiring notary employees of a law firm to maintain a separate notarial journal for certain notarial acts pertaining to the law firm and its clients; providing that such a notarial journal is the exclusive property of the law firm; requiring the law firm to comply with notarial journal maintenance and security requirements; providing that all other notarial journals are the exclusive property of a notary public; requiring a notary public to secure a notarial journal; providing that failure to comply with notarial journal requirements does not invalidate a lawful notarization; providing that failure to comply with the notarial journal requirements constitutes grounds for suspension, nonrenewal, or denial of a notary public commission; providing applicability; amending s. 117.10, F.S.; exempting certain acts of specified law enforcement and correctional officers from the notarial journal requirements; providing an effective date.

—was read the second time by title.

Senator Soto moved the following amendment which was adopted:

Amendment 1 (330542)—Delete lines 37-38 and insert:

(1) *When performing a notarial act upon any mortgage, mortgage-related document, loan modification, power of attorney, last will and testament, codicil to a last will and testament, trust agreement, amendment to a trust agreement, certification of trust, or deed conveying real property, including, but not limited to, a quitclaim deed, a notary public shall record the following*

Pursuant to Rule 4.19, **CS for CS for SB 172** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 724—A bill to be entitled An act relating to military veterans; amending ss. 1.01 and 295.125, F.S.; revising references from the “Korean Conflict” and the “Vietnam Era” to the “Korean War” and the “Vietnam War,” respectively, and from “Korean Conflict Veteran” to “Korean War Veteran”; amending s. 320.089, F.S.; authorizing the issuance of a Combat Medical Badge license plate; revising references; establishing a method of proof of eligibility for certain specialty license plates; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 724**, on motion by Senator Dean, by two-thirds vote **HB 559** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; and Appropriations.

On motion by Senator Dean—

HB 559—A bill to be entitled An act relating to military veterans; amending ss. 1.01 and 295.125, F.S.; revising references from the “Korean Conflict” and the “Vietnam Era” to the “Korean War” and the “Vietnam War,” respectively, and from “Korean Conflict Veteran” to “Korean War Veteran”; reordering and amending s. 320.089, F.S.; authorizing the issuance of a Combat Medical Badge license plate; revising references; establishing a method of proof of eligibility for certain specialty license plates; providing an effective date.

—a companion measure, was substituted for **SB 724** and read the second time by title.

Pursuant to Rule 4.19, **HB 559** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 722—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn’s hearing and metabolic tests or screenings to the newborn’s health care practitioner; defining the term “health care practitioner” as it relates to such release; amending s. 383.145, F.S.; updating a cross-reference; creating s. 383.146, F.S.; requiring an audiologist to provide an opportunity for the parent or legal guardian of an infant or toddler who is diagnosed with a hearing impairment to provide contact information so that he or she may receive information directly from specified service providers; requiring the Department of Health to post a list of certain service providers on the department website; requiring the audiologist or his or her designee to transmit a consent form to the providers listed on the department website; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 722**, on motion by Senator Garcia, by two-thirds vote **CS for HB 591** was withdrawn from the Committees on Health Policy; Children, Families, and Elder Affairs; and Judiciary.

On motion by Senator Garcia—

CS for HB 591—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn’s hearing and metabolic tests or screenings to the newborn’s health care practitioner; defining the term “health care practitioner” as it relates to such release; amending s. 383.145, F.S.; updating a reference; creating s. 383.146, F.S.; requiring an audiologist to provide an opportunity for the parent or legal guardian of an infant or toddler who is diagnosed with a permanent hearing impairment to provide contact information so that he or she may

receive information directly from specified service providers; requiring the Department of Health to post on its website a list of certain service providers and institutions; requiring the audiologist to transmit a consent form to such providers; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 722** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 591** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

CS for SB 726—A bill to be entitled An act relating to the Re-employment Assistance Appeals Commission; amending s. 443.012, F.S.; revising membership requirements of the commission; removing a provision requiring payment of a daily stipend for certain commissioners; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 726** was placed on the calendar of Bills on Third Reading.

CS for SB 564—A bill to be entitled An act relating to security for public deposits; amending s. 280.02, F.S.; revising definitions; amending s. 280.03, F.S.; clarifying provisions relating to public deposits that are exempt from state security requirements; amending s. 280.04, F.S.; lowering the collateral-pledging level for public deposits; amending s. 280.05, F.S.; conforming provisions to changes made by the act; amending s. 280.051, F.S.; updating terms; repealing s. 280.071, F.S., relating to the qualified public depository oversight board; amending s. 280.085, F.S.; providing that a notice of the default or insolvency of a qualified public depository is not required if the Florida public deposits are acquired by a bank, savings bank, or savings association; amending s. 280.10, F.S.; providing that a bank, savings bank, or savings association that is not a qualified public depository and acquires Florida public deposits is subject to certain requirements; amending s. 280.11, F.S.; conforming provisions to changes made by the act; amending s. 280.16, F.S.; deleting obsolete provisions; revising provisions relating to required reports and forms; amending s. 280.17, F.S.; deleting obsolete provisions; deleting a provision requiring public depositories to request confirmation information from qualified public depositories by a certain date; providing that a protection from loss is effective when a public depositor does not comply with certain provisions under specified circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 564**, on motion by Senator Richter, by two-thirds vote **HB 7009** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Richter—

HB 7009—A bill to be entitled An act relating to security for public deposits; amending s. 280.02, F.S.; revising definitions; amending s. 280.03, F.S.; clarifying provisions exempting public deposits from state security requirements; amending s. 280.04, F.S.; revising the collateral-pledging level for public deposits; amending s. 280.05, F.S.; conforming provisions to changes made by the act; amending s. 280.051, F.S.; updating terms; repealing s. 280.071, F.S., relating to the Qualified Public Depository Oversight Board; amending s. 280.085, F.S.; providing that a notice of the default or insolvency of a qualified public depository is not required under certain circumstances; amending s. 280.10, F.S.; requiring information from a nonqualified bank, savings bank, or savings association that acquires public depository by default or insolvency; amending s. 280.11, F.S.; conforming cross-references; amending s. 280.16, F.S.; deleting certain provisions relating to required reports and forms; amending s. 280.17, F.S.; revising notice requirements for public depositories; revising restrictions on loss protection provisions in certain circumstances in which a public depositor fails to comply with the notice requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 564** and read the second time by title.

Pursuant to Rule 4.19, **HB 7009** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

CS for SB 762—A bill to be entitled An act relating to family care councils; amending s. 393.502, F.S.; revising the membership of the family care council within each service area of the Agency for Persons with Disabilities; requiring consent of a grandchild's parent or legal guardian for appointment of a grandparent to a family care council; requiring the parent or legal guardian to provide notice of consent to the agency; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 762** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for CS for SB 702—A bill to be entitled An act relating to pharmacy audits; creating s. 465.1885, F.S.; enumerating the rights of pharmacies relating to audits of pharmaceutical services which are conducted by certain entities; providing a list of audits not subject to such rights; providing an exemption from the right to notice of an on-site audit under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 702** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 608—A bill to be entitled An act relating to monuments on the Capitol Complex; creating s. 265.0031, F.S.; providing legislative intent; defining the term “Capitol Complex”; establishing the POW-MIA Chair of Honor Memorial; authorizing the Florida chapters of Rolling Thunder, Inc., to fund the memorial; requiring the Department of Management Services to consider recommendations of the Department of Veterans' Affairs, the Florida chapters of Rolling Thunder, Inc., and the Florida Historical Commission, regarding specific aspects of the memorial; requiring the Department of Management Services to coordinate with the Division of Historical Resources regarding design and placement; creating s. 265.111, F.S.; defining the term “monument”; prohibiting the construction and placement of a monument on the premises of the Capitol Complex unless authorized by general law and approved by the Department of Management Services; requiring the Department of Management Services to coordinate with the Division of Historical Resources regarding design and placement of a monument; requiring the Department of Management Services to set aside an area of the Capitol Complex for a memorial garden; establishing requirements for the memorial garden; amending s. 267.0612, F.S.; revising the powers and duties of the Florida Historical Commission to conform to changes made by the act; providing for applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 608**, on motion by Senator Hukill, by two-thirds vote **CS for HB 731** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

On motion by Senator Hukill, the rules were waived and—

CS for HB 731—A bill to be entitled An act relating to the POW-MIA Chair of Honor Memorial; creating s. 265.0031, F.S.; providing legislative intent; defining the term “Capitol Complex”; establishing the POW-MIA Chair of Honor Memorial; authorizing the Florida chapters of Rolling Thunder, Inc., to fund the memorial; requiring the Department of Management Services to designate an area of the Capitol Complex for the memorial; requiring the department to consult with the Department

of Veterans' Affairs and the Florida chapters of Rolling Thunder, Inc., regarding specific aspects of the memorial; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 608** and read the second time by title.

Senator Hukill moved the following amendment which was adopted:

Amendment 1 (807088) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 265.0031, Florida Statutes, is created to read:

265.0031 POW-MIA Chair of Honor Memorial.—

(1) *It is the intent of the Legislature to recognize and honor the sacrifices endured by members of the Armed Forces of the United States who were held as prisoners of war or remain missing in action.*

(2) *For purposes of this section, the term “Capitol Complex” has the same meaning as in s. 281.01.*

(3) *There is established the POW-MIA Chair of Honor Memorial.*

(a) *The POW-MIA Chair of Honor Memorial shall be funded by the Florida chapters of Rolling Thunder, Inc., without appropriation of state funds.*

(b) *The Department of Management Services shall approve the design and placement of the POW-MIA Chair of Honor Memorial in the Capitol Complex. The Department of Management Services must consider recommendations from the Department of Veterans' Affairs, the Florida chapters of Rolling Thunder, Inc., and the Florida Historical Commission in determining the appropriate design and placement of the memorial. The Department of Management Services shall coordinate with the Division of Historical Resources of the Department of State regarding the memorial's design and placement subject to the division's powers and duties under s. 267.031.*

Section 2. Section 265.111, Florida Statutes, is created to read:

265.111 Capitol Complex; monuments.—

(1) *For purposes of this section, the term “monument” means a permanent structure such as a marker, statue, sculpture, plaque, or other artifice, including living plant material, placed in remembrance or recognition of a significant person or event in Florida history. The term does not include any “Official Florida Historical Marker” as defined in s. 267.021.*

(2) *The construction and placement of a monument on the premises of the Capitol Complex, as defined in s. 281.01, is prohibited unless authorized by general law and unless the design and placement of the monument is approved by the Department of Management Services after considering the recommendations of the Florida Historical Commission, pursuant to s. 267.0612(9). The Department of Management Services shall coordinate with the Division of Historical Resources of the Department of State regarding a monument's design and placement subject to the division's powers and duties under s. 267.031.*

(3) *The Department of Management Services, in consultation with the Florida Historical Commission, shall set aside an area of the Capitol Complex, not including the State Capital Circle Office Complex, and dedicate a memorial garden on which authorized monuments shall be placed.*

Section 3. Subsection (9) is added to section 267.0612, Florida Statutes, to read:

267.0612 Florida Historical Commission; creation; membership; powers and duties.—In order to enhance public participation and involvement in the preservation and protection of the state's historic and archaeological sites and properties, there is created within the Department of State the “Florida Historical Commission.” The commission shall serve in an advisory capacity to the director of the Division of Historical Resources to assist the director in carrying out the purposes, duties, and responsibilities of the division, as specified in this chapter.

(9) *The commission shall provide recommendations to the Department of Management Services on the design and placement of monuments authorized by general law to be placed on the premises of the Capitol Complex pursuant to s. 265.111.*

Section 4. *The provisions of s. 265.111, Florida Statutes, as created by this act, do not apply to a monument constructed and placed on the premises of the Capitol Complex before July 1, 2014.*

Section 5. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to monuments on the Capitol Complex; creating s. 265.0031, F.S.; providing legislative intent; defining the term "Capitol Complex"; establishing the POW-MIA Chair of Honor Memorial; authorizing the Florida chapters of Rolling Thunder, Inc., to fund the memorial; requiring the Department of Management Services to consider recommendations of the Department of Veterans' Affairs, the Florida chapters of Rolling Thunder, Inc., and the Florida Historical Commission, regarding specific aspects of the memorial; requiring the Department of Management Services to coordinate with the Division of Historical Resources regarding design and placement; creating s. 265.111, F.S.; defining the term "monument"; prohibiting the construction and placement of a monument on the premises of the Capitol Complex unless authorized by general law and approved by the Department of Management Services; requiring the Department of Management Services to coordinate with the Division of Historical Resources regarding design and placement of a monument; requiring the Department of Management Services to set aside an area of the Capitol Complex for a memorial garden; establishing requirements for the memorial garden; amending s. 267.0612, F.S.; revising the powers and duties of the Florida Historical Commission to conform to changes made by the act; providing for applicability; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 731** as amended was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 708—A bill to be entitled An act relating to insurance claims; amending s. 626.601, F.S.; adding mediators and neutral evaluators to the list of individuals or entities that the Department of Financial Services or the Office of Insurance Regulation may investigate for alleged improper conduct; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.409, F.S.; providing that a claim for residential property insurance cannot be denied based on certain credit information; amending s. 627.4133, F.S.; providing that a policy or contract be cancelled based on certain credit information; amending s. 627.7015, F.S.; revising the rule requirements relating to the property insurance mediation program administered by the department; creating s. 627.70151, F.S.; providing grounds for challenging an umpire's impartiality in estimating the amount of a property loss; amending s. 627.706, F.S.; redefining the term "neutral evaluator"; amending s. 627.7074, F.S.; specifying grounds for denying, suspending, or revoking approval of a neutral evaluator; creating s. 627.7142, F.S.; establishing a Claims Bill of Rights for residential property insurance policyholders; providing that such bill of rights does not provide a cause of action; creating s. 627.715, F.S.; defining terms; providing requirements for emergency mitigation repair agreements; requiring an emergency mitigation contractor to be appropriately certified or to possess a contracting license; amending s. 627.745, F.S.; revising qualifications for mediators of personal injury claims; providing grounds for denying, suspending, or revoking the application or approval of a mediator; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Bean moved the following amendments which were adopted:

Amendment 1 (526846)—Delete line 321 and insert:
suspend or revoke its certification of, a neutral evaluator if the

Amendment 2 (910896) (with title amendment)—Delete lines 261-292 and insert:

627.70151 Appraisal; conflicts of interest.—An insurer that offers residential coverage as defined in s. 627.4025, or a policyholder that uses an appraisal clause in a property insurance contract to establish a process for estimating or evaluating the amount of loss through the use of an impartial umpire, may challenge an umpire's impartiality and disqualify the proposed umpire only if:

(1) *A familial relationship within the third degree exists between the umpire and a party or a representative of a party;*

(2) *The umpire has previously represented a party in a professional capacity in the same claim or matter involving the same property;*

(3) *The umpire has represented another person in a professional capacity on the same or a substantially related matter that includes the claim, the same property or an adjacent property, and the other person's interests are materially adverse to the interests of a party; or*

(4) *The umpire has worked as an employer or employee of a party within the preceding 5 years.*

Section 7. Paragraphs (c) and (f) of subsection (2) of section 627.706, Florida Statutes, are amended to read:

627.706 Sinkhole insurance; catastrophic ground cover collapse; definitions.—

(2) As used in ss. 627.706-627.7074, and as used in connection with any policy providing coverage for a catastrophic ground cover collapse or for sinkhole losses, the term:

(c) "Neutral evaluator" means ~~an a professional~~ *an engineer licensed under chapter 471 who has experience and expertise in the identification of sinkhole activity as well as other potential causes of structural damage or a professional geologist. The licensed engineer or professional geologist must have who has completed a course of study in alternative dispute resolution designed or approved by the department for use in the neutral evaluation process, must be and who is determined by the department to be fair and impartial, and may not otherwise be ineligible for certification as provided under s. 627.7074.*

(f) "Professional engineer" means a person, as defined in s. 471.005, who has a bachelor's degree or higher in engineering. A professional engineer must also have experience and expertise in the identification of sinkhole activity ~~or as well as~~ *other potential causes of structural damage.*

And the title is amended as follows:

Delete lines 19-20 and insert: 627.706, F.S.; redefining the terms "neutral evaluator" and "professional engineer"; amending s. 627.7074, F.S.; specifying

Amendment 3 (513494)—Delete line 137 and insert:
available in public records.

Amendment 4 (577132) (with title amendment)—Delete lines 38-95.

And the title is amended as follows:

Delete lines 3-7 and insert: 627.3518, F.S.;

Amendment 5 (766328) (with title amendment)—Delete lines 356-549 and insert:

Section 9. Effective October 1, 2014, section 627.7142, Florida Statutes, is created 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, unless the claim follows an event that is the subject of a declaration of a state of emergency by the Governor. 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(5)(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 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. Within 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.
4. Free mediation of your disputed claim by the Florida Department of Financial Services Division of Consumer Services, under most circumstances and subject to certain restrictions.
5. Neutral evaluation of your disputed claim, if your claim is for damage caused by a sinkhole and is covered by your policy.
6. Contact the Florida Department of Financial Services Division of Consumer Services' toll-free helpline for assistance with any insurance claim or questions pertaining to the handling of your claim. You can reach the Helpline by phone at toll free phone number , or you can seek assistance online at the Florida Department of Financial Services Division of Consumer Services' website at website address .

YOU ARE ADVISED TO:

1. Contact your insurance company before entering into any contract for repairs to confirm any managed repair policy provisions or optional preferred vendors.
2. Make and document emergency repairs that are necessary to prevent further damage. Keep the damaged property, if feasible, keep all receipts, and take photographs of damage before and after any repairs.
3. Carefully read any contract that requires you to pay out-of-pocket expenses or a fee that is based on a percentage of the insurance proceeds that you will receive for repairing or replacing your property.
4. Confirm that the contractor you choose is licensed to do business in Florida. You can verify a contractor's license and check to see if there are any complaints against him or her by calling the Florida

Department of Business and Professional Regulation. You should also ask the contractor for references from previous work.

5. Require all contractors to provide proof of insurance before beginning repairs.
6. Take precautions if the damage requires you to leave your home, including securing your property and turning off your gas, water, and electricity, and contacting your insurance company and provide a phone number where you can be reached.

Section 10. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2014.

And the title is amended as follows:

Delete lines 23-34 and insert: establishing a Homeowner Claims Bill of Rights for residential property insurance policyholders; providing that such bill of rights does not provide a cause of action; providing effective dates.

Amendment 6 (430392)—In title, delete line 12 and insert: that a policy or contract may not be cancelled based on

Pursuant to Rule 4.19, **CS for CS for SB 708** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 820** was deferred.

On motion by Senator Bean—

CS for SB 862—A bill to be entitled An act relating to prescription drug monitoring; amending s. 893.055, F.S.; defining and redefining terms; revising provisions relating to the comprehensive electronic database system and prescription drug monitoring program maintained by the Department of Health; allowing impaired practitioner consultants retained by the department access to certain information; providing requirements for the release of information shared with a state attorney in response to a discovery demand; providing procedures for the release of information to a law enforcement agency during an active investigation; requiring the department to adopt a user agreement by rule; requiring the department to enter into a user agreement with the law enforcement agency requesting the release of information; providing requirements for the user agreement; requiring a law enforcement agency under a user agreement to conduct annual audits; providing for the restriction, suspension, or termination of a user agreement; providing for access to the program database by the program manager and designated support staff; authorizing the department to provide a patient advisory report to the appropriate health care practitioner if the program manager determines that a specified pattern exists; authorizing the department to provide relevant information that does not contain personal identifying information to a law enforcement agency if the program manager determines that a specified pattern exists; authorizing the law enforcement agency to use such information to determine whether an active investigation is warranted; authorizing the department to fund the program with up to \$500,000 of funds generated under ch. 465, F.S.; authorizing the department to seek federal or private funds to support the program; repealing language creating a direct-support organization to fund the program; deleting obsolete provisions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 862** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1142** was deferred.

CS for SB 1176—A bill to be entitled An act relating to divers; amending s. 327.331, F.S.; defining the terms "divers-down buoy" and "divers-down symbol"; revising the definition of "divers-down flag"; revising the requirements of display signs in which diving occurs; prohibiting a divers-down buoy from being used or displayed onboard a vessel; requiring divers and vessel operators encountering divers-down buoys to

take specified actions; conforming provisions to changes made by the act; making technical changes; amending ss. 327.395 and 327.73, 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 SB 1176**, on motion by Senator Abruzzo, by two-thirds vote **HB 1049** was withdrawn from the Committees on Environmental Preservation and Conservation; Commerce and Tourism; and Judiciary.

On motion by Senator Abruzzo—

HB 1049—A bill to be entitled An act relating to divers; amending s. 327.331, F.S.; defining the terms “divers-down buoy” and “divers-down symbol”; revising the definition of “divers-down flag”; requiring all divers to prominently display a divers-down flag or buoy in the area in which the diving occurs; requiring vessel operators encountering divers-down buoys to take specified actions; prohibiting a divers-down buoy from being used or displayed onboard a vessel; conforming provisions to changes made by the act; making technical changes; amending ss. 327.395 and 327.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 1176** and read the second time by title.

Pursuant to Rule 4.19, **HB 1049** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 1308—A bill to be entitled An act relating to insurer solvency; amending s. 624.10, F.S.; providing additional definitions applicable to the Florida Insurance Code; amending s. 624.319, F.S.; clarifying that production of documents does not waive the attorney-client or work-product privileges; amending s. 624.402, F.S.; conforming a cross-reference; amending s. 624.4085, F.S.; revising a definition; providing additional calculations for determining whether an insurer has a company action level event; revising provisions relating to mandatory control level events; amending s. 624.424, F.S.; requiring an insurer’s annual statement to include an actuarial opinion summary; providing criteria for such summary; providing an exception for life and health insurers; updating provisions; requiring insurers reinsuring through a captive insurance company to file a report containing certain information; amending s. 625.121, F.S.; revising the Standard Valuation Law; distinguishing the provisions from valuations done pursuant to the National Association of Insurance Commissioner’s (NAIC) valuation manual and incorporating certain provisions included in the manual; exempting certain documents from civil proceedings; revising the methods for evaluating the valuation of industrial life insurance policies; revising provisions relating to calculating additional premium; updating provisions relating to reserve calculations for indeterminate premium plans; creating s. 625.1212, F.S.; providing for the valuation of policies and contracts after the adoption of the NAIC’s valuation manual; providing applicability; defining terms; requiring the office to value insurer reserves; requiring actuarial opinions of the reserves and a supporting memorandum to the opinions; requiring the insurer to apply the standard prescribed in the valuation manual; providing exceptions; providing requirements for a principle-based valuation of reserves; requiring an insurer to submit certain data to the office; directing the Financial Services Commission to adopt rules; creating s. 625.1214, F.S.; providing for the use of confidential information; prohibiting the use of such information in private civil actions; amending s. 627.476, F.S.; revising the Standard Nonforfeiture Law; distinguishing provisions subject to the valuation manual and providing for the application of tables found in the manual; amending s. 628.461, F.S.; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company which a person is prohibited from acquiring unless certain requirements have been met; deleting a provision authorizing an insurer to file a disclaimer of affiliation and control in lieu of a letter notifying the Office of Insurance Regulation of the Financial Services Commission of the acquisition of the voting securities of a domestic stock company under certain circumstances; requiring the statement notifying the office to include additional information; conforming a provision to changes made by the act; providing that control is presumed to exist under certain

conditions; specifying how control may be rebutted and how a controlling interest may be divested; deleting definitions; amending s. 628.801, F.S.; requiring an insurer to annually file a registration statement by a specified date; revising the requirements and standards for the rules establishing the information and statement form for the registration; requiring an insurer to file an annual enterprise risk report; authorizing the office to conduct examinations to determine the financial condition of registrants; providing that failure to file a registration or report is a violation of the section; providing additional grounds, requirements, and conditions with respect to a waiver from the registration requirements; amending s. 628.803, F.S.; providing sanctions for persons who violate certain provisions relating to the acquisition of controlling stock; creating s. 628.804, F.S.; providing for the groupwide supervision of international insurance groups; defining terms; providing for the selection of a groupwide supervisor; authorizing the commission to adopt rules; creating s. 628.805, F.S.; authorizing the office to participate in supervisory colleges; authorizing the office to assess fees on insurers for participation; amending ss. 636.045 and 641.225, F.S.; applying certain statutes related to solvency to prepaid limited health service organizations and health maintenance organizations; amending s. 641.255, F.S.; providing for applicability of specified provisions to a health maintenance organization that is a member of a holding company; providing effective dates and a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1308** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1226—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451, F.S.; conforming cross-references; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215, F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent’s designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term “Next Generation Sunshine State Standards”; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; amending s. 1001.34, F.S.; establishing a process for modifying the membership of a district school board; providing for a referendum; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of pre-kindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending s. 1003.03, F.S.;

conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term “adult high school credit program”; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr. Alzheimer’s Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; revising the effective date of the Adults with Disabilities Workforce Education Pilot Program; increasing the age limitation for a program participant; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term “student with a disability”; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education postsecondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida

Higher Education Loan Authority; amending s. 1011.62, F.S.; deleting an obsolete provision; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

—was read the second time by title.

An amendment was considered and failed to conform **CS for CS for SB 1226 to HB 7031**.

Pending further consideration of **CS for CS for SB 1226**, on motion by Senator Montford, by two-thirds vote **HB 7031** was withdrawn from the Committees on Education; Appropriations Subcommittee on Education; Appropriations; and Rules.

On motion by Senator Montford—

HB 7031—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451; conforming cross-references; repealing ss. 411.226, 411.227, and 411.228, F.S., relating to the Learning Gateway program; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215 F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent’s designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term “Next Generation Sunshine State Standards”; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions re-

lating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of prekindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending a. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term "adult high school credit program"; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term "student with a disability"; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education post-secondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references;

amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 1013.54, F.S., relating to the cooperative development and use of satellite educational facilities; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1226** and read the second time by title.

Senator Montford moved the following amendment which was adopted:

Amendment 1 (588260) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (j) of subsection (7) of section 11.45, Florida Statutes, is amended to read:

11.45 Definitions; duties; authorities; reports; rules.—

(7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

(j) The Auditor General shall notify the Legislative Auditing Committee of any financial or operational audit report prepared pursuant to this section which indicates that a *district school board*, state university, or Florida College System institution has failed to take full corrective action in response to a recommendation that was included in the two preceding financial or operational audit reports.

1. The committee may direct *the district school board* or the governing body of the state university or Florida College System institution to provide a written statement to the committee explaining why full corrective action has not been taken or, if the governing body intends to take full corrective action, describing the corrective action to be taken and when it will occur.

2. If the committee determines that the written statement is not sufficient, the committee may require the chair of the *district school board* or the chair of the governing body of the state university or Florida College System institution, or the chair's designee, to appear before the committee.

3. If the committee determines that the *district school board*, state university, or Florida College System institution has failed to take full corrective action for which there is no justifiable reason or has failed to comply with committee requests made pursuant to this section, the committee shall refer the matter to the State Board of Education or the

Board of Governors, as appropriate, to proceed in accordance with s. 1008.32 or s. 1008.322, respectively.

Section 2. Subsection (5) is added to section 120.74, Florida Statutes, to read:

120.74 Agency review, revision, and report.—

(5) *An educational unit as defined in s. 120.52(6) is exempt from this section.*

Section 3. Paragraph (c) of subsection (1) of section 120.81, Florida Statutes, is amended to read:

120.81 Exceptions and special requirements; general areas.—

(1) EDUCATIONAL UNITS.—

(c) Notwithstanding s. 120.52(16), any tests, test scoring criteria, or testing procedures relating to student assessment which are developed or administered by the Department of Education pursuant to s. 1003.4282 ~~1003.428~~, ~~s. 1003.429~~, s. 1003.438, s. 1008.22, or s. 1008.25, or any other statewide educational tests required by law, are not rules.

Section 4. Paragraph (a) of subsection (2) of section 409.1451, Florida Statutes, is amended to read:

409.1451 The Road-to-Independence Program.—

(2) POSTSECONDARY EDUCATION SERVICES AND SUPPORT.—

(a) A young adult is eligible for services and support under this subsection if he or she:

1. Was living in licensed care on his or her 18th birthday or is currently living in licensed care; or was at least 16 years of age and was adopted from foster care or placed with a court-approved dependency guardian after spending at least 6 months in licensed care within the 12 months immediately preceding such placement or adoption;

2. Spent at least 6 months in licensed care before reaching his or her 18th birthday;

3. Earned a standard high school diploma *pursuant to s. 1002.3105(5), s. 1003.4281, or s. 1003.4282*, or its equivalent pursuant to ~~s. 1003.428~~, ~~s. 1003.4281~~, ~~s. 1003.429~~, s. 1003.435, or a *special diploma pursuant to s. 1003.438*;

4. Has been admitted for enrollment as a full-time student or its equivalent in an eligible postsecondary educational institution as provided in s. 1009.533. For purposes of this section, the term “full-time” means 9 credit hours or the vocational school equivalent. A student may enroll part-time if he or she has a recognized disability or is faced with another challenge or circumstance that would prevent full-time attendance. A student needing to enroll part-time for any reason other than having a recognized disability must get approval from his or her academic advisor;

5. Has reached 18 years of age but is not yet 23 years of age;

6. Has applied, with assistance from the young adult’s caregiver and the community-based lead agency, for any other grants and scholarships for which he or she may qualify;

7. Submitted a Free Application for Federal Student Aid which is complete and error free; and

8. Signed an agreement to allow the department and the community-based care lead agency access to school records.

Section 5. Subsection (8) of section 496.404, Florida Statutes, is amended to read:

496.404 Definitions.—As used in ss. 496.401-496.424:

(8) “Educational institutions” means those institutions and organizations described in s. 212.08(7)(cc)8.a. The term includes private nonprofit organizations, the purpose of which is to raise funds for schools teaching grades kindergarten through grade 12, colleges, and uni-

versities, including ~~a~~ ~~any~~ nonprofit newspaper of free or paid circulation primarily on university or college campuses which holds a current exemption from federal income tax under s. 501(c)(3) of the Internal Revenue Code, ~~an~~ ~~any~~ educational television network or system established pursuant to ~~s. 1001.25~~ or s. 1001.26, and ~~a~~ ~~any~~ nonprofit television or radio station that is a part of such network or system and that holds a current exemption from federal income tax under s. 501(c)(3) of the Internal Revenue Code. The term also includes a nonprofit educational cable consortium that holds a current exemption from federal income tax under s. 501(c)(3) of the Internal Revenue Code, whose primary purpose is the delivery of educational and instructional cable television programming and whose members are composed exclusively of educational organizations that hold a valid consumer certificate of exemption and that are either an educational institution as defined in this subsection or qualified as a nonprofit organization pursuant to s. 501(c)(3) of the Internal Revenue Code.

Section 6. Paragraph (d) of subsection (1) of section 775.215, Florida Statutes, is amended to read:

775.215 Residency restriction for persons convicted of certain sex offenses.—

(1) As used in this section, the term:

(d) “School” has the same meaning as provided in s. 1003.01 and includes a private school as defined in s. 1002.01, a voluntary pre-kindergarten education program as described in s. 1002.53(3), a public school as described in s. 402.3025(1), the Florida School for the Deaf and the Blind, ~~and the Florida Virtual School as established under s. 1002.37~~, ~~and a K-8 Virtual School as established under s. 1002.415~~, but does not include facilities dedicated exclusively to the education of adults.

Section 7. Subsection (1) of section 984.151, Florida Statutes, is amended to read:

984.151 Truancy petition; prosecution; disposition.—

(1) If the school determines that a student subject to compulsory school attendance has had at least five unexcused absences, or absences for which the reasons are unknown, within a calendar month or 10 unexcused absences, or absences for which the reasons are unknown, within a 90-calendar-day period pursuant to s. 1003.26(1)(b), or has had more than 15 unexcused absences in a 90-calendar-day period, the superintendent of schools or his or her designee may file a truancy petition.

Section 8. *Subsection (5) of section 1000.01, Florida Statutes, is repealed.*

Section 9. Subsection (7) of section 1000.21, Florida Statutes, is amended to read:

1000.21 Systemwide definitions.—As used in the Florida K-20 Education Code:

(7) “Next Generation Sunshine State Standards” means the state’s public K-12 curricular standards, ~~including common core standards in English Language Arts and mathematics~~, adopted under s. 1003.41.

Section 10. *Section 1000.33, Florida Statutes, is repealed.*

Section 11. *Section 1000.37, Florida Statutes, is repealed.*

Section 12. Paragraphs (h) and (l) of subsection (6) of section 1001.10, Florida Statutes, are amended to read:

1001.10 Commissioner of Education; general powers and duties.—

(6) Additionally, the commissioner has the following general powers and duties:

~~(h) To develop and implement a plan for cooperating with the Federal Government in carrying out any or all phases of the educational program and to recommend policies for administering funds that are appropriated by Congress and apportioned to the state for any or all educational purposes. The Commissioner of Education shall submit to the Legislature the proposed state plan for the reauthorization of the No Child Left Behind Act before the proposed plan is submitted to federal~~

agencies. The President of the Senate and the Speaker of the House of Representatives shall appoint members of the appropriate education and appropriations committees to serve as a select committee to review the proposed plan.

~~(k)(4) To prepare, publish, and disseminate maintain a Citizen Information Center responsible for the preparation, publication, and dissemination of user-friendly materials relating to the state's education system, including the state's K-12 scholarship programs and the Voluntary Prekindergarten Education Program.~~

Section 13. *Section 1001.25, Florida Statutes, is repealed.*

Section 14. Section 1001.26, Florida Statutes, is amended to read:

1001.26 Public broadcasting program system.—

(1) There is created a public broadcasting program system for the state. The department shall *provide funds, as specifically appropriated in the General Appropriations Act, to educational television stations qualified by the Corporation for Public Broadcasting that are part of the public broadcasting program system* ~~administer this program system pursuant to rules adopted by the State Board of Education. This program system must complement and share resources with the instructional programming service of the Department of Education and educational UHF, VHF, EBS, and FM stations in the state. The program system must include:~~

(a) Support for existing Corporation for Public Broadcasting qualified program system educational television stations ~~and new stations meeting Corporation for Public Broadcasting qualifications and providing a first service to an audience that does not currently receive a broadcast signal or providing a significant new program service as defined by rule by the State Board of Education.~~

(b) Maintenance of quality broadcast capability for educational stations that are part of the program system.

(c) Interconnection of all educational stations that are part of the program system for simultaneous broadcast and of such stations with all universities and other institutions as necessary for sharing of resources and delivery of programming.

(d) Establishment and maintenance of a capability for statewide program distribution with facilities and staff, provided such facilities and staff complement and strengthen existing ~~or future~~ educational television stations ~~in accordance with paragraph (a) and s. 1001.25(2)(e).~~

(e) Provision of both statewide programming funds and station programming support for educational television to meet statewide priorities. Priorities for station programming need not be the same as priorities for programming to be used statewide. Station programming may include, but shall not be limited to, citizens' participation programs, music and fine arts programs, coverage of public hearings and governmental meetings, equal air time for political candidates, and other public interest programming.

~~(2)(a) The Department of Education is responsible for implementing the provisions of this section pursuant to s. 282.702 and may employ personnel, acquire equipment and facilities, and perform all duties necessary for carrying out the purposes and objectives of this section.~~

~~(b) The department shall provide through educational television and other electronic media a means of extending educational services to all the state system of public education. The department shall recommend to the State Board of Education rules necessary to provide such services.~~

~~(c) The department is authorized to provide equipment, funds, and other services to extend and update both the existing and the proposed educational television systems of tax supported and nonprofit, corporate owned facilities. All stations funded must be qualified by the Corporation for Public Broadcasting. New stations eligible for funding shall provide a first service to an audience that is not currently receiving a broadcast signal or provide a significant new program service as defined by State Board of Education rules. Funds appropriated to the department for educational television may be used by the department for educational television only.~~

(3)(a) *The facilities, plant, or personnel of an educational television station that is supported in whole or in part by state funds may not be used directly or indirectly for the promotion, advertisement, or advancement of a political candidate for a municipal, county, legislative, congressional, or state office. However, fair, open, and free discussion between political candidates for municipal, county, legislative, congressional, or state office may be permitted in order to help materially reduce the excessive cost of campaigns and to ensure that the state's citizens are fully informed about issues and candidates in campaigns. This paragraph applies to the advocacy for, or opposition to, a specific existing or proposed program of governmental action, which includes, but is not limited to, constitutional amendments, tax referenda, and bond issues. This paragraph shall be implemented in accordance with rules of the State Board of Education.*

(b) *A violation of a prohibition contained in this subsection is a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 15. Section 1001.34, Florida Statutes, is amended to read:

1001.34 Membership of district school board.—

(1) Each district school board shall be composed of not less than five members. Each member of the district school board shall be a qualified elector of the district in which she or he serves, shall be a resident of the district school board member residence area from which she or he is elected, and shall maintain said residency throughout her or his term of office.

(2) *A district school board may modify the number of members on its board by adopting a resolution that establishes the total number of members on the board, which may not be less than five, and the number of members who shall be elected by residence areas or elected at large. The resolution must specify an orderly method and procedure for modifying the membership of the board, including staggering terms of additional members as necessary. If the resolution is adopted, the district school board shall submit to the electors for approval at a referendum held at the next primary or general election the question of whether the number of board members should be modified in accordance with the resolution adopted by the district school board. If the referendum is approved, election of additional school board members may occur at any primary, general, or otherwise-called special election.*

Section 16. *Subsection (7) of section 1001.47, Florida Statutes, is repealed.*

Section 17. *Subsection (6) of section 1001.50, Florida Statutes, is repealed.*

Section 18. *Section 1001.62, Florida Statutes, is repealed.*

Section 19. *Subsection (3) of section 1001.73, Florida Statutes, is repealed.*

Section 20. Subsections (8), (16), and (21) 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:

(8) STUDENTS WITH DISABILITIES.—Parents of public school students with disabilities and parents of public school students in residential care facilities are entitled to notice and due process in accordance with the provisions of ss. 1003.57 and 1003.58. Public school students with disabilities must be provided the opportunity to meet the graduation requirements for a standard high school diploma *as set forth in s. 1003.4282* in accordance with the provisions of ss. 1003.57 and 1008.22 ~~s. 1003.428(3)~~. Pursuant to s. 1003.438, certain public school students with disabilities may be awarded a special diploma upon high school graduation.

(16) SCHOOL ACCOUNTABILITY AND SCHOOL IMPROVEMENT RATING REPORTS.—Parents of public school students are entitled to an easy-to-read report card about the *school's* grade designation

or, if applicable under s. 1008.341, the school's improvement rating, and the school's school accountability report, including the school financial report as required under s. 1010.215, and school improvement rating of their child's school in accordance with the provisions of ss. 1008.22, 1003.02(3), and 1010.215(5).

(21) PARENTAL INPUT AND MEETINGS.—

(a) Meetings with school district personnel.—Parents of public school students may be accompanied by another adult of their choice at a ~~any~~ meeting with school district personnel. School district personnel may not object to the attendance of such adult or discourage or attempt to discourage, through an ~~any~~ action, statement, or other means, ~~the~~ parents of students with disabilities from inviting another person of their choice to attend a ~~any~~ meeting. Such prohibited actions include, but are not limited to, attempted or actual coercion or harassment of parents or students or retaliation or threats of consequences to parents or students.

1. Such meetings include, but are not limited to, meetings related to: the eligibility for exceptional student education or related services; the development of an individual family support plan (IFSP); the development of an individual education plan (IEP); the development of a 504 accommodation plan issued under s. 504 of the Rehabilitation Act of 1973; the transition of a student from early intervention services to other services; the development of postsecondary goals for a student with a disability and the transition services needed to reach those goals; and other issues that may affect the a student's educational environment, discipline, or placement of a student with a disability.

2. The parents and school district personnel attending the meeting shall sign a document at the meeting's conclusion which states whether any school district personnel have prohibited, discouraged, or attempted to discourage the parents from inviting a person of their choice to the meeting.

~~(b) School district best financial management practice reviews.—Public school students and their parents may provide input regarding their concerns about the operations and management of the school district both during and after the conduct of a school district best financial management practices review, in accordance with the provisions of s. 1008.35.~~

~~(b)(e)~~ District school board educational facilities programs.—Parents of public school students and other members of the public have the right to receive proper public notice and opportunity for public comment regarding the district school board's educational facilities work program, in accordance with the provisions of s. 1013.35.

Section 21. Subsections (2) through (8) of section 1002.31, Florida Statutes, are amended to read:

1002.31 *Controlled open enrollment*; public school parental choice.—

(2) Each district school board may offer controlled open enrollment within the public schools ~~which is~~. ~~The controlled open enrollment program shall be offered~~ in addition to the existing choice programs such as virtual instruction programs, magnet schools, alternative schools, special programs, advanced placement, and dual enrollment.

(3) Each district school board ~~offering controlled open enrollment shall adopt by rule and post on its website~~ develop a controlled open enrollment plan which ~~must: describes the implementation of subsection (2).~~

~~(a)(4) School districts shall Adhere to federal desegregation requirements. No controlled open enrollment plan that conflicts with federal desegregation orders shall be implemented.~~

~~(5) Each school district shall develop a system of priorities for its plan that includes consideration of the following:~~

~~(b)(a)~~ Include an application process required to participate in the controlled open enrollment program.

~~(b)~~ A process that allows parents to declare school preferences, including:

~~(c)~~ A process that encourages placement of siblings within the same school.

~~(c)(d)~~ Provide a lottery procedure ~~used by the school district~~ to determine student assignment ~~and establish~~.

~~(e)~~ an appeals process for hardship cases.

~~(d)~~ Afford parents of students in multiple session schools preferred access to controlled open enrollment.

~~(e)(f)~~ The procedures to Maintain socioeconomic, demographic, and racial balance.

~~(f)(g)~~ Address the availability of transportation.

~~(h)~~ A process that promotes strong parental involvement, including the designation of a parent liaison.

~~(i)~~ A strategy that establishes a clearinghouse of information designed to assist parents in making informed choices.

~~(6) Plans shall be submitted to the Commissioner of Education. The Commissioner of Education shall develop an annual report on the status of school choice and deliver the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives at least 90 days prior to the convening of the regular session of the Legislature.~~

~~(7) Notwithstanding any provision of this section, a school district with schools operating on both multiple session schedules and single session schedules shall afford parents of students in multiple session schools preferred access to the controlled open enrollment program of the school district.~~

~~(4)(8)~~ In accordance with the reporting requirements of s. 1011.62, each district school board shall annually report the number of students applying for and attending the various types of public schools of choice in the district, including schools such as virtual instruction programs, magnet schools, and public charter schools, according to rules adopted by the State Board of Education.

Section 22. Subsection (5) of section 1002.3105, Florida Statutes, is amended to read:

1002.3105 Academically Challenging Curriculum to Enhance Learning (ACCEL) options.—

(5) AWARD OF A STANDARD HIGH SCHOOL DIPLOMA.—A student who meets the applicable grade 9 cohort graduation requirements of s. 1003.4282(3)(a)-(e) or s. 1003.4282(10)(a)1.-5., (b)1.-5., (c)1.-5., or (d)1.-5., earns three credits in electives, and earns a cumulative grade point average (GPA) of 2.0 on a 4.0 scale shall be awarded a standard high school diploma in a form prescribed by the State Board of Education.

Section 23. Subsection (3) of section 1002.321, Florida Statutes, is amended to read:

1002.321 Digital learning.—

(3) DIGITAL PREPARATION.—As required under s. 1003.4282, a ~~Each~~ student entering grade 9 in the 2011-2012 school year and thereafter who seeks a high school diploma must take ~~graduate from high school having taken~~ at least one online course, as provided in s. 1003.428.

Section 24. Paragraph (a) of subsection (6), paragraph (a) of subsection (7), and subsection (25) of section 1002.33, Florida Statutes, are amended to read:

1002.33 Charter schools.—

(6) APPLICATION PROCESS AND REVIEW.—Charter school applications are subject to the following requirements:

(a) A person or entity wishing to open a charter school shall prepare and submit an application on a model application form prepared by the Department of Education which:

1. Demonstrates how the school will use the guiding principles and meet the statutorily defined purpose of a charter school.

2. Provides a detailed curriculum plan that illustrates how students will be provided services to attain the Sunshine State Standards.

3. Contains goals and objectives for improving student learning and measuring that improvement. These goals and objectives must indicate how much academic improvement students are expected to show each year, how success will be evaluated, and the specific results to be attained through instruction.

4. Describes the reading curriculum and differentiated strategies that will be used for students reading at grade level or higher and a separate curriculum and strategies for students who are reading below grade level. A sponsor shall deny a charter if the school does not propose a reading curriculum that is consistent with effective teaching strategies that are grounded in scientifically based reading research.

5. Contains an annual financial plan for each year requested by the charter for operation of the school for up to 5 years. This plan must contain anticipated fund balances based on revenue projections, a spending plan based on projected revenues and expenses, and a description of controls that will safeguard finances and projected enrollment trends.

6. ~~Contains Documents that the applicant has participated in the training required in subparagraph (f)2. A sponsor may require an applicant to provide~~ additional information ~~a sponsor may require, which shall be attached~~ as an addendum to the charter school application described in this paragraph.

7. For the establishment of a virtual charter school, documents that the applicant has contracted with a provider of virtual instruction services pursuant to s. 1002.45(1)(d).

(7) CHARTER.—The major issues involving the operation of a charter school shall be considered in advance and written into the charter. The charter shall be signed by the governing board of the charter school and the sponsor, following a public hearing to ensure community input.

(a) The charter shall address and criteria for approval of the charter shall be based on:

1. The school's mission, the students to be served, and the ages and grades to be included.

2. The focus of the curriculum, the instructional methods to be used, any distinctive instructional techniques to be employed, and identification and acquisition of appropriate technologies needed to improve educational and administrative performance which include a means for promoting safe, ethical, and appropriate uses of technology which comply with legal and professional standards.

a. The charter shall ensure that reading is a primary focus of the curriculum and that resources are provided to identify and provide specialized instruction for students who are reading below grade level. The curriculum and instructional strategies for reading must be consistent with the Next Generation Sunshine State Standards and grounded in scientifically based reading research.

b. In order to provide students with access to diverse instructional delivery models, to facilitate the integration of technology within traditional classroom instruction, and to provide students with the skills they need to compete in the 21st century economy, the Legislature encourages instructional methods for blended learning courses consisting of both traditional classroom and online instructional techniques. Charter schools may implement blended learning courses which combine traditional classroom instruction and virtual instruction. Students in a blended learning course must be full-time students of the charter school and receive the online instruction in a classroom setting at the charter school. Instructional personnel certified pursuant to s. 1012.55 who provide virtual instruction for blended learning courses may be employees of the charter school or may be under contract to provide instructional services to charter school students. At a minimum, such instructional personnel must hold an active state or school district adjunct certification under s. 1012.57 for the subject area of the blended learning course. The funding and performance accountability requirements for blended learning courses are the same as those for traditional courses.

3. The current incoming baseline standard of student academic achievement, the outcomes to be achieved, and the method of measurement that will be used. The criteria listed in this subparagraph shall include a detailed description of:

a. How the baseline student academic achievement levels and prior rates of academic progress will be established.

b. How these baseline rates will be compared to rates of academic progress achieved by these same students while attending the charter school.

c. To the extent possible, how these rates of progress will be evaluated and compared with rates of progress of other closely comparable student populations.

The district school board is required to provide academic student performance data to charter schools for each of their students coming from the district school system, as well as rates of academic progress of comparable student populations in the district school system.

4. The methods used to identify the educational strengths and needs of students and how well educational goals and performance standards are met by students attending the charter school. The methods shall provide a means for the charter school to ensure accountability to its constituents by analyzing student performance data and by evaluating the effectiveness and efficiency of its major educational programs. Students in charter schools shall, at a minimum, participate in the statewide assessment program created under s. 1008.22.

5. In secondary charter schools, a method for determining that a student has satisfied the requirements for graduation in s. 1002.3105(5), s. 1003.4281, ~~1003.428~~ or s. 1003.4282.

6. A method for resolving conflicts between the governing board of the charter school and the sponsor.

7. The admissions procedures and dismissal procedures, including the school's code of student conduct.

8. The ways by which the school will achieve a racial/ethnic balance reflective of the community it serves or within the racial/ethnic range of other public schools in the same school district.

9. The financial and administrative management of the school, including a reasonable demonstration of the professional experience or competence of those individuals or organizations applying to operate the charter school or those hired or retained to perform such professional services and the description of clearly delineated responsibilities and the policies and practices needed to effectively manage the charter school. A description of internal audit procedures and establishment of controls to ensure that financial resources are properly managed must be included. Both public sector and private sector professional experience shall be equally valid in such a consideration.

10. The asset and liability projections required in the application which are incorporated into the charter and shall be compared with information provided in the annual report of the charter school.

11. A description of procedures that identify various risks and provide for a comprehensive approach to reduce the impact of losses; plans to ensure the safety and security of students and staff; plans to identify, minimize, and protect others from violent or disruptive student behavior; and the manner in which the school will be insured, including whether or not the school will be required to have liability insurance, and, if so, the terms and conditions thereof and the amounts of coverage.

12. The term of the charter which shall provide for cancellation of the charter if insufficient progress has been made in attaining the student achievement objectives of the charter and if it is not likely that such objectives can be achieved before expiration of the charter. The initial term of a charter shall be for 4 or 5 years. In order to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a municipality or other public entity as provided by law are eligible for up to a 15-year charter, subject to approval by the district school board. A charter lab school is eligible for a charter for a term of up to 15 years. In addition, to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a private, not-for-profit, s. 501(c)(3) status

corporation are eligible for up to a 15-year charter, subject to approval by the district school board. Such long-term charters remain subject to annual review and may be terminated during the term of the charter, but only according to the provisions set forth in subsection (8).

13. The facilities to be used and their location. The sponsor may not require a charter school to have a certificate of occupancy or a temporary certificate of occupancy for such a facility earlier than 15 calendar days before the first day of school.

14. The qualifications to be required of the teachers and the potential strategies used to recruit, hire, train, and retain qualified staff to achieve best value.

15. The governance structure of the school, including the status of the charter school as a public or private employer as required in paragraph (12)(i).

16. A timetable for implementing the charter which addresses the implementation of each element thereof and the date by which the charter shall be awarded in order to meet this timetable.

17. In the case of an existing public school that is being converted to charter status, alternative arrangements for current students who choose not to attend the charter school and for current teachers who choose not to teach in the charter school after conversion in accordance with the existing collective bargaining agreement or district school board rule in the absence of a collective bargaining agreement. However, alternative arrangements shall not be required for current teachers who choose not to teach in a charter lab school, except as authorized by the employment policies of the state university which grants the charter to the lab school.

18. Full disclosure of the identity of all relatives employed by the charter school who are related to the charter school owner, president, chairperson of the governing board of directors, superintendent, governing board member, principal, assistant principal, or any other person employed by the charter school who has equivalent decisionmaking authority. For the purpose of this subparagraph, the term "relative" means 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, stepbrother, stepsister, half brother, or half sister.

19. Implementation of the activities authorized under s. 1002.331 by the charter school when it satisfies the eligibility requirements for a high-performing charter school. A high-performing charter school shall notify its sponsor in writing by March 1 if it intends to increase enrollment or expand grade levels the following school year. The written notice shall specify the amount of the enrollment increase and the grade levels that will be added, as applicable.

(25) LOCAL EDUCATIONAL AGENCY STATUS FOR CERTAIN CHARTER SCHOOL SYSTEMS.—A charter school *system's governing board system* shall be designated a local educational agency for the purpose of receiving federal funds, the same as though the charter school system were a school district, if the governing board of the charter school system has adopted and filed a resolution with its sponsoring district school board and the Department of Education in which the governing board of the charter school system accepts the full responsibility for all local education agency requirements and the charter school system meets all of the following:

- (a) Includes both conversion charter schools and nonconversion charter schools;
- (b) Has all schools located in the same county;
- (c) Has a total enrollment exceeding the total enrollment of at least one school district in the state;
- (d) Has the same governing board; and
- (e) Does not contract with a for-profit service provider for management of school operations.

Such designation does not apply to other provisions unless specifically provided in law.

Section 25. Paragraph (g) of subsection (4) and paragraph (d) of subsection (6) of section 1002.34, Florida Statutes, are amended to read:

1002.34 Charter technical career centers.—

(4) CHARTER.—A sponsor may designate centers as provided in this section. An application to establish a center may be submitted by a sponsor or another organization that is determined, by rule of the State Board of Education, to be appropriate. However, an independent school is not eligible for status as a center. The charter must be signed by the governing body of the center and the sponsor and must be approved by the district school board and Florida College System institution board of trustees in whose geographic region the facility is located. If a charter technical career center is established by the conversion to charter status of a public technical center formerly governed by a district school board, the charter status of that center takes precedence in any question of governance. The governance of the center or of any program within the center remains with its board of directors unless the board agrees to a change in governance or its charter is revoked as provided in subsection (15). Such a conversion charter technical career center is not affected by a change in the governance of public technical centers or of programs within other centers that are or have been governed by district school boards. A charter technical career center, or any program within such a center, that was governed by a district school board and transferred to a Florida College System institution prior to the effective date of this act is not affected by this provision. An applicant who wishes to establish a center must submit to the district school board or Florida College System institution board of trustees, or a consortium of one or more of each, an application on a form developed by the Department of Education which includes:

(g) A method for determining whether a student has satisfied the requirements for graduation specified in s. 1002.3105(5), s. 1003.4281, or s. 1003.4282 ~~1003.428~~ or s. 1003.429 and for completion of a post-secondary certificate or degree.

Students at a center must meet the same testing and academic performance standards as those established by law and rule for students at public schools and public technical centers. The students must also meet any additional assessment indicators that are included within the charter approved by the district school board or Florida College System institution board of trustees.

(6) SPONSOR.—A district school board or Florida College System institution board of trustees or a consortium of one or more of each may sponsor a center in the county in which the board has jurisdiction.

(d)1. The Department of Education shall offer or arrange for training and technical assistance to *centers which must include applicants in developing and amending business plans, and estimating and accounting for costs and income, complying with state and federal grant and student performance accountability reporting requirements, implementing good business practices.* ~~This assistance shall address estimating startup costs, projecting enrollment, and identifying the types and amounts of state and federal financial aid assistance the center may be eligible to receive. The training shall include instruction in accurate financial planning and good business practices.~~

2. An applicant must participate in the training provided by the department ~~after approval of its of Education before filing an application but at least 30 days before the first day of classes at the center.~~ The department of Education may provide technical assistance to an applicant upon written request.

Section 26. Paragraphs (a) and (b) of subsection (1) and subsection (3) of section 1002.345, Florida Statutes, are amended to read:

1002.345 Determination of deteriorating financial conditions and financial emergencies for charter schools and charter technical career centers.—This section applies to charter schools operating pursuant to s. 1002.33 and to charter technical career centers operating pursuant to s. 1002.34.

(1) EXPEDITED REVIEW; REQUIREMENTS.—

(a) A charter school or a charter technical career center is subject to an expedited review by the sponsor if one of the following occurs:

1. Failure to provide for an audit required by s. 218.39.

2. Failure to comply with reporting requirements pursuant to s. 1002.33(9) or s. 1002.34(11)(f) or (14).

3. A deteriorating financial condition identified through an annual audit pursuant to s. 218.39(5), ~~or a monthly financial statement pursuant to s. 1002.33(9)(g) or s. 1002.34(11)(f), or a quarterly financial statement pursuant to s. 1002.331(2)(c).~~ "Deteriorating financial condition" means a circumstance that significantly impairs the ability of a charter school or a charter technical career center to generate enough revenues to meet its expenditures without causing the occurrence of a condition described in s. 218.503(1).

4. Notification pursuant to s. 218.503(2) that one or more of the conditions specified in s. 218.503(1) have occurred or will occur if action is not taken to assist the charter school or charter technical career center.

(b) A sponsor shall notify the governing board *and the Commissioner of Education* within 7 business days after one or more of the conditions specified in paragraph (a) occur.

~~(3) REPORT.—The Commissioner of Education shall annually report to the State Board of Education each charter school and charter technical career center that is subject to a financial recovery plan or a corrective action plan under this section.~~

Section 27. Paragraph (a) of subsection (2) of section 1002.39, Florida Statutes, is amended to read:

1002.39 The John M. McKay Scholarships for Students with Disabilities Program.—There is established a program that is separate and distinct from the Opportunity Scholarship Program and is named the John M. McKay Scholarships for Students with Disabilities Program.

(2) JOHN M. MCKAY SCHOLARSHIP ELIGIBILITY.—The parent of a student with a disability may request and receive from the state a John M. McKay Scholarship for the child to enroll in and attend a private school in accordance with this section if:

(a) The student has:

1. Received specialized instructional services under the Voluntary Prekindergarten Education Program pursuant to s. 1002.66 during the previous school year and the student has a current individual educational plan developed by the local school board in accordance with rules of the State Board of Education for the John M. McKay Scholarships for Students with Disabilities Program or a 504 accommodation plan has been issued under s. 504 of the Rehabilitation Act of 1973; *or*

2. Spent the prior school year in attendance at a Florida public school or the Florida School for the Deaf and the Blind. For purposes of this subparagraph, prior school year in attendance means that the student was enrolled and reported by:

a. A school district for funding during the preceding October and February Florida Education Finance Program surveys in kindergarten through grade 12, which includes time spent in a Department of Juvenile Justice commitment program if funded under the Florida Education Finance Program;

b. The Florida School for the Deaf and the Blind during the preceding October and February student membership surveys in kindergarten through grade 12; *or*

c. A school district for funding during the preceding October and February Florida Education Finance Program surveys, was at least 4 years of age when so enrolled and reported, and was eligible for services under s. 1003.21(1)(e); ~~or~~

~~3. Been enrolled and reported by a school district for funding, during the October and February Florida Education Finance Program surveys, in any of the 5 years prior to the 2010-2011 fiscal year; has a current individualized educational plan developed by the district school board in accordance with rules of the State Board of Education for the John M. McKay Scholarship Program no later than June 30, 2011; and receives a first-time John M. McKay scholarship for the 2011-2012 school year. Upon request of the parent, the local school district shall complete a matrix of services as required in subparagraph (5)(b)1. for a student~~

~~requesting a current individualized educational plan in accordance with the provisions of this subparagraph.~~

However, a dependent child of a member of the United States Armed Forces who transfers to a school in this state from out of state or from a foreign country due to a parent's permanent change of station orders is exempt from this paragraph but must meet all other eligibility requirements to participate in the program.

Section 28. Subsection (5) of section 1002.41, Florida Statutes, is amended to read:

1002.41 Home education programs.—

(5) Home education students may participate in the Bright Futures Scholarship Program in accordance with the provisions of ss. ~~1009.53-1009.538~~ ~~1009.53-1009.539~~.

Section 29. *Section 1002.415, Florida Statutes, is repealed.*

Section 30. Paragraph (b) of subsection (4) and subsection (10) of section 1002.45, Florida Statutes, are amended to read:

1002.45 Virtual instruction programs.—

(4) CONTRACT REQUIREMENTS.—Each contract with an approved provider must at minimum:

(b) Provide a method for determining that a student has satisfied the requirements for graduation in s. ~~1002.3105(5)~~, s. ~~1003.4281~~, ~~1003.428~~ or s. 1003.4282 if the contract is for the provision of a full-time virtual instruction program to students in grades 9 through 12.

(10) MARKETING.—Each school district shall provide information to parents and students about the ~~parents and~~ student's right to participate in a virtual instruction program under this section and in courses offered by the Florida Virtual School under s. 1002.37.

Section 31. Paragraph (c) of subsection (2) of section 1002.455, Florida Statutes, is amended to read:

1002.455 Student eligibility for K-12 virtual instruction.—

(2) A student is eligible to participate in virtual instruction if:

(c) The student was enrolled during the prior school year in a virtual instruction program under s. 1002.45, ~~the K-8 Virtual School Program under s. 1002.415~~, or a full-time Florida Virtual School program under s. 1002.37(8)(a);

Section 32. *Section 1002.65, Florida Statutes, is repealed.*

Section 33. Subsection (14) of section 1003.01, Florida Statutes, is amended to read:

1003.01 Definitions.—As used in this chapter, the term:

(14) "Core-curricula courses" means:

(a) Courses in language arts/reading, mathematics, social studies, and science in prekindergarten through grade 3, excluding ~~any~~ extracurricular courses pursuant to subsection (15);

(b) Courses in grades 4 through 8 in subjects that are measured by state assessment at any grade level and courses required for middle school promotion, excluding ~~any~~ extracurricular courses pursuant to subsection (15);

(c) Courses in grades 9 through 12 in subjects that are measured by state assessment at any grade level and courses that are specifically identified by name in statute as required for high school graduation and that are not measured by state assessment, excluding ~~any~~ extracurricular courses pursuant to subsection (15);

(d) Exceptional student education courses; and

(e) English for Speakers of Other Languages courses.

The term is limited in meaning and used for the sole purpose of designating classes that are subject to the maximum class size requirements

established in s. 1, Art. IX of the State Constitution. This term does not include courses offered under ss. 1002.321(4)(e), 1002.33(7)(a)2.b., 1002.37, ~~1002.415~~, 1002.45, and 1003.499.

Section 34. Paragraph (d) 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 district. 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 fields:

(d) Courses of study and instructional materials.—

1. Provide adequate instructional materials for all students as follows and in accordance with the requirements of chapter 1006, in the core courses of mathematics, language arts, social studies, science, reading, and literature, except for instruction for which the school advisory council approves the use of a program that does not include a textbook as a major tool of instruction.

2. Adopt courses of study for use in the schools of the district.

3. Provide for proper requisitioning, distribution, accounting, storage, care, and use of all instructional materials as may be needed, and ensure that instructional materials used in the district are consistent with the district goals and objectives and the *course descriptions curriculum frameworks* approved by the State Board of Education, as well as with the state and school district performance standards required by law and state board rule.

Section 35. Paragraph (c) of subsection (3) and subsection (6) of section 1003.03, Florida Statutes, are amended to read:

1003.03 Maximum class size.—

(3) IMPLEMENTATION OPTIONS.—District school boards must consider, but are not limited to, implementing the following items in order to meet the constitutional class size maximums described in subsection (1):

(c)1. Repeal district school board policies that require students to earn more than the 24 credits ~~required under s. 1003.428~~ to graduate from high school.

2. Implement the early graduation ~~options~~ *option* provided in ss. 1002.3105(5) and ~~s.~~ 1003.4281.

(6) COURSES FOR COMPLIANCE.—Consistent with s. ~~the provisions in ss.~~ 1003.01(14) and ~~1003.428~~, the Department of Education shall identify from the Course Code Directory the core-curricula courses for the purpose of satisfying the maximum class size requirement in this section. The department may adopt rules to implement this subsection, if necessary.

Section 36. Subsection (3) of section 1003.41, Florida Statutes, is amended to read:

1003.41 Next Generation Sunshine State Standards.—

(3) The Commissioner of Education, as needed, shall develop and submit proposed revisions to the standards for review and comment by Florida educators, school administrators, representatives of the Florida College System institutions and state universities who have expertise in the content knowledge and skills necessary to prepare a student for postsecondary education and careers, business and industry leaders, and the public. The commissioner, after considering reviews and comments,

shall submit the proposed revisions to the State Board of Education for adoption. ~~In addition, the commissioner shall prepare an analysis of the costs associated with implementing a separate, one-half credit course in financial literacy, including estimated costs for instructional personnel, training, and the development or purchase of instructional materials. The commissioner shall work with one or more nonprofit organizations with proven expertise in the area of personal finance, consider free resources that can be utilized for instructional materials, and provide data on the implementation of such a course in other states. The commissioner shall provide the cost analysis to the President of the Senate and the Speaker of the House of Representatives by October 1, 2013.~~

Section 37. Paragraphs (b) and (c) of subsection (1) and subsections (2) and (3) of section 1003.4156, Florida Statutes, are 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:

(b) Three middle grades or higher courses in mathematics. Each school that includes middle grades must offer at least one high school level mathematics course for which students may earn high school credit. Successful completion of a high school level Algebra I or Geometry course is not contingent upon the student's performance on the statewide, standardized end-of-course (EOC) assessment ~~or, upon transition to common core assessments, the common core Algebra I or geometry assessments required under s. 1008.22. However, beginning with the 2011-2012 school year, To earn high school credit for Algebra I, a middle grades student must take the statewide, standardized Algebra I EOC assessment and pass the course, and in addition, beginning with the 2013-2014 school year and thereafter, a student's performance on the Algebra I EOC assessment constitutes 30 percent of the student's final course grade. pass the Algebra I statewide, standardized assessment, and beginning with the 2012-2013 school year, To earn high school credit for a Geometry course, a middle grades student must take the statewide, standardized Geometry EOC assessment, which constitutes 30 percent of the student's final course grade, and earn a passing grade in the course.~~

(c) Three middle grades or higher courses in social studies. Beginning with students entering grade 6 in the 2012-2013 school year, one of these courses must be at least a one-semester civics education course that includes the roles and responsibilities of federal, state, and local governments; the structures and functions of the legislative, executive, and judicial branches of government; and the meaning and significance of historic documents, such as the Articles of Confederation, the Declaration of Independence, and the Constitution of the United States. Beginning with the 2013-2014 school year, each student's performance on the statewide, standardized EOC assessment in civics education required under s. 1008.22 constitutes 30 percent of the student's final course grade. *A middle grades student who transfers into the state's public school system from out of country, out of state, a private school, or a home education program after the beginning of the second term of grade 8 is not required to meet the civics education requirement for promotion from the middle grades if the student's transcript documents passage of three courses in social studies or two year-long courses in social studies that include coverage of civics education.*

Each school must inform parents about the course curriculum and activities. Each student shall complete a personal education plan that must be signed by the student and the student's parent. The Department of Education shall develop course frameworks and professional development materials for the career and education planning course. The course may be implemented as a stand-alone course or integrated into another course or courses. The Commissioner of Education shall collect longitudinal high school course enrollment data by student ethnicity in order to analyze course-taking patterns.

(2) If a middle grades student scores Level 1 or Level 2 on the *statewide, standardized FCAT Reading assessment or, when implemented, the state transitions to common core assessments on the English Language Arts (ELA) assessment assessments required under s. 1008.22*, the following year the student must enroll in and complete a remedial course or a content area course in which remediation strategies are incorporated into course content delivery. The department shall provide

guidance on appropriate strategies for diagnosing and meeting the varying instructional needs of students performing below grade level.

(3) If a middle grades student scores Level 1 or Level 2 on the statewide, standardized FCAT Mathematics assessment ~~or, when the state transitions to common core assessments, on the mathematics common core assessments required under s. 1008.22~~, the following year the student must receive remediation, which may be integrated into the student's required mathematics courses.

Section 38. *Section 1003.428, Florida Statutes, is repealed.*

Section 39. Subsection (1) of section 1003.4281, Florida Statutes, is amended to read:

1003.4281 Early high school graduation.—

(1) The purpose of this section is to provide a student the option of early graduation *and receipt of a standard high school diploma* if the student earns 24 credits and meets the graduation requirements set forth in ~~s. 1003.428 or s. 1003.4282, as applicable~~. For purposes of this section, the term "early graduation" means graduation from high school in less than 8 semesters or the equivalent.

Section 40. Paragraphs (a), (b), (c), and (f) of subsection (3), subsections (4), (5), (7), and (8), and paragraphs (a) and (c) of subsection (9) of section 1003.4282, Florida Statutes, are amended, subsection (10) is renumbered as subsection (11), and a new subsection (10) is added to that section, to read:

1003.4282 Requirements for a standard high school diploma.—

(3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT REQUIREMENTS.—

(a) Four credits in English Language Arts (ELA).—The four credits must be in ELA I, II, III, and IV. A student must pass the *statewide, standardized 10th grade 10 FCAT Reading assessment or, when implemented, the until the state transitions to a common core 10th grade 10 ELA assessment, or earn a concordant score, after which time a student must pass the ELA assessment* in order to earn a standard high school diploma.

(b) Four credits in mathematics.—A student must earn one credit in Algebra I and one credit in Geometry. A student's performance on the *statewide, standardized Algebra I end-of-course (EOC) assessment or common core assessment, as applicable*, constitutes 30 percent of the student's final course grade. A student must pass the *statewide, standardized Algebra I EOC assessment, or earn a comparative score, until the state transitions to a common core Algebra I assessment after which time a student must pass the common core assessment* in order to earn a standard high school diploma. A student's performance on the *statewide, standardized Geometry EOC assessment or common core assessment, as applicable*, constitutes 30 percent of the student's final course grade. *If When the state administers a statewide, standardized common core Algebra II assessment, a student selecting Algebra II must take the assessment, and the student's performance on the assessment constitutes 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I and Geometry. Industry certification courses that lead to college credit may substitute for up to two math credits.*

(c) Three credits in science.—Two of the three required credits must have a laboratory component. A student must earn one credit in Biology I and two credits in equally rigorous courses. The *statewide, standardized Biology I EOC assessment* constitutes 30 percent of the student's final course grade. *A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one science credit, except for Biology I. Industry certification courses that lead to college credit may substitute for up to one science credit.*

(f) One credit in physical education.—Physical education must include the integration of health. *Participation in an interscholastic sport at the junior varsity or varsity level for two full seasons shall satisfy the one-credit requirement in physical education if the student passes a*

competency test on personal fitness with a score of "C" or better. The competency test on personal fitness developed by the Department of Education must be used. A district school board may not require that the one credit in physical education be taken during the 9th grade year. Completion of one semester with a grade of "C" or better in a marching band class, in a physical activity class that requires participation in marching band activities as an extracurricular activity, or in a dance class shall satisfy one-half credit in physical education or one-half credit in performing arts. This credit may not be used to satisfy the personal fitness requirement or the requirement for adaptive physical education under an individual education plan (IEP) or 504 plan. Completion of 2 years in a Reserve Officer Training Corps (R.O.T.C.) class, a significant component of which is drills, shall satisfy the one-credit requirement in physical education and the one-credit requirement in performing arts. This credit may not be used to satisfy the personal fitness requirement or the requirement for adaptive physical education under an IEP or 504 plan. This requirement is subject to all of the provisions in s. 1003.428(2)(a)6.

(4) ONLINE COURSE REQUIREMENT.—~~Excluding a driver education course,~~ At least one course within the 24 credits required under this section must be completed through online learning. *Beginning with students entering grade 9 in the 2013-2014 school year, the required on-line course may not be a driver education course.* A school district may not require a student to take the online course outside the school day or in addition to a student's courses for a given semester. An online course taken in grade 6, grade 7, or grade 8 fulfills this requirement. This requirement is met through an online course offered by the Florida Virtual School, a virtual education provider approved by the State Board of Education, a high school, or an online dual enrollment course. A student who is enrolled in a full-time or part-time virtual instruction program under s. 1002.45 meets this requirement. This requirement does not apply to a student who has an individual education plan under s. 1003.57 which indicates that an online course would be inappropriate or to an out-of-state transfer student who is enrolled in a Florida high school and has 1 academic year or less remaining in high school.

(5) REMEDIATION FOR HIGH SCHOOL STUDENTS.—

(a) Each year a student scores Level 1 or Level 2 on the *statewide, standardized 9th grade 9 or 10th grade 10 FCAT Reading assessment or, when implemented, the 9th grade 9, 10th grade 10, or 11th grade 11 ELA assessment common core English Language Arts (ELA) assessments*, the student must be enrolled in and complete an intensive remedial course the following year or be placed in a content area course that includes remediation of skills not acquired by the student.

(b) Each year a student scores Level 1 or Level 2 on the *statewide, standardized Algebra I EOC assessment, or upon transition to the common core Algebra I assessment*, the student must be enrolled in and complete an intensive remedial course the following year or be placed in a content area course that includes remediation of skills not acquired by the student.

(7) AWARD OF A STANDARD HIGH SCHOOL DIPLOMA.—

(a) A student who earns a cumulative grade point average (GPA) of 2.0 on a 4.0 scale and meets the requirements of this section or s. 1002.3105(5) shall be awarded a standard high school diploma in a form prescribed by the State Board of Education.

(b) An adult student in an adult general education program as provided under s. 1004.93 shall be awarded a standard high school diploma if the student meets the requirements of this section or s. 1002.3105(5), except that:

1. One elective credit may be substituted for the one-credit requirement in fine or performing arts, speech and debate, or practical arts.

2. The requirement that two of the science credits include a laboratory component may be waived by the district school board.

3. The one credit in physical education may be substituted with an elective credit. ~~Notwithstanding any other law to the contrary, all students enrolled in high school as of the 2012-2013 school year who earned a passing grade in Biology I or geometry before the 2013-2014 school year shall be awarded a credit in that course if the student passed the~~

course. The student's performance on the EOC assessment is not required to constitute 30 percent of the student's final course grade.

(c) A student who ~~earns fails to earn~~ the required 24 credits, or the required 18 credits under s. 1002.3105(5), but fails to pass the assessments required under s. 1008.22(3) or achieve a 2.0 GPA shall be awarded a certificate of completion in a form prescribed by the State Board of Education. However, a student who is otherwise entitled to a certificate of completion may elect to remain in high school either as a full-time student or a part-time student for up to 1 additional year and receive special instruction designed to remedy his or her identified deficiencies.

(8) UNIFORM TRANSFER OF HIGH SCHOOL CREDITS.—Beginning with the 2012-2013 school year, if a student transfers to a Florida public high school from out of country, out of state, a private school, or a home education program and the student's transcript shows a ~~mathematics credit in Algebra I a course that requires passage of a statewide, standardized assessment in order to earn a standard high school diploma~~, the student must pass the statewide, standardized Algebra I EOC assessment in order to earn a standard high school diploma unless the student earned a comparative score pursuant to s. 1008.22, passed a statewide assessment in Algebra I that subject administered by the transferring entity, or passed the statewide mathematics assessment the transferring entity uses to satisfy the requirements of the Elementary and Secondary Education Act, 20 U.S.C. s. 6301. If a student's transcript shows a credit in high school reading or English Language Arts II or III, in order to earn a standard high school diploma, the student must take and pass the statewide, standardized grade 10 FCAT Reading assessment or, when implemented, the grade 10 ELA assessment, or earn a concordant score on the SAT or ACT as specified by state board rule or, when the state transitions to common core English Language Arts assessments, earn a passing score on the English Language Arts assessment as required under this section. If a transfer student's transcript shows a final course grade and course credit in Algebra I, Geometry, Biology I, or United States History, the transferring course final grade and credit shall be honored without the student taking the requisite statewide, standardized EOC assessment and without the assessment results constituting 30 percent of the student's final course grade.

(9) 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. By July 1, 2014, 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. ~~ss. 1003.428 and~~ 1003.4281.

1. The state board must determine if sufficient academic standards are covered to warrant the award of academic credit.

2. Career education courses must include workforce and digital literacy skills and the integration of 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 be comprised of authentic projects, problems, and activities for contextually learning the academics.

(c) Regional consortium service organizations established pursuant to s. 1001.451 shall work with school districts, local workforce boards, postsecondary institutions, and local business and industry leaders to create career education courses that meet the requirements set forth in s. 1003.493(2), (4), and (5) and this subsection that students can take to earn required high school course credits. The regional consortium shall submit course recommendations to the department, on behalf of the consortium member districts, for state board approval. A strong emphasis should be placed on online coursework, digital literacy, and workforce literacy as defined in s. 1004.02(26) ~~1004.02(27)~~. For purposes of providing students the opportunity to earn industry certifications,

consortiums must secure the necessary site licenses and testing contracts for use by member districts.

(10) COHORT TRANSITION TO NEW GRADUATION REQUIREMENTS.—The requirements of this section, in addition to applying to students entering grade 9 in the 2013-2014 school year and thereafter, shall also apply to students entering grade 9 before the 2013-2014 school year, except as otherwise provided in this subsection.

(a) A student entering grade 9 before the 2010-2011 school year must earn:

1. Four credits in English/ELA. A student must pass the statewide, standardized grade 10 Reading assessment, or earn a concordant score, in order to graduate with a standard high school diploma.

2. Four credits in mathematics, which must include Algebra I. A student must pass grade 10 FCAT Mathematics, or earn a concordant score, in order to graduate with a standard high school diploma. A student who takes Algebra I or Geometry after the 2010-2011 school year must take the statewide, standardized EOC assessment for the course but is not required to pass the assessment in order to earn course credit. A student's performance on the Algebra I or Geometry EOC assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I.

3. Three credits in science, two of which must have a laboratory component. A student who takes Biology I after the 2010-2011 school year must take the statewide, standardized Biology I EOC assessment but is not required to pass the assessment in order to earn course credit. A student's performance on the assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one science credit.

4. Three credits in social studies of which one credit in World History, one credit in United States History, one-half credit in United States Government, and one-half credit in economics is required. A student who takes United States History after the 2011-2012 school year must take the statewide, standardized United States History EOC assessment but the student's performance on the assessment is not required to constitute 30 percent of the student's final course grade.

5. One credit in fine or performing arts, speech and debate, or practical arts as provided in paragraph (3)(e).

6. One credit in physical education as provided in paragraph (3)(f).

7. Eight credits in electives.

(b) A student entering grade 9 in the 2010-2011 school year must earn:

1. Four credits in English/ELA. A student must pass the statewide, standardized grade 10 Reading assessment, or earn a concordant score, in order to graduate with a standard high school diploma.

2. Four credits in mathematics, which must include Algebra I and Geometry. The statewide, standardized Algebra I EOC assessment constitutes 30 percent of the student's final course grade. A student who takes Algebra I or Geometry after the 2010-2011 school year must take the statewide, standardized EOC assessment for the course but is not required to pass the assessment in order to earn course credit. A student's performance on the Geometry EOC assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I and Geometry.

3. Three credits in science, two of which must have a laboratory component. A student who takes Biology I after the 2010-2011 school year must take the statewide, standardized Biology I EOC assessment but is not required to pass the assessment in order to earn course credit. A

student's performance on the assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one science credit, except for Biology I.

4. Three credits in social studies of which one credit in World History, one credit in United States History, one-half credit in United States Government, and one-half credit in economics is required. A student who takes United States History after the 2011-2012 school year must take the statewide, standardized United States History EOC assessment but the student's performance on the assessment is not required to constitute 30 percent of the student's final course grade.

5. One credit in fine or performing arts, speech and debate, or practical arts as provided in paragraph (3)(e).

6. One credit in physical education as provided in paragraph (3)(f).

7. Eight credits in electives.

(c) A student entering grade 9 in the 2011-2012 school year must earn:

1. Four credits in English/ELA. A student must pass the statewide, standardized grade 10 Reading assessment, or earn a concordant score, in order to graduate with a standard high school diploma.

2. Four credits in mathematics, which must include Algebra I and Geometry. A student who takes Algebra I after the 2010-2011 school year must pass the statewide, standardized Algebra I EOC assessment, or earn a comparative score, in order to earn a standard high school diploma. A student who takes Algebra I or Geometry after the 2010-2011 school year must take the statewide, standardized EOC assessment but is not required to pass the Algebra I or Geometry EOC assessment in order to earn course credit. A student's performance on the Algebra I or Geometry EOC assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I and Geometry.

3. Three credits in science, two of which must have a laboratory component. One of the science credits must be Biology I. A student who takes Biology I after the 2010-2011 school year must take the statewide, standardized Biology I EOC assessment but is not required to pass the assessment in order to earn course credit. A student's performance on the assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one science credit, except for Biology I.

4. Three credits in social studies of which one credit in World History, one credit in United States History, one-half credit in United States Government, and one-half credit in economics is required. A student who takes United States History after the 2011-2012 school year student must take the statewide, standardized United States History EOC assessment but the student's performance on the assessment is not required to constitute 30 percent of the student's final course grade.

5. One credit in fine or performing arts, speech and debate, or practical arts as provided in paragraph (3)(e).

6. One credit in physical education as provided in paragraph (3)(f).

7. Eight credits in electives.

8. One online course as provided in subsection (4).

(d) A student entering grade 9 in the 2012-2013 school year must earn:

1. Four credits in English/ELA. A student must pass the statewide, standardized grade 10 Reading assessment, or earn a concordant score, in order to graduate with a standard high school diploma.

2. Four credits in mathematics, which must include Algebra I and Geometry. A student who takes Algebra I after the 2010-2011 school year

must pass the statewide, standardized Algebra I EOC assessment, or earn a comparative score, in order to earn a standard high school diploma. A student who takes Geometry after the 2010-2011 school year must take the statewide, standardized Geometry EOC assessment. A student is not required to pass the statewide, standardized EOC assessment in Algebra I or Geometry in order to earn course credit. A student's performance on the Algebra I or Geometry EOC assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I and Geometry.

3. Three credits in science, two of which must have a laboratory component. One of the science credits must be Biology I. A student who takes Biology I after the 2010-2011 school year must take the statewide, standardized Biology I EOC assessment but is not required to pass the assessment to earn course credit. A student's performance on the assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one science credit, except for Biology I.

4. Three credits in social studies of which one credit in World History, one credit in United States History, one-half credit in United States Government, and one-half credit in economics is required. The statewide, standardized United States History EOC assessment constitutes 30 percent of the student's final course grade.

5. One credit in fine or performing arts, speech and debate, or practical arts as provided in paragraph (3)(e).

6. One credit in physical education as provided in paragraph (3)(f).

7. Eight credits in electives.

8. One online course as provided in subsection (4).

(e) Policy adopted in rule by the district school board may require for any cohort of students that performance on a statewide, standardized EOC assessment constitute 30 percent of a student's final course grade.

(f) This subsection is repealed July 1, 2020.

Section 41. 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:

(a) Scholar designation.—In addition to the requirements of s. ~~ss-1003.428 and~~ 1003.4282, as applicable, in order to earn the Scholar designation, a student must satisfy the following requirements:

1. English Language Arts (ELA).—*Beginning with students entering grade 9 in the 2014-2015 school year* ~~When the state transitions to common core assessments,~~ pass the statewide, standardized ~~11th~~ grade 11 ELA ~~common core~~ assessment.

2. Mathematics.—Earn one credit in Algebra II and one credit in statistics or an equally rigorous course. *Beginning with students entering grade 9 in the 2014-2015 school year* ~~When the state transitions to common core assessments, students must pass~~ the Algebra II and Geometry statewide, standardized assessments ~~common core assessment~~.

3. Science.—Pass the statewide, standardized Biology I EOC ~~end-of-course~~ assessment and earn one credit in chemistry or physics and one credit in a course equally rigorous to chemistry or physics. *However, a student enrolled in an Advanced Placement (AP), International Baccalaureate (IB), or Advanced International Certificate of Education (AICE) Biology course who takes the respective AP, IB, or AICE Biology assessment and earns the minimum score necessary to earn college credit as identified pursuant to s. 1007.27(2) meets the requirement of this subparagraph without having to take the statewide, standardized Biology I EOC assessment.*

4. Social studies.—Pass the statewide, standardized United States History *EOC end-of-course* assessment. *However, a student enrolled in an AP, IB, or AICE course that includes United States History topics who takes the respective AP, IB, or AICE assessment and earns the minimum score necessary to earn college credit as identified pursuant to s. 1007.27(2) meets the requirement of this subparagraph without having to take the statewide, standardized United States History EOC assessment.*

5. Foreign language.—Earn two credits in the same foreign language.

6. Electives.—Earn at least one credit in an Advanced Placement, an International Baccalaureate, an Advanced International Certificate of Education, or a dual enrollment course.

(b) Merit designation.—In addition to the requirements of s. ~~ss. 1003.428 and 1003.4282~~, as applicable, in order to earn the Merit designation, a student must attain one or more industry certifications from the list established under s. 1003.492.

Section 42. Section 1003.438, Florida Statutes, is amended to read:

1003.438 Special high school graduation requirements for certain exceptional students.—A student who has been identified, in accordance with rules established by the State Board of Education, as a student with disabilities who has an intellectual disability; an autism spectrum disorder; a language impairment; an orthopedic impairment; an other health impairment; a traumatic brain injury; an emotional or behavioral disability; a specific learning disability, including, but not limited to, dyslexia, dyscalculia, or developmental aphasia; or students who are deaf or hard of hearing or dual sensory impaired shall not be required to meet all requirements of s. 1002.3105(5), s. 1003.4281, ~~1003.428~~ or s. 1003.4282 and shall, upon meeting all applicable requirements prescribed by the district school board pursuant to s. 1008.25, be awarded a special diploma in a form prescribed by the commissioner; however, such special graduation requirements prescribed by the district school board must include minimum graduation requirements as prescribed by the commissioner. Any such student who meets all special requirements of the district school board, but is unable to meet the appropriate special state minimum requirements, shall be awarded a special certificate of completion in a form prescribed by the commissioner. However, this section does not limit or restrict the right of an exceptional student solely to a special diploma or special certificate of completion. Any such student shall, upon proper request, be afforded the opportunity to fully meet all requirements of s. 1002.3105(5), s. 1003.4281, ~~1003.428~~ or s. 1003.4282 through the standard procedures established therein and thereby to qualify for a standard diploma upon graduation.

Section 43. *Subsection (5) of section 1003.451, Florida Statutes, is repealed.*

Section 44. Subsection (1) of section 1003.49, Florida Statutes, is amended to read:

1003.49 Graduation and promotion requirements for publicly operated schools.—

(1) Each state or local public agency, including the Department of Children and Family Services, the Department of Corrections, the boards of trustees of universities and Florida College System institutions, and the Board of Trustees of the Florida School for the Deaf and the Blind, which agency is authorized to operate educational programs for students at any level of grades kindergarten through 12, shall be subject to all applicable requirements of ss. 1002.3105(5), 1003.4281, 1003.4282 ~~1003.428, 1003.429~~, 1008.23, and 1008.25. Within the content of these cited statutes each such state or local public agency or entity shall be considered a “district school board.”

Section 45. Paragraph (e) of subsection (4) of section 1003.493, Florida Statutes, is amended to read:

1003.493 Career and professional academies and career-themed courses.—

(4) Each career and professional academy and secondary school providing a career-themed course must:

(e) Deliver academic content through instruction relevant to the career, including intensive reading and mathematics intervention required

by s. 1003.4282 ~~1003.428~~, with an emphasis on strengthening reading for information skills.

Section 46. Subsection (2) of section 1003.4935, Florida Statutes, is amended to read:

1003.4935 Middle grades career and professional academy courses and career-themed courses.—

(2) Each middle grades career and professional academy or career-themed course must be aligned with at least one high school career and professional academy or career-themed course offered in the district and maintain partnerships with local business and industry and economic development boards. Middle grades career and professional academies and career-themed courses must:

(a) Lead to careers in occupations designated as high-skill, high-wage, and high-demand in the Industry Certification Funding List approved under rules adopted by the State Board of Education;

(b) Integrate content from core subject areas;

(c) Integrate career and professional academy or career-themed course content with intensive reading, English Language Arts, and mathematics pursuant to s. ~~ss. 1003.428 and 1003.4282~~;

(d) Coordinate with high schools to maximize opportunities for middle grades students to earn high school credit;

(e) Provide access to virtual instruction courses provided by virtual education providers legislatively authorized to provide part-time instruction to middle grades students. The virtual instruction courses must be aligned to state curriculum standards for middle grades career and professional academy courses or career-themed courses, with priority given to students who have required course deficits;

(f) Provide instruction from highly skilled professionals who hold industry certificates in the career area in which they teach;

(g) Offer externships; and

(h) Provide personalized student advisement that includes a parent-participation component.

Section 47. Paragraph (a) of subsection (1) of section 1003.57, Florida Statutes, is amended to read:

1003.57 Exceptional students instruction.—

(1)(a) For purposes of providing exceptional student instruction under this section:

1. A school district shall use the following terms to describe the instructional setting for a student with a disability, 6 through 21 years of age, who is not educated in a setting accessible to all children who are together at all times:

a. “Exceptional student education center” or “special day school” means a separate public school to which nondisabled peers do not have access.

b. “Other separate environment” means a separate private school, residential facility, or hospital or homebound program.

c. “Regular class” means a class in which a student spends 80 percent or more of the school week with nondisabled peers.

d. “Resource room” means a classroom in which a student spends between 40 percent to 80 percent of the school week with nondisabled peers.

e. “Separate class” means a class in which a student spends less than 40 percent of the school week with nondisabled peers.

2. A school district shall use the term “inclusion” to mean that a student is receiving education in a general education regular class setting, reflecting natural proportions and age-appropriate heterogeneous groups in core academic and elective or special areas within the school community; a student with a disability is a valued member of the classroom and school community; the teachers and administrators sup-

port universal education and have knowledge and support available to enable them to effectively teach all children; and a ~~teacher student~~ is provided access to technical assistance in best practices, instructional methods, and supports tailored to the student's needs based on current research.

Section 48. Paragraph (a) of subsection (1) of section 1003.621, Florida Statutes, is amended to read:

1003.621 Academically high-performing school districts.—It is the intent of the Legislature to recognize and reward school districts that demonstrate the ability to consistently maintain or improve their high-performing status. The purpose of this section is to provide high-performing school districts with flexibility in meeting the specific requirements in statute and rules of the State Board of Education.

(1) ACADEMICALLY HIGH-PERFORMING SCHOOL DISTRICT.—

(a) A school district is an academically high-performing school district if it meets the following criteria:

1.a. ~~Beginning with the 2004-2005 school year,~~ Earns a grade of "A" under s. 1008.34(7) for 2 consecutive years; and

b. Has no district-operated school that earns a grade of "F" under s. 1008.34;

2. Complies with all class size requirements in s. 1, Art. IX of the State Constitution and s. 1003.03; and

3. Has no material weaknesses or instances of material non-compliance noted in the annual financial audit conducted pursuant to s. 11.45 or s. 218.39.

However, a district in which a district-operated school earns a grade of "F" under s. 1008.34 during the 3-year period may not continue to be designated as an academically high-performing school district during the remainder of that 3-year period. The district must meet the criteria in paragraph (a) in order to be redesignated as an academically high-performing school district.

Section 49. *Subsection (4) of section 1004.02, Florida Statutes, is repealed.*

Section 50. Section 1004.0961, Florida Statutes, is amended to read:

1004.0961 Credit for online courses.—Beginning in the 2015-2016 school year, the State Board of Education *shall adopt rules* and the Board of Governors shall adopt *regulations* ~~rules~~ that enable students to earn academic credit for online courses, including massive open online courses, ~~before~~ ~~prior to~~ initial enrollment at a postsecondary institution. The rules of the State Board of Education and *regulations* ~~rules~~ of the Board of Governors must include procedures for credential evaluation and the award of credit, including, but not limited to, recommendations for credit by the American Council on Education; equivalency and alignment of coursework with appropriate courses; course descriptions; type and amount of credit that may be awarded; and transfer of credit.

Section 51. *Section 1004.3825, Florida Statutes, is repealed.*

Section 52. *Section 1004.387, Florida Statutes, is repealed.*

Section 53. *Subsection (2) of section 1004.445, Florida Statutes, is repealed.*

Section 54. *Section 1004.75, Florida Statutes, is repealed.*

Section 55. Subsections (1), (2), and (7) of section 1004.935, Florida Statutes, are amended to read:

1004.935 Adults with Disabilities Workforce Education Pilot Program.—

(1) The Adults with Disabilities Workforce Education Pilot Program is established in the Department of Education *through June 30, 2016,* ~~for 2 years~~ in Hardee, DeSoto, Manatee, and Sarasota Counties to provide the option of receiving a scholarship for instruction at private schools for up to 30 students who:

(a) Have a disability;

(b) Are 22 years of age;

(c) Are receiving instruction from an instructor in a private school to meet the high school graduation requirements in s. ~~1002.3105(5)~~ ~~1003.428~~ or s. 1003.4282;

(d) Do not have a standard high school diploma or a special high school diploma; and

(e) Receive "supported employment services," which means employment that is located or provided in an integrated work setting with earnings paid on a commensurate wage basis and for which continued support is needed for job maintenance.

As used in this section, the term "student with a disability" includes a student who is documented as having an intellectual disability; a speech impairment; a language impairment; a hearing impairment, including deafness; a visual impairment, including blindness; a dual sensory impairment; an orthopedic impairment; another health impairment; an emotional or behavioral disability; a specific learning disability, including, but not limited to, dyslexia, dyscalculia, or developmental aphasia; a traumatic brain injury; a developmental delay; or autism spectrum disorder.

(2) A student participating in the pilot program may continue to participate in the program until the student graduates from high school or reaches the age of ~~40~~ ~~30~~ years, whichever occurs first.

(7) Funds for the scholarship shall be provided from the appropriation from the school district's Workforce Development Fund in the General Appropriations Act for students who reside in the Hardee County School District, the DeSoto County School District, the Manatee County School District, or the Sarasota County School District. During the ~~2-year~~ pilot program, the scholarship amount granted for an eligible student with a disability shall be equal to the cost per unit of a full-time equivalent adult general education student, multiplied by the adult general education funding factor, and multiplied by the district cost differential pursuant to the formula required by s. 1011.80(6)(a) for the district in which the student resides.

Section 56. *Section 1006.141, Florida Statutes, is repealed.*

Section 57. Subsections (4), (5), and (8) of section 1006.147, Florida Statutes, are amended to read:

1006.147 Bullying and harassment prohibited.—

(4) ~~By December 1, 2008,~~ Each school district shall adopt a policy prohibiting bullying and harassment of ~~a any~~ student or employee of a public K-12 educational institution. Each school district's policy shall be in substantial conformity with the Department of Education's model policy ~~mandated in subsection (5)~~. The school district bullying and harassment policy shall afford all students the same protection regardless of their status under the law. The school district may establish separate discrimination policies that include categories of students. The school district shall involve students, parents, teachers, administrators, school staff, school volunteers, community representatives, and local law enforcement agencies in the process of adopting the policy. The school district policy must be implemented in a manner that is ongoing throughout the school year and integrated with a school's curriculum, a school's discipline policies, and other violence prevention efforts. The school district policy must contain, at a minimum, the following components:

(a) A statement prohibiting bullying and harassment.

(b) A definition of bullying and a definition of harassment that include the definitions listed in this section.

(c) A description of the type of behavior expected from each student and employee of a public K-12 educational institution.

(d) The consequences for a student or employee of a public K-12 educational institution who commits an act of bullying or harassment.

(e) The consequences for a student or employee of a public K-12 educational institution who is found to have wrongfully and intentionally accused another of an act of bullying or harassment.

(f) A procedure for reporting an act of bullying or harassment, including provisions that permit a person to anonymously report such an act. However, this paragraph does not permit formal disciplinary action to be based solely on an anonymous report.

(g) A procedure for the prompt investigation of a report of bullying or harassment and the persons responsible for the investigation. The investigation of a reported act of bullying or harassment is deemed to be a school-related activity and begins with a report of such an act. Incidents that require a reasonable investigation when reported to appropriate school authorities shall include alleged incidents of bullying or harassment allegedly committed against a child while the child is en route to school aboard a school bus or at a school bus stop.

(h) A process to investigate whether a reported act of bullying or harassment is within the scope of the district school system and, if not, a process for referral of such an act to the appropriate jurisdiction. Computers without web-filtering software or computers with web-filtering software that is disabled shall be used when complaints of cyberbullying are investigated.

(i) A procedure for providing immediate notification to the parents of a victim of bullying or harassment and the parents of the perpetrator of an act of bullying or harassment, as well as notification to all local agencies where criminal charges may be pursued against the perpetrator.

(j) A procedure to refer victims and perpetrators of bullying or harassment for counseling.

(k) A procedure for including incidents of bullying or harassment in the school's report of data concerning school safety and discipline required under s. 1006.09(6). The report must include each incident of bullying or harassment and the resulting consequences, including discipline and referrals. The report must include in a separate section each reported incident of bullying or harassment that does not meet the criteria of a prohibited act under this section with recommendations regarding such incidents. The Department of Education shall aggregate information contained in the reports.

(l) A procedure for providing instruction to students, parents, teachers, school administrators, counseling staff, and school volunteers on identifying, preventing, and responding to bullying or harassment, including instruction on recognizing behaviors that lead to bullying and harassment and taking appropriate preventive action based on those observations.

(m) A procedure for regularly reporting to a victim's parents the actions taken to protect the victim.

(n) A procedure for publicizing the policy, which must include its publication in the code of student conduct required under s. 1006.07(2) and in all employee handbooks.

~~(5) To assist school districts in developing policies prohibiting bullying and harassment, the Department of Education shall develop a model policy that shall be provided to school districts no later than October 1, 2009.~~

~~(7)(9) Distribution of safe schools funds to a school district provided in the 2009-2010 General Appropriations Act is contingent upon and payable to the school district upon the Department of Education's approval of the school district's bullying and harassment policy. The department's approval of each school district's bullying and harassment policy shall be granted upon certification by the department that the school district's policy has been submitted to the department and is in substantial conformity with the department's model bullying and harassment policy as mandated in subsection (5). Distribution of safe schools funds provided to a school district in fiscal year 2010-2011 and thereafter shall be contingent upon and payable to the school district upon the school district's compliance with all reporting procedures contained in this section.~~

Section 58. *Subsection (2) of section 1006.148, Florida Statutes, is repealed.*

Section 59. Paragraph (a) of subsection (3) of section 1006.15, Florida Statutes, is amended to read:

1006.15 Student standards for participation in interscholastic and intrascholastic extracurricular student activities; regulation.—

(3)(a) To be eligible to participate in interscholastic extracurricular student activities, a student must:

1. Maintain a grade point average of 2.0 or above on a 4.0 scale, or its equivalent, in the previous semester or a cumulative grade point average of 2.0 or above on a 4.0 scale, or its equivalent, in the courses required by s. ~~1002.3105(5) 1003.428~~ or s. ~~1003.4282 1003.429~~.

2. Execute and fulfill the requirements of an academic performance contract between the student, the district school board, the appropriate governing association, and the student's parents, if the student's cumulative grade point average falls below 2.0, or its equivalent, on a 4.0 scale in the courses required by s. ~~1002.3105(5) 1003.428~~ or s. ~~1003.4282 1003.429~~. At a minimum, the contract must require that the student attend summer school, or its graded equivalent, between grades 9 and 10 or grades 10 and 11, as necessary.

3. Have a cumulative grade point average of 2.0 or above on a 4.0 scale, or its equivalent, in the courses required by s. ~~1002.3105(5) 1003.428~~ or s. ~~1003.4282 1003.429~~ during his or her junior or senior year.

4. Maintain satisfactory conduct, including adherence to appropriate dress and other codes of student conduct policies described in s. 1006.07(2). If a student is convicted of, or is found to have committed, a felony or a delinquent act that would have been a felony if committed by an adult, regardless of whether adjudication is withheld, the student's participation in interscholastic extracurricular activities is contingent upon established and published district school board policy.

Section 60. Subsection (1) and paragraph (a) of subsection (2) of section 1006.28, Florida Statutes, are amended to read:

1006.28 Duties of district school board, district school superintendent; and school principal regarding K-12 instructional materials.—

(1) DISTRICT SCHOOL BOARD.—The district school board has the duty to provide adequate instructional materials for all students in accordance with the requirements of this part. The term "adequate instructional materials" means a sufficient number of student or site licenses or sets of materials that are available in bound, unbound, kit, or package form and may consist of hardbacked or softbacked textbooks, electronic content, consumables, learning laboratories, manipulatives, electronic media, and computer courseware or software that serve as the basis for instruction for each student in the core *subject areas* ~~courses~~ of mathematics, language arts, social studies, science, reading, and literature. The district school board has the following specific duties:

(a) Courses of study; adoption.—Adopt courses of study for use in the schools of the district.

(b) Instructional materials.—Provide for proper requisitioning, distribution, accounting, storage, care, and use of all instructional materials and furnish such other instructional materials as may be needed. ~~The district school board shall ensure that~~ Instructional materials used *must be in the district* are consistent with the district goals and objectives and the course descriptions established in rule of the State Board of Education, as well as with the *applicable Next Generation Sunshine State and district performance* Standards provided for in s. ~~1003.41 1001.03(1)~~.

(c) Other instructional materials.—Provide such other teaching accessories and aids as are needed for the school district's educational program.

(d) School library media services; establishment and maintenance.—Establish and maintain a program of school library media services for all public schools in the district, including school library media centers, or school library media centers open to the public, and, in addition such traveling or circulating libraries as may be needed for the proper operation of the district school system.

(2) DISTRICT SCHOOL SUPERINTENDENT.—

(a) The district school superintendent has the duty to recommend such plans for improving, providing, distributing, accounting for, and caring for instructional materials and other instructional aids as will result in general improvement of the district school system, as prescribed in this part, in accordance with adopted district school board rules prescribing the duties and responsibilities of the district school superintendent regarding the requisition, purchase, receipt, storage, distribution, use, conservation, records, and reports of, and management practices and property accountability concerning, instructional materials, and providing for an evaluation of any instructional materials to be requisitioned that have not been used previously in the district's schools. The district school superintendent must keep adequate records and accounts for all financial transactions for funds collected pursuant to subsection (3), as a component of the educational service delivery scope in a school district best financial management practices review under s. 1008.35.

Section 61. Subsection (2) of section 1006.31, Florida Statutes, is amended to read:

1006.31 Duties of the Department of Education and school district instructional materials reviewer.—The duties of the instructional materials reviewer are:

(2) EVALUATION OF INSTRUCTIONAL MATERIALS.—~~To use evaluate carefully all instructional materials submitted, in order to ascertain which instructional materials, if any, submitted for consideration implement the selection criteria listed in s. 1006.34(2)(b) developed by the department and recommend for adoption only those instructional materials aligned with the Next Generation Sunshine State those curricular objectives included within applicable performance Standards provided for in s. 1003.41 1001.03(1).~~

(a) When recommending instructional materials for use in the schools, each reviewer shall include only instructional materials that accurately portray the ethnic, socioeconomic, cultural, and racial diversity of our society, including men and women in professional, career, and executive roles, and the role and contributions of the entrepreneur and labor in the total development of this state and the United States.

(b) When recommending instructional materials for use in the schools, each reviewer shall include only materials that accurately portray, whenever appropriate, humankind's place in ecological systems, including the necessity for the protection of our environment and conservation of our natural resources and the effects on the human system of the use of tobacco, alcohol, controlled substances, and other dangerous substances.

(c) When recommending instructional materials for use in the schools, each reviewer shall require such materials as he or she deems necessary and proper to encourage thrift, fire prevention, and humane treatment of people and animals.

(d) When recommending instructional materials for use in the schools, each reviewer shall require, when appropriate to the comprehension of students, that materials for social science, history, or civics classes contain the Declaration of Independence and the Constitution of the United States. A reviewer may not recommend any instructional materials for use in the schools which contain any matter reflecting unfairly upon persons because of their race, color, creed, national origin, ancestry, gender, or occupation.

(e) Any instructional material recommended by each reviewer for use in the schools shall be, to the satisfaction of each reviewer, accurate, objective, and current and suited to the needs and comprehension of students at their respective grade levels. Reviewers shall consider for adoption materials developed for academically talented students such as those enrolled in advanced placement courses.

Section 62. Paragraph (b) of subsection (2) of section 1006.34, Florida Statutes, is amended to read:

1006.34 Powers and duties of the commissioner and the department in selecting and adopting instructional materials.—

(2) SELECTION AND ADOPTION OF INSTRUCTIONAL MATERIALS.—

(b) In the selection of instructional materials, library media, and other reading material used in the public school system, the standards used to determine the propriety of the material shall include:

1. The age of the students who normally could be expected to have access to the material.

2. The educational purpose to be served by the material. ~~In considering instructional materials for classroom use, Priority shall be given to the selection of materials that align with the Next Generation Sunshine State Standards as provided for in s. 1003.41 which encompass the state and district school board performance standards provided for in s. 1001.03(1) and which include the instructional objectives contained within the curriculum frameworks for career and technical education and adult and adult general education adopted approved by rule of the State Board of Education under s. 1004.92.~~

3. The degree to which the material would be supplemented and explained by mature classroom instruction as part of a normal classroom instructional program.

4. The consideration of the broad racial, ethnic, socioeconomic, and cultural diversity of the students of this state.

Any instructional material containing pornography or otherwise prohibited by s. 847.012 may not be used or made available within any public school.

Section 63. Subsection (2) and paragraph (a) of subsection (3) of section 1006.40, Florida Statutes, are amended, and subsection (8) is added to that section, to read:

1006.40 Use of instructional materials allocation; instructional materials, library books, and reference books; repair of books.—

(2) Each district school board must purchase current instructional materials to provide each student with a major tool of instruction in core courses of the subject areas of mathematics, language arts, science, social studies, reading, and literature for kindergarten through grade 12. Such purchase must be made within the first 3 years after the effective date of the adoption cycle ~~unless a district school board or a consortium of school districts has implemented an instructional materials program pursuant to s. 1006.283. For the 2012-2013 mathematics adoption, a district using a comprehensive mathematics instructional materials program adopted in the 2009-2010 adoption shall be deemed in compliance with this subsection if it provides each student with such additional state adopted materials as may be necessary to align the previously adopted comprehensive program to common core standards and the other criteria of the 2012-2013 mathematics adoption.~~

(3)(a) ~~Beginning with~~ ~~By~~ the 2015-2016 fiscal year, each district school board shall use at least 50 percent of the annual allocation for the purchase of digital or electronic instructional materials that align with state standards included on the state-adopted list, except as otherwise authorized in paragraphs (b) and (c). ~~This section does not apply to a district school board or a consortium of school districts which implements an instructional materials program pursuant to s. 1006.283, except that by the 2015-2016 fiscal year, each district school board shall use at least 50 percent of the annual allocation for the purchase of digital or electronic instructional materials that align with state standards.~~

(8) ~~Subsections (3), (4), and (6) do not apply to a district school board or a consortium of school districts that implements an instructional materials program pursuant to s. 1006.283 except that, by the 2015-2016 fiscal year, each district school board shall use at least 50 percent of the annual instructional materials allocation for the purchase of digital or electronic instructional materials that align with state standards adopted by the State Board of Education pursuant to s. 1003.41.~~

Section 64. Section 1006.42, Florida Statutes, is amended to read:

1006.42 Responsibility of students and parents for instructional materials.—

(4) All instructional materials purchased under the provisions of this part are the property of the district school board. When distributed to the

students, these instructional materials are on loan to the students while they are pursuing their courses of study and are to be returned at the direction of the school principal or the teacher in charge. Each parent of a student to whom or for whom instructional materials have been issued, is liable for any loss or destruction of, or unnecessary damage to, the instructional materials or for failure of the student to return the instructional materials when directed by the school principal or the teacher in charge, and shall pay for such loss, destruction, or unnecessary damage as provided *under s. 1006.28(3) by law.*

~~(2) Nothing in this part shall be construed to prohibit parents from exercising their right to purchase instructional materials from the district school board.~~

Section 65. Section 1007.02, Florida Statutes, is amended to read:

~~1007.02 Access to postsecondary education and meaningful careers for Students with disabilities; popular name; definition.—~~

~~(1) This section shall be known by the popular name the “Enhanced New Needed Opportunity for Better Life and Education for Students with Disabilities (ENNOBLES) Act.”~~

~~(2) For the purposes of this chapter act, the term “student with a disability” means a any student who is documented as having an intellectual disability; a hearing impairment, including deafness; a speech or language impairment; a visual impairment, including blindness; an emotional or behavioral disability; an orthopedic or other health impairment; an autism spectrum disorder; a traumatic brain injury; or a specific learning disability, including, but not limited to, dyslexia, dyscalculia, or developmental aphasia.~~

Section 66. Paragraph (a) of subsection (1) and subsection (3) of section 1007.2615, Florida Statutes, are amended to read:

1007.2615 American Sign Language; findings; foreign-language credits authorized; teacher licensing.—

(1) LEGISLATIVE FINDINGS; PURPOSE.—

(a) The Legislature finds that:

1. American Sign Language (ASL) is a fully developed visual-gestural language with distinct grammar, syntax, and symbols and is one of hundreds of signed languages of the world.

2. ASL is recognized as the language of the American deaf community and is the fourth most commonly used language in the United States and Canada.

3. The American deaf community is a group of citizens who are members of a unique culture who share ASL as their common language.

~~4. Thirty three state legislatures have adopted legislation recognizing ASL as a language that should be taught in schools.~~

(3) DUTIES OF COMMISSIONER OF EDUCATION AND STATE BOARD OF EDUCATION; LICENSING OF AMERICAN SIGN LANGUAGE TEACHERS; PLAN FOR POSTSECONDARY EDUCATION PROVIDERS.—

~~(a) The Commissioner of Education shall appoint a seven member task force that includes representatives from two state universities and one private college or university located within this state which currently offer a 4 year deaf education or sign language interpretation program as a part of their respective curricula, two representatives from the Florida American Sign Language Teachers’ Association (FASLTA), and two representatives from Florida College System institutions located within this state which have established Interpreter Training Programs (ITPs). This task force shall develop and submit to the Commissioner of Education a report that contains the most up to date information about American Sign Language (ASL) and guidelines for developing and maintaining ASL courses as a part of the curriculum. This information must be made available to any administrator of a public or an independent school upon request of the administrator.~~

~~(a)(b) By January 1, 2005, The State Board of Education shall adopt rules establishing licensing/certification standards to be applied to teachers who teach American Sign Language (ASL) ASL as part of a school~~

~~curriculum. In developing the rules, the state board shall consult with the task force established under paragraph (a).~~

~~(b)(e) An ASL teacher must be certified by the Department of Education by July 1, 2009.~~

~~(c)(d) The Commissioner of Education shall work with providers of postsecondary education, except for state universities, to develop and implement a plan to ensure that these institutions in this state will accept secondary school credits in ASL as credits in a foreign language and to encourage postsecondary institutions to offer ASL courses to students as a fulfillment of the requirement for studying a foreign language.~~

Section 67. Subsection (4) of section 1007.263, Florida Statutes, is amended to read:

1007.263 Florida College System institutions; admissions of students.—Each Florida College System institution board of trustees is authorized to adopt rules governing admissions of students subject to this section and rules of the State Board of Education. These rules shall include the following:

(4) A student who has been awarded a special diploma ~~under as defined in s. 1003.438~~ or a certificate of completion ~~under as defined in s. 1003.4282 1003.428(7)(b)~~ is eligible to enroll in certificate career education programs.

Each board of trustees shall establish policies that notify students about developmental education options for improving their communication or computation skills that are essential to performing college-level work, including tutoring, extended time in gateway courses, free online courses, adult basic education, adult secondary education, or private provider instruction.

Section 68. Subsection (1) of section 1007.264, Florida Statutes, is amended to read:

1007.264 Persons with disabilities; admission to postsecondary educational institutions; substitute requirements; rules and regulations.—

(1) ~~A Any~~ student with a disability, ~~as defined in s. 1007.02(2)~~, who is otherwise eligible shall be eligible for reasonable substitution for any requirement for admission into a public postsecondary educational institution where documentation can be provided that the person’s failure to meet the admission requirement is related to the disability.

Section 69. Subsection (1) of section 1007.265, Florida Statutes, is amended to read:

1007.265 Persons with disabilities; graduation, study program admission, and upper-division entry; substitute requirements; rules and regulations.—

(1) ~~A Any~~ student with a disability, ~~as defined in s. 1007.02(2)~~, in a public postsecondary educational institution shall be eligible for reasonable substitution for any requirement for graduation, for admission into a program of study, or for entry into the upper division where documentation can be provided that the person’s failure to meet the requirement is related to the disability and where failure to meet the graduation requirement or program admission requirement does not constitute a fundamental alteration in the nature of the program.

Section 70. Subsections (2) and (9) of section 1007.271, Florida Statutes, are amended to read:

1007.271 Dual enrollment programs.—

(2) For the purpose of this section, an eligible secondary student is a student who is enrolled in *any of grades 6 through 12* in a Florida public secondary school or in a Florida private secondary school ~~that~~ which is in compliance with s. 1002.42(2) and provides a secondary curriculum pursuant to ~~s. 1003.428 or s. 1003.4282~~. Students who are eligible for dual enrollment pursuant to this section may enroll in dual enrollment courses conducted during school hours, after school hours, and during the summer term. However, if the student is projected to graduate from high school before the scheduled completion date of a postsecondary course, the student may not register for that course through dual en-

rollment. The student may apply to the postsecondary institution and pay the required registration, tuition, and fees if the student meets the postsecondary institution's admissions requirements under s. 1007.263. 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). ~~Any~~ student enrolled as a dual enrollment student is exempt from the payment of registration, tuition, and laboratory fees. Applied academics for adult education instruction, developmental education, and other forms of precollegiate instruction, as well as physical education courses that focus on the physical execution of a skill rather than the intellectual attributes of the activity, are ineligible for inclusion in the dual enrollment program. Recreation and leisure studies courses shall be evaluated individually in the same manner as physical education courses for potential inclusion in the program.

(9) The Commissioner of Education shall appoint faculty committees representing public school, Florida College System institution, and university faculties to identify postsecondary courses that meet the high school graduation requirements of ~~s. 1003.428~~ or s. 1003.4282 and to establish the number of postsecondary semester credit hours of instruction and equivalent high school credits earned through dual enrollment pursuant to this section that are necessary to meet high school graduation requirements. Such equivalencies shall be determined solely on comparable course content and not on seat time traditionally allocated to such courses in high school. The Commissioner of Education shall recommend to the State Board of Education those postsecondary courses identified to meet high school graduation requirements, based on mastery of course outcomes, by their course numbers, and all high schools shall accept these postsecondary education courses toward meeting the requirements of ~~s. 1003.428~~ or s. 1003.4282.

Section 71. Subsections (3), (7), and (8) of section 1008.22, Florida Statutes, are amended to read:

1008.22 Student assessment program for public schools.—

(3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The Commissioner of Education shall design and implement a statewide, standardized assessment program aligned to the core curricular content established in the Next Generation Sunshine State Standards. The commissioner also must develop or select and implement a common battery of assessment tools that will be used in all juvenile justice education programs in the state. These tools must accurately measure the core curricular content established in the Next Generation Sunshine State Standards. Participation in the assessment program is mandatory for all school districts and all students attending public schools, including *adult* students seeking a *standard* ~~an adult~~ high school diploma under s. 1003.4282 and students in Department of Juvenile Justice education programs, except as otherwise provided by law ~~prescribed by the commissioner~~. If a student does not participate in the assessment program, the school district must notify the student's parent and provide the parent with information regarding the implications of such non-participation. The statewide, standardized assessment program shall be designed and implemented as follows:

(a) *Statewide, standardized comprehensive assessments* ~~Florida Comprehensive Assessment Test (FCAT) until replaced by common core assessments~~.—*The statewide, standardized FCAT Reading assessment shall be administered annually in grades 3 through 10. The statewide, standardized Writing assessment shall be administered annually at least once at the elementary, middle, and high school levels. When the Reading and Writing assessments are replaced by English Language Arts (ELA) assessments, ELA assessments shall be administered to students in grades 3 through 11. Retake opportunities for the grade 10 Reading assessment or, upon implementation, the grade 10 ELA assessment must be provided. Students taking the ELA assessments shall not take the statewide, standardized assessments in Reading or Writing. ELA assessments shall be administered online. The statewide, standardized, FCAT Mathematics assessments shall be administered annually in grades 3 through 8. Students taking a revised Mathematics assessment shall not take the discontinued assessment. The statewide, standardized, FCAT Writing shall be administered annually at least once at the elementary, middle, and high school levels; and FCAT Science assessment shall be administered annually at least once at the elementary and middle grades levels. In order to earn a standard high school diploma, a student who has not earned a passing score on the grade 10 FCAT Reading assessment or, upon implementation, the grade 10 ELA assessment must*

earn a passing score on the assessment retake or earn a concordant score as authorized under subsection (7) must participate in each retake of the assessment until the student earns a passing score. The commissioner shall recommend and the State Board of Education must adopt a score on both the SAT and ACT that is concordant to a passing score on grade 10 FCAT Reading that, if achieved by a student, meets the must pass requirement for grade 10 FCAT Reading.

(b) End-of-course (EOC) assessments.—EOC assessments must be statewide, standardized, and developed or approved by the Department of Education as follows:

1. Statewide, standardized EOC assessments in mathematics shall be administered according to this subparagraph. Beginning with the 2010-2011 school year, all students enrolled in Algebra I must take the Algebra I EOC assessment. Except as otherwise provided in *paragraph (c) this section*, beginning with students entering grade 9 in the 2011-2012 school year, a student who is enrolled in Algebra I must earn a passing score on the Algebra I EOC assessment or attain a comparative score as authorized under subsection (8) in order to earn a standard high school diploma. *In order to earn a standard high school diploma, a student who has not earned a passing score on the Algebra I EOC assessment must earn a passing score on the assessment retake or a comparative score as authorized under subsection (8) must participate in each retake of the assessment until the student earns a passing score.* Beginning with the 2011-2012 school year, all students enrolled in Geometry must take the Geometry EOC assessment. Middle grades students enrolled in Algebra I, ~~or~~ Geometry, *or Biology I* must take the statewide, standardized EOC assessment for those courses and ~~shall~~ *are* not ~~required to~~ take the corresponding *subject and grade-level statewide, standardized assessment FCAT. When a statewide, standardized EOC assessment in Algebra II is administered, all students enrolled in Algebra II must take the EOC assessment. Pursuant to the commissioner's implementation schedule, student performance on the Algebra II EOC assessment constitutes 30 percent of a student's final course grade.*

2. Statewide, standardized EOC assessments in science shall be administered according to this subparagraph. Beginning with the 2011-2012 school year, all students enrolled in Biology I must take the Biology I EOC assessment. *Beginning with students entering grade 9 in the 2013-2014 school year, performance on the Biology I EOC assessment constitutes 30 percent of the student's final course grade.*

3. ~~During the 2012-2013 school year, an EOC assessment in civics education shall be administered as a field test at the middle grades level.~~ Beginning with the 2013-2014 school year, each student's performance on the statewide, standardized *middle grades Civics* EOC assessment ~~in civics education~~ constitutes 30 percent of the student's final course grade *in civics education*.

4. The commissioner may select one or more nationally developed comprehensive examinations, which may include examinations for a College Board Advanced Placement course, International Baccalaureate course, or Advanced International Certificate of Education course, or industry-approved examinations to earn national industry certifications identified in the Industry Certification Funding List, for use as EOC assessments under this paragraph if the commissioner determines that the content knowledge and skills assessed by the examinations meet or exceed the grade-level expectations for the core curricular content established for the course in the Next Generation Sunshine State Standards. Use of any such examination as an EOC assessment must be approved by the state board *in rule*.

5. Contingent upon funding provided in the General Appropriations Act, including the appropriation of funds received through federal grants, the commissioner may establish an implementation schedule for the development and administration of additional statewide, standardized EOC assessments that must be approved by the state board, *in rule*. If approved by the state board, student performance on such assessments constitutes 30 percent of a student's final course grade.

6. All statewide, standardized EOC assessments must be administered online except as otherwise provided in paragraph (c).

(c) Students with disabilities; Florida Alternate Assessment.—

1. Each district school board must provide instruction to prepare students with disabilities in the core content knowledge and skills ne-

cessary for successful grade-to-grade progression and high school graduation.

2. A student with a disability, as defined in s. 1007.02 ~~1007.02(2)~~, for whom the individual education plan (IEP) team determines that the statewide, standardized assessments under this section cannot accurately measure the student's abilities, taking into consideration all allowable accommodations, shall have assessment results waived for the purpose of receiving a course grade and a standard high school diploma. Such waiver shall be designated on the student's transcript. *The statement of waiver shall be limited to a statement that performance on an assessment was waived for the purpose of receiving a course grade or a standard high school diploma, as applicable.*

3. The State Board of Education shall adopt rules, based upon recommendations of the commissioner, for the provision of assessment accommodations for students with disabilities and for students who have limited English proficiency.

a. Accommodations that negate the validity of a statewide, standardized assessment are not allowed during the administration of the assessment. However, instructional accommodations are allowed in the classroom if identified in a student's IEP. Students using instructional accommodations in the classroom that are not allowed on a statewide, standardized assessment may have assessment results waived if the IEP team determines that the assessment cannot accurately measure the student's abilities.

b. If a student is provided with instructional accommodations in the classroom that are not allowed as accommodations for statewide, standardized assessments, the district must inform the parent in writing and provide the parent with information regarding the impact on the student's ability to meet expected performance levels. A parent must provide signed consent for a student to receive classroom instructional accommodations that would not be available or permitted on a statewide, standardized assessment and acknowledge in writing that he or she understands the implications of such instructional accommodations.

c. If a student's IEP states that online administration of a statewide, standardized assessment will significantly impair the student's ability to perform, the assessment shall be administered in hard copy.

4. For students with significant cognitive disabilities, the Department of Education shall provide for implementation of the Florida Alternate Assessment to accurately measure the core curricular content established in the Next Generation Sunshine State Standards.

(d) *Implementation schedule Common core assessments in English Language Arts (ELA) and mathematics.—*

~~1.—Contingent upon funding, common core assessments in ELA shall be administered to students in grades 3 through 11. Retake opportunities for the grade 10 assessment must be provided. Students taking the ELA assessments are not required to take the assessments in FCAT Reading or FCAT Writing. Common core ELA assessments shall be administered online.~~

~~2.—Contingent upon funding, common core assessments in mathematics shall be administered to all students in grades 3 through 8, and common core assessments in Algebra I, Geometry, and Algebra II shall be administered to students enrolled in those courses. Retake opportunities must be provided for the Algebra I assessment. Students may take the common core mathematics assessments pursuant to the Credit Acceleration Program (CAP) under s. 1003.4295(3). Students taking common core assessments in mathematics are not required to take FCAT Mathematics or statewide, standardized EOC assessments in mathematics. Common core mathematics assessments shall be administered online.~~

~~1.3. The Commissioner State Board of Education shall establish and publish on the department's website adopt rules establishing an implementation schedule to transition from the statewide, standardized FCAT Reading and FCAT Writing assessments to the ELA assessments and to the revised, FCAT Mathematics assessments, including the, and Algebra I and Geometry EOC assessments to common core assessments in English Language Arts and mathematics. The schedule must take into consideration funding, sufficient field and baseline data, access to assessments, instructional alignment, and school district readiness to~~

~~administer the common core assessments online. Until the 10th grade common core ELA and Algebra I assessments become must pass assessments, students must pass 10th grade FCAT Reading and the Algebra I EOC assessment, or achieve a concordant or comparative score as authorized under this section, in order to earn a standard high school diploma under s. 1003.4292. Students taking 10th grade FCAT Reading or the Algebra I EOC assessment are not required to take the respective common core assessments.~~

2.4. The Department of Education shall publish minimum and recommended technology requirements that include specifications for hardware, software, networking, security, and broadband capacity to facilitate school district compliance with the requirement that ~~common core~~ assessments be administered online.

(e) Assessment scores and achievement levels.—

1. All statewide, standardized EOC assessments and ~~FCAT~~ Reading, ~~FCAT~~ Writing, and ~~FCAT~~ Science assessments shall use scaled scores and achievement levels. Achievement levels shall range from 1 through 5, with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on an assessment. For purposes of *the statewide, standardized FCAT Writing assessment*, student achievement shall be scored using a scale of 1 through 6.

2. The state board shall designate by rule a passing score for each statewide, standardized EOC and FCAT assessment. ~~In addition, the state board shall designate a score for each statewide, standardized EOC assessment that indicates that a student is high achieving and has the potential to meet college readiness standards by the time the student graduates from high school.~~

3. If the commissioner seeks to revise a statewide, standardized assessment and the revisions require the state board to modify performance level scores, including the passing score, the commissioner shall provide a copy of the proposed scores and implementation plan to the President of the Senate and the Speaker of the House of Representatives at least 90 days before submission to the state board for review. Until the state board adopts the modifications by rule, the commissioner shall use calculations for scoring the assessment that adjust student scores on the revised assessment for statistical equivalence to student scores on the former assessment. The state board shall adopt by rule the passing score for the revised assessment that is statistically equivalent to the passing score on the discontinued assessment for a student who is required to attain a passing score on the discontinued assessment. The commissioner may, with approval of the state board, discontinue administration of the former assessment upon the graduation, based on normal student progression, of students participating in the final regular administration of the former assessment. If the commissioner revises a statewide, standardized assessment and the revisions require the state board to modify the passing score, only students taking the assessment for the first time after the rule is adopted are affected.

(f) Assessment schedules and reporting of results.—The Commissioner of Education shall establish schedules for the administration of assessments and the reporting of student assessment results. The commissioner shall consider the observance of religious and school holidays when developing the schedule. By August 1 of each year, the commissioner shall notify each school district in writing and publish on the department's website the assessment and reporting schedules for, at a minimum, the school year following the upcoming school year. The assessment and reporting schedules must provide the earliest possible reporting of student assessment results to the school districts. Assessment results for *the statewide, standardized FCAT Reading assessments, or upon implementation the ELA assessments, and FCAT Mathematics assessments, including the EOC assessments in Algebra I and Geometry*, must be made available no later than the week of June 8. The administration of *the statewide, standardized FCAT Writing assessment* and the Florida Alternate Assessment may be no earlier than the week of March 1. School districts shall administer assessments in accordance with the schedule established by the commissioner.

(g) Prohibited activities.—A district school board shall prohibit each public school from suspending a regular program of curricula for purposes of administering practice assessments or engaging in other assessment-preparation activities for a statewide, standardized assess-

ment. However, a district school board may authorize a public school to engage in the following assessment-preparation activities:

1. Distributing to students sample assessment books and answer keys published by the Department of Education.

2. Providing individualized instruction in assessment-taking strategies, without suspending the school's regular program of curricula, for a student who scores Level 1 or Level 2 on a prior administration of an assessment.

3. Providing individualized instruction in the content knowledge and skills assessed, without suspending the school's regular program of curricula, for a student who scores Level 1 or Level 2 on a prior administration of an assessment or a student who, through a diagnostic assessment administered by the school district, is identified as having a deficiency in the content knowledge and skills assessed.

4. Administering a practice assessment or engaging in other assessment-preparation activities that are determined necessary to familiarize students with the organization of the assessment, the format of assessment items, and the assessment directions or that are otherwise necessary for the valid and reliable administration of the assessment, as set forth in rules adopted by the State Board of Education with specific reference to this paragraph.

(h) Contracts for assessments.—The commissioner shall provide for the assessments to be developed or obtained, as appropriate, through contracts and project agreements with private vendors, public vendors, public agencies, postsecondary educational institutions, or school districts. The commissioner may enter into contracts for the continued administration of the assessments authorized and funded by the Legislature. Contracts may be initiated in 1 fiscal year and continue into the next fiscal year and may be paid from the appropriations of either or both fiscal years. The commissioner may negotiate for the sale or lease of tests, scoring protocols, test scoring services, and related materials developed pursuant to law.

(7) ~~CONCORDANT SCORES FOR 10TH GRADE FCAT READING.~~ ~~Until the state transitions to common core English Language Arts assessments,~~ The Commissioner of Education must identify scores on the SAT and ACT that if achieved satisfy the graduation requirement that a student pass the *grade 10 statewide, standardized 10th grade FCAT Reading assessment or, upon implementation, the grade 10 ELA assessment.* The commissioner may identify concordant scores on other assessments *other than the SAT and ACT as well.* If the content or scoring procedures change for the *grade 10 Reading assessment or, upon implementation, the grade 10 ELA assessment* ~~10th grade FCAT Reading~~, new concordant scores must be determined. If new concordant scores are not timely adopted, the last-adopted concordant scores remain in effect until such time as new scores are adopted. The state board shall adopt concordant scores in rule.

(8) ~~COMPARATIVE SCORES FOR END-OF-COURSE (EOC) ASSESSMENT ASSESSMENTS.~~—The Commissioner of Education must identify one or more comparative scores for the Algebra I EOC assessment ~~and may identify comparative scores for the other EOC assessments.~~ If the content or scoring procedures change for the *EOC assessment assessments*, new comparative scores must be determined. If new comparative scores are not timely adopted, the last-adopted comparative scores remain in effect until such time as new scores are adopted. The state board shall adopt comparative scores in rule.

Section 72. Paragraph (h) of subsection (2), paragraph (a) of subsection (4), paragraph (b) of subsection (6), and paragraph (b) of subsection (7) of section 1008.25, Florida Statutes, are amended to read:

1008.25 Public school student progression; remedial instruction; reporting requirements.—

(2) ~~COMPREHENSIVE STUDENT PROGRESSION PLAN.~~—Each district school board shall establish a comprehensive plan for student progression which must:

(h) Provide instructional sequences by which students in kindergarten through high school may attain progressively higher levels of skill in the use of digital tools and applications. The instructional sequences must include participation in curricular and instructional options and

the demonstration of competence of standards required pursuant to ss. 1003.41 and 1003.4203 through attainment of industry certifications and other means of demonstrating credit requirements identified under ss. 1002.3105, 1003.4203, ~~1003.428~~, and 1003.4282.

(4) ~~ASSESSMENT AND REMEDIATION.~~—

(a) Each student must participate in the statewide, standardized assessment program required by s. 1008.22. Each student who does not meet specific levels of performance on the required assessments as determined by the district school board or who scores below Level 3 on the *statewide, standardized Reading assessment or, upon implementation, the English Language Arts assessment or on the statewide, standardized Mathematics assessments in grades 3 through 8 and the Algebra I EOC assessment* ~~FCAT Reading or FCAT Mathematics or on the common core English Language Arts or mathematics assessments as applicable under s. 1008.22~~ must be provided with additional diagnostic assessments to determine the nature of the student's difficulty, the areas of academic need, and strategies for appropriate intervention and instruction as described in paragraph (b).

(6) ~~ELIMINATION OF SOCIAL PROMOTION.~~—

(b) The district school board may only exempt students from mandatory retention, as provided in paragraph (5)(b), for good cause. Good cause exemptions shall be limited to the following:

1. Limited English proficient students who have had less than 2 years of instruction in an English for Speakers of Other Languages program.

2. Students with disabilities whose individual education plan indicates that participation in the statewide assessment program is not appropriate, consistent with the requirements of s. ~~1008.212~~ ~~State Board of Education rule.~~

3. Students who demonstrate an acceptable level of performance on an alternative standardized reading or English Language Arts assessment approved by the State Board of Education.

4. A student who demonstrates through a student portfolio that he or she is performing at least at Level 2 on the *statewide, standardized FCAT Reading assessment or, upon implementation, the common core English Language Arts assessment,* ~~as applicable under s. 1008.22.~~

5. Students with disabilities who *take the statewide, standardized participate in FCAT Reading assessment or, upon implementation, the common core English Language Arts assessment,* ~~as applicable under s. 1008.22,~~ and who have an individual education plan or a Section 504 plan that reflects that the student has received intensive remediation in reading *or and* English Language Arts for more than 2 years but still demonstrates a deficiency and was previously retained in kindergarten, grade 1, grade 2, or grade 3.

6. Students who have received intensive remediation in reading *or and* English Language Arts, ~~as applicable under s. 1008.22,~~ for 2 or more years but still demonstrate a deficiency and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. Intensive instruction for students so promoted must include an altered instructional day that includes specialized diagnostic information and specific reading strategies for each student. The district school board shall assist schools and teachers to implement reading strategies that research has shown to be successful in improving reading among low-performing readers.

(7) ~~SUCCESSFUL PROGRESSION FOR RETAINED THIRD GRADE STUDENTS.~~—

(b) Each school district shall:

1. Provide third grade students who are retained under the provisions of paragraph (5)(b) with intensive instructional services and supports to remediate the identified areas of reading deficiency, including participation in the school district's summer reading camp as required under paragraph (a) and a minimum of 90 minutes of daily, uninterrupted, scientifically research-based reading instruction which includes phonemic awareness, phonics, fluency, vocabulary, and comprehension and other strategies prescribed by the school district, which may include, but are not limited to:

- a. Integration of science and social studies content within the 90-minute block.
- b. Small group instruction.
- c. Reduced teacher-student ratios.
- d. More frequent progress monitoring.
- e. Tutoring or mentoring.
- f. Transition classes containing 3rd and 4th grade students.
- g. Extended school day, week, or year.

2. Provide written notification to the parent of a ~~any~~ student who is retained under the provisions of paragraph (5)(b) that his or her child has not met the proficiency level required for promotion and the reasons the child is not eligible for a good cause exemption as provided in paragraph (6)(b). The notification must comply with the provisions of s. 1002.20(15) and must include a description of proposed interventions and supports that will be provided to the child to remediate the identified areas of reading deficiency.

3. Implement a policy for the midyear promotion of a ~~any~~ student retained under the provisions of paragraph (5)(b) who can demonstrate that he or she is a successful and independent reader and performing at or above grade level in reading or, upon implementation of ~~and~~ English Language Arts assessments, performing at or above grade level in *English Language Arts*, as applicable under s. 1008.22. Tools that school districts may use in reevaluating a ~~any~~ student retained may include subsequent assessments, alternative assessments, and portfolio reviews, in accordance with rules of the State Board of Education.

4. Provide students who are retained under the provisions of paragraph (5)(b) with a highly effective teacher as determined by the teacher's performance evaluation under s. 1012.34.

5. Establish at each school, when applicable, an Intensive Acceleration Class for retained grade 3 students who subsequently score Level 1 on the required statewide, standardized assessment identified in s. 1008.22. The focus of the Intensive Acceleration Class shall be to increase a child's reading and English Language Arts skill level at least two grade levels in 1 school year. The Intensive Acceleration Class shall:

a. Be provided to a ~~any~~ student in grade 3 who scores Level 1 on the statewide, standardized FCAT Reading assessment or, upon implementation, the common core English Language Arts assessment, as applicable under s. 1008.22, and who was retained in grade 3 the prior year because of scoring Level 1.

b. Have a reduced teacher-student ratio.

c. Provide uninterrupted reading instruction for the majority of student contact time each day and incorporate opportunities to master the grade 4 Next Generation Sunshine State Standards in other core subject areas.

d. Use a reading program that is scientifically research-based and has proven results in accelerating student reading achievement within the same school year.

e. Provide intensive language and vocabulary instruction using a scientifically research-based program, including use of a speech-language therapist.

Section 73. Paragraphs (b) and (c) of subsection (4) and subsections (5) and (7) of section 1008.33, Florida Statutes, are amended to read:

1008.33 Authority to enforce public school improvement.—

(4)

(b) ~~Except as provided in subsection (5),~~ The turnaround options available to a school district to address a school that earns a grade of "F" are:

1. Convert the school to a district-managed turnaround school;

2. Reassign students to another school and monitor the progress of each reassigned student;

3. Close the school and reopen the school as one or more charter schools, each with a governing board that has a demonstrated record of effectiveness;

4. Contract with an outside entity that has a demonstrated record of effectiveness to operate the school; or

5. Implement a hybrid of turnaround options set forth in subparagraphs 1.-4. or other turnaround models that have a demonstrated record of effectiveness.

(c) ~~Except for schools required to implement a turnaround option pursuant to subsection (5),~~ A school earning a grade of "F" shall have a planning year followed by 2 full school years to implement the initial turnaround option selected by the school district and approved by the state board. Implementation of the turnaround option is no longer required if the school improves by at least one letter grade.

~~(5) A school that earns a grade of "F" within 2 years after raising its grade from a grade of "F" or that earns a grade of "F" within 2 years after exiting the lowest performing category under s. 3, chapter 2009-144, Laws of Florida, must implement one of the turnaround options in subparagraphs (4)(b)2.-5.~~

~~(7) A school classified in the lowest performing category under s. 3, chapter 2009-144, Laws of Florida, before July 1, 2012, is not required to continue implementing any turnaround option unless the school earns a grade of "F" or a third consecutive "D" for the 2011-2012 school year. A school earning a grade of "F" or a third consecutive "D" for the 2011-2012 school year may not restart the number of years it has been low performing by virtue of the 2012 amendments to this section.~~

Section 74. *Section 1008.331, Florida Statutes, is repealed.*

Section 75. Subsection (2) of section 1008.3415, Florida Statutes, is amended to read:

1008.3415 School grade or school improvement rating for exceptional student education centers.—

(2) Notwithstanding s. 1008.34(3)(c)3., the achievement scores and learning gains of a student with a disability who attends an exceptional student education center and has not been enrolled in or attended a public school other than an exceptional student education center for grades K-12 within the school district shall not be included in the calculation of the home school's grade if the student is identified as an emergent student on the alternate assessment ~~tool~~ described in s. 1008.22(3)(c) ~~1008.22(3)(e)13.~~

Section 76. *Section 1008.35, Florida Statutes, is repealed.*

Section 77. Subsection (3) of section 1009.22, Florida Statutes, is amended to read:

1009.22 Workforce education postsecondary student fees.—

(3)(a) Except as otherwise provided by law, fees for students who are nonresidents for tuition purposes must offset the full cost of instruction. Residency of students shall be determined as required in s. 1009.21. Fee-nonexempt students enrolled in applied academics for adult education instruction shall be charged fees equal to the fees charged for adult general education programs. Each Florida College System institution that conducts developmental education and applied academics for adult education instruction in the same class section may charge a single fee for both types of instruction.

(b) Fees for continuing workforce education shall be locally determined by the district school board or Florida College System institution board of trustees. Expenditures for the continuing workforce education program provided by the Florida College System institution or school district must be fully supported by fees. Enrollments in continuing workforce education courses may not be counted for purposes of funding full-time equivalent enrollment.

(c) ~~Effective July 1, 2011,~~ For programs leading to a career certificate or an applied technology diploma, the standard tuition shall be \$2.22 per

contact hour for residents and nonresidents and the out-of-state fee shall be \$6.66 per contact hour. For adult general education programs, a block tuition of \$45 per half year or \$30 per term shall be assessed for residents and nonresidents, and the out-of-state fee shall be \$135 per half year or \$90 per term. 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 (5), subsection (6), or subsection (7).

(d) ~~Beginning with the 2008-2009 fiscal year and each year thereafter,~~ The tuition and the out-of-state fee per contact hour shall increase at the beginning of each fall semester at a rate equal to inflation, unless otherwise provided in the General Appropriations Act. The Office of Economic and Demographic Research shall report the rate of inflation to the President of the Senate, the Speaker of the House of Representatives, the Governor, and the State Board of Education each year prior to March 1. For purposes of this paragraph, the rate of inflation shall be defined as the rate of the 12-month percentage change in the Consumer Price Index for All Urban Consumers, U.S. City Average, All Items, or successor reports as reported by the United States Department of Labor, Bureau of Labor Statistics, or its successor for December of the previous year. In the event the percentage change is negative, the tuition and out-of-state fee shall remain at the same level as the prior fiscal year.

(e) Each district school board and each Florida College System institution board of trustees may adopt tuition and out-of-state fees that ~~may~~ vary no more than 5 percent below ~~or~~ and 5 percent above the combined total of the standard tuition and out-of-state fees established in paragraph (c).

~~(f) The maximum increase in resident tuition for any school district or Florida College System institution during the 2007-2008 fiscal year shall be 5 percent over the tuition charged during the 2006-2007 fiscal year.~~

~~(f)(g)~~ The State Board of Education may adopt, by rule, the definitions and procedures that district school boards and Florida College System institution boards of trustees shall use in the calculation of cost borne by students.

Section 78. Paragraph (a) of subsection (1) of section 1009.40, Florida Statutes, is amended to read:

1009.40 General requirements for student eligibility for state financial aid awards and tuition assistance grants.—

(1)(a) The general requirements for eligibility of students for state financial aid awards and tuition assistance grants consist of the following:

1. Achievement of the academic requirements of and acceptance at a state university or Florida College System institution; a nursing diploma school approved by the Florida Board of Nursing; a Florida college or university which is accredited by an accrediting agency recognized by the State Board of Education; ~~a~~ any Florida institution the credits of which are acceptable for transfer to state universities; ~~a~~ any career center; or ~~a~~ any private career institution accredited by an accrediting agency recognized by the State Board of Education.

2. Residency in this state for no less than 1 year preceding the award of aid or a tuition assistance grant for a program established pursuant to s. 1009.50, s. 1009.505, s. 1009.51, s. 1009.52, s. 1009.53, ~~s. 1009.56~~, s. 1009.60, s. 1009.62, s. 1009.72, s. 1009.73, s. 1009.77, s. 1009.89, or s. 1009.891. Residency in this state must be for purposes other than to obtain an education. Resident status for purposes of receiving state financial aid awards shall be determined in the same manner as resident status for tuition purposes pursuant to s. 1009.21.

3. Submission of certification attesting to the accuracy, completeness, and correctness of information provided to demonstrate a student's eligibility to receive state financial aid awards or tuition assistance grants. Falsification of such information shall result in the denial of ~~a~~ any pending application and revocation of ~~an~~ any award or grant currently held to the extent that no further payments shall be made. Ad-

ditionally, students who knowingly make false statements in order to receive state financial aid awards or tuition assistance grants commit a misdemeanor of the second degree subject to the provisions of s. 837.06 and shall be required to return all state financial aid awards or tuition assistance grants wrongfully obtained.

Section 79. Subsection (1) of section 1009.531, Florida Statutes, is amended to read:

1009.531 Florida Bright Futures Scholarship Program; student eligibility requirements for initial awards.—

(1) ~~Effective January 1, 2008,~~ In order to be eligible for an initial award from any of the three types of scholarships under the Florida Bright Futures Scholarship Program, a student must:

(a) Be a Florida resident as defined in s. 1009.40 and rules of the State Board of Education.

(b) Earn a standard Florida high school diploma *pursuant to s. 1002.3105(5), s. 1003.4281, or s. 1003.4282* or a high school equivalency diploma ~~its equivalent pursuant to s. 1003.428, s. 1003.4281, s. 1003.4282, or s. 1003.435~~ unless:

1. The student completes a home education program according to s. 1002.41; or

2. The student earns a high school diploma from a non-Florida school while living with a parent or guardian who is on military or public service assignment away from Florida.

(c) Be accepted by and enroll in an eligible Florida public or independent postsecondary education institution.

(d) Be enrolled for at least 6 semester credit hours or the equivalent in quarter hours or clock hours.

(e) Not have been found guilty of, or entered a plea of nolo contendere to, a felony charge, unless the student has been granted clemency by the Governor and Cabinet sitting as the Executive Office of Clemency.

(f) Apply for a scholarship from the program by high school graduation. However, a student who graduates from high school midyear must apply no later than August 31 of the student's graduation year in order to be evaluated for and, if eligible, receive an award for the current academic year.

Section 80. Paragraph (c) of subsection (3) of section 1009.532, Florida Statutes, is amended to read:

1009.532 Florida Bright Futures Scholarship Program; student eligibility requirements for renewal awards.—

(3)

(c) A student who is initially eligible in the 2012-2013 academic year and thereafter may receive an award for a maximum of 100 percent of the number of credit hours required to complete an associate degree program, a baccalaureate degree program, or a postsecondary career certificate program or, for a Florida Gold Seal Vocational Scholars award, may receive an award for a maximum of 100 percent of the number of credit hours or equivalent clock hours required to complete one of the following at a Florida public or nonpublic education institution that offers these specific programs: for an applied technology diploma program as defined in s. 1004.02(7) ~~1004.02(8)~~, up to 60 credit hours or equivalent clock hours; for a technical degree education program as defined in s. 1004.02(13) ~~1004.02(14)~~, up to the number of hours required for a specific degree not to exceed 72 credit hours or equivalent clock hours; or for a career certificate program as defined in s. 1004.02(20) ~~1004.02(21)~~, up to the number of hours required for a specific certificate not to exceed 72 credit hours or equivalent clock hours. A student who transfers from one of these program levels to another program level becomes eligible for the higher of the two credit hour limits.

Section 81. Paragraph (c) of subsection (4) of section 1009.536, Florida Statutes, is amended to read:

1009.536 Florida Gold Seal Vocational Scholars award.—The Florida Gold Seal Vocational Scholars award is created within the Florida

Bright Futures Scholarship Program to recognize and reward academic achievement and career preparation by high school students who wish to continue their education.

(4)

(c) A student who is initially eligible in the 2012-2013 academic year and thereafter may earn a Florida Gold Seal Vocational Scholarship for a maximum of 100 percent of the number of credit hours or equivalent clock hours required to complete one of the following at a Florida public or nonpublic education institution that offers these specific programs: for an applied technology diploma program as defined in s. 1004.02(7) ~~1004.02(8)~~, up to 60 credit hours or equivalent clock hours; for a technical degree education program as defined in s. 1004.02(13) ~~1004.02(14)~~, up to the number of hours required for a specific degree not to exceed 72 credit hours or equivalent clock hours; or for a career certificate program as defined in s. 1004.02(20) ~~1004.02(21)~~, up to the number of hours required for a specific certificate not to exceed 72 credit hours or equivalent clock hours.

Section 82. *Section 1009.56, Florida Statutes, is repealed.*

Section 83. *Section 1009.69, Florida Statutes, is repealed.*

Section 84. Subsection (1) of section 1009.91, Florida Statutes, is amended to read:

1009.91 Assistance programs and activities of the department.—

(1) The department may contract for the administration of the student financial assistance programs as specifically provided in ss. 295.01, 1009.29, ~~1009.56~~, and 1009.78.

Section 85. Paragraph (c) of subsection (2) of section 1009.94, Florida Statutes, is amended to read:

1009.94 Student financial assistance database.—

(2) For purposes of this section, financial assistance includes:

(c) Any financial assistance provided under s. 1009.50, s. 1009.505, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.55, ~~s. 1009.56~~, s. 1009.60, s. 1009.62, s. 1009.70, s. 1009.701, s. 1009.72, s. 1009.73, s. 1009.74, s. 1009.77, s. 1009.89, or s. 1009.891.

Section 86. *Part V of chapter 1009, Florida Statutes, consisting of sections 1009.99, 1009.991, 1009.992, 1009.993, 1009.994, 1009.995, 1009.996, 1009.9965, 1009.997, 1009.9975, 1009.9976, 1009.9977, 1009.9978, 1009.9979, 1009.998, 1009.9981, 1009.9982, 1009.9983, 1009.9984, 1009.9985, 1009.9986, 1009.9987, 1009.9988, 1009.9989, 1009.9990, 1009.9991, 1009.9992, 1009.9993, and 1009.9994, is repealed.*

Section 87. Paragraph (b) of subsection (13) of section 1011.62, Florida Statutes, is 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:

(13) TOTAL ALLOCATION OF STATE FUNDS TO EACH DISTRICT FOR CURRENT OPERATION.—The total annual state allocation to each district for current operation for the FEFP shall be distributed periodically in the manner prescribed in the General Appropriations Act.

(b) The amount thus obtained shall be the net annual allocation to each school district. However, if it is determined that any school district received an underallocation or overallocation for any prior year because of an arithmetical error, assessment roll change required by final judicial decision, full-time equivalent student membership error, or any allocation error revealed in an audit report, the allocation to that district shall be appropriately adjusted. ~~Beginning with audits for the 2001-2002 fiscal year, if the adjustment is the result of an audit finding in which group 2 FTE are reclassified to the basic program and the district weighted FTE are over the weighted enrollment ceiling for group 2 programs, the adjustment shall not result in a gain of state funds to the district. Beginning with the 2011-2012 fiscal year, if a special program~~

cost factor is less than the basic program cost factor, an audit adjustment may not result in the reclassification of the special program FTE to the basic program FTE. If the Department of Education audit adjustment recommendation is based upon controverted findings of fact, the Commissioner of Education is authorized to establish the amount of the adjustment based on the best interests of the state.

Section 88. *Paragraphs (b) and (c) of subsection (3) of section 1011.71, Florida Statutes, are repealed.*

Section 89. *Subsection (4) of section 1011.76, Florida Statutes, is repealed.*

Section 90. Paragraph (b) of subsection (1) of section 1011.80, Florida Statutes, is amended to read:

1011.80 Funds for operation of workforce education programs.—

(1) As used in this section, the terms “workforce education” and “workforce education program” include:

(b) Career certificate programs, as defined in s. 1004.02(20) ~~1004.02(21)~~.

Section 91. Paragraphs (b), (f), (j), (m), and (p) of subsection (2) and subsection (6) of section 1012.05, Florida Statutes, are amended to read:

1012.05 Teacher recruitment and retention.—

(2) The Department of Education shall:

(b) Advertise in major newspapers, national professional publications, and other professional publications and in public and nonpublic postsecondary educational institutions, *if needed*.

(f) Develop and distribute promotional materials related to teaching as a career, *if needed*.

~~(j) Develop, in consultation with school district staff including, but not limited to, district school superintendents, district school board members, and district human resources personnel, a long range plan for educator recruitment and retention.~~

~~(m) Develop and implement a First Response Center to provide educator candidates one stop shopping for information on teaching careers in Florida and establish the Teacher Lifeline Network to provide online support to beginning teachers and those needing assistance.~~

~~(n)(p) Notify each teacher, via e-mail, of each item in the General Appropriations Act and legislation that affects teachers, including, but not limited to, the Excellent Teaching Program, the Florida Teachers Classroom Supply Assistance Program, liability insurance protection for teachers, death benefits for teachers, substantive legislation, rules of the State Board of Education, and issues concerning student achievement.~~

~~(6) The Commissioner of Education shall take steps that provide flexibility and consistency in meeting the highly qualified teacher criteria as defined in the No Child Left Behind Act of 2001 through a High Objective, Uniform State Standard of Evaluation (HOUSSE).~~

Section 92. Paragraph (b) of subsection (1) of section 1012.22, Florida Statutes, is amended to read:

1012.22 Public school personnel; powers and duties of the district school board.—The district school board shall:

(1) Designate positions to be filled, prescribe qualifications for those positions, and provide for the appointment, compensation, promotion, suspension, and dismissal of employees as follows, subject to the requirements of this chapter:

(b) Time to act on nominations.—The district school board shall act ~~no not~~ later than 3 weeks following the receipt of statewide, standardized *assessment* scores and data under s. 1008.22 ~~and, including~~ school grades, or June 30, whichever is later, on the district school superintendent’s nominations of supervisors, principals, and members of the instructional staff.

Section 93. *Subsection (9) of section 1012.33, Florida Statutes, is repealed.*

Section 94. Paragraph (b) of subsection (1), paragraph (a) of subsection (3), and subsection (6) of section 1012.34, Florida Statutes, are amended to read:

1012.34 Personnel evaluation procedures and criteria.—

(1) EVALUATION SYSTEM APPROVAL AND REPORTING.—

(b) The department must approve each school district's instructional personnel and school administrator evaluation systems. The department shall monitor each district's implementation of its instructional personnel and school administrator evaluation systems for compliance with the requirements of this section *and s. 1012.3401*.

(3) EVALUATION PROCEDURES AND CRITERIA.—Instructional personnel and school administrator performance evaluations must be based upon the performance of students assigned to their classrooms or schools, as provided in this section. Pursuant to this section, a school district's performance evaluation is not limited to basing unsatisfactory performance of instructional personnel and school administrators solely upon student performance, but may include other criteria approved to evaluate instructional personnel and school administrators' performance, or any combination of student performance and other approved criteria. Evaluation procedures and criteria must comply with, but are not limited to, the following:

(a) A performance evaluation must be conducted for each employee at least once a year, except that a classroom teacher, as defined in s. 1012.01(2)(a), excluding substitute teachers, who is newly hired by the district school board must be observed and evaluated at least twice in the first year of teaching in the school district. The performance evaluation must be based upon sound educational principles and contemporary research in effective educational practices. The evaluation criteria must include:

1. Performance of students.—At least 50 percent of a performance evaluation must be based upon data and indicators of student learning growth assessed annually by statewide assessments or, for subjects and grade levels not measured by statewide assessments, by school district assessments as provided in s. ~~1008.22(6)~~ ~~1008.22(8)~~. Each school district must use the formula adopted pursuant to paragraph (7)(a) for measuring student learning growth in all courses associated with statewide assessments and must select an equally appropriate formula for measuring student learning growth for all other grades and subjects, except as otherwise provided in subsection (7).

a. For classroom teachers, as defined in s. 1012.01(2)(a), excluding substitute teachers, the student learning growth portion of the evaluation must include growth data for students assigned to the teacher over the course of at least 3 years. If less than 3 years of data are available, the years for which data are available must be used and the percentage of the evaluation based upon student learning growth may be reduced to not less than 40 percent.

b. For instructional personnel who are not classroom teachers, the student learning growth portion of the evaluation must include growth data on statewide assessments for students assigned to the instructional personnel over the course of at least 3 years, or may include a combination of student learning growth data and other measurable student outcomes that are specific to the assigned position, provided that the student learning growth data accounts for not less than 30 percent of the evaluation. If less than 3 years of student growth data are available, the years for which data are available must be used and the percentage of the evaluation based upon student learning growth may be reduced to not less than 20 percent.

c. For school administrators, the student learning growth portion of the evaluation must include growth data for students assigned to the school over the course of at least 3 years. If less than 3 years of data are available, the years for which data are available must be used and the percentage of the evaluation based upon student learning growth may be reduced to not less than 40 percent.

2. Instructional practice.—Evaluation criteria used when annually observing classroom teachers, as defined in s. 1012.01(2)(a), excluding

substitute teachers, must include indicators based upon each of the Florida Educator Accomplished Practices adopted by the State Board of Education. For instructional personnel who are not classroom teachers, evaluation criteria must be based upon indicators of the Florida Educator Accomplished Practices and may include specific job expectations related to student support.

3. Instructional leadership.—For school administrators, evaluation criteria must include indicators based upon each of the leadership standards adopted by the State Board of Education under s. 1012.986, including performance measures related to the effectiveness of classroom teachers in the school, the administrator's appropriate use of evaluation criteria and procedures, recruitment and retention of effective and highly effective classroom teachers, improvement in the percentage of instructional personnel evaluated at the highly effective or effective level, and other leadership practices that result in student learning growth. The system may include a means to give parents and instructional personnel an opportunity to provide input into the administrator's performance evaluation.

4. Professional and job responsibilities.—For instructional personnel and school administrators, other professional and job responsibilities must be included as adopted by the State Board of Education. The district school board may identify additional professional and job responsibilities.

(6) ANNUAL REVIEW OF AND REVISIONS TO THE SCHOOL DISTRICT EVALUATION SYSTEMS.—The district school board shall establish a procedure for annually reviewing instructional personnel and school administrator evaluation systems to determine compliance with this section *and s. 1012.3401*. All substantial revisions to an approved system must be reviewed and approved by the district school board before being used to evaluate instructional personnel or school administrators. Upon request by a school district, the department shall provide assistance in developing, improving, or reviewing an evaluation system.

Section 95. Section 1012.44, Florida Statutes, is amended to read:

1012.44 Qualifications for certain persons providing speech-language services.—The State Board of Education shall adopt rules for speech-language services to school districts that qualify for the sparsity supplement as described in s. 1011.62(7). These services may be provided by baccalaureate degree level persons for a period of 3 years. The rules shall authorize the delivery of speech-language services by baccalaureate degree level persons under the direction of a certified speech-language pathologist with a master's degree or higher. ~~By October 1, 2003, these rules shall be reviewed by the State Board of Education.~~

Section 96. Section 1012.561, Florida Statutes, is amended to read:

1012.561 Address of record.—Each certified educator or applicant for certification is solely responsible for maintaining his or her current address with the Department of Education and for notifying the department in writing of a change of address. ~~By January 1, 2005, each educator and applicant for certification must have on file with the department a current mailing address. Thereafter,~~ A certified educator or applicant for certification who is employed by a district school board shall notify his or her employing school district within 10 days after a change of address. At a minimum, the employing district school board shall notify the department monthly of the addresses of the certified educators or applicants for certification in the manner prescribed by the department. A certified educator or applicant for certification who is not employed by a district school board shall personally notify the department in writing within 30 days after a change of address. The department shall permit electronic notification; however, it is the responsibility of the certified educator or applicant for certification to ensure that the department has received the electronic notification.

Section 97. *Section 1012.595, Florida Statutes, is repealed.*

Section 98. Subsections (2), (3), and (4) of section 1012.885, Florida Statutes, are amended to read:

1012.885 Remuneration of Florida College System institution presidents; limitations.—

~~(2) LIMITATION ON COMPENSATION.—Notwithstanding any other law, resolution, or rule to the contrary, a Florida College System~~

~~institution president may not receive more than \$225,000 in remuneration annually 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.~~

(2)(3) EXCEPTIONS.—This section does not prohibit a ~~any~~ party from providing cash or cash-equivalent compensation from funds that are not appropriated state funds to a Florida College System institution president in excess of the limit in subsection (3) (2). If a party is unable or unwilling to fulfill an obligation to provide cash or cash-equivalent compensation to a Florida College System institution president as permitted under this subsection, appropriated state funds may not be used to fulfill such obligation.

(3)(4) LIMITATION ON REMUNERATION.—Notwithstanding a law, resolution, or rule to the contrary ~~the provisions of this section~~, a Florida College System institution president may not receive more than \$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 99. Subsections (2), (3), and (4) of section 1012.975, Florida Statutes, are amended to read:

1012.975 Remuneration of state university presidents; limitations.—

~~(2) LIMITATION ON COMPENSATION. Notwithstanding any other law, resolution, or rule to the contrary, a state university president may not receive more than \$225,000 in remuneration annually from public funds. Only compensation, as such term is defined in s. 121.021(22), provided to a state university president may be used in calculating benefits under chapter 121.~~

(2)(3) EXCEPTIONS.—This section does not prohibit a ~~any~~ party from providing cash or cash-equivalent compensation from funds that are not public funds to a state university president in excess of the limit in subsection (3) (2). If a party is unable or unwilling to fulfill an obligation to provide cash or cash-equivalent compensation to a state university president as permitted under this subsection, public funds may not be used to fulfill such obligation.

(3)(4) LIMITATION ON REMUNERATION.—Notwithstanding a law, resolution, or rule to the contrary ~~the provisions of this section~~, a state university president may not receive more than \$200,000 in remuneration from public funds. Only compensation, as defined in s. 121.021(22), provided to a state university president may be used in calculating benefits under chapter 121.

Section 100. Subsection (12) of section 1012.98, Florida Statutes, is amended to read:

1012.98 School Community Professional Development Act.—

(12) The department shall require teachers in grades ~~K-12~~ ~~1-12~~ to participate in continuing education training provided by the Department of Children and Family Services on identifying and reporting child abuse and neglect.

Section 101. Paragraph (f) of subsection (2) of section 1013.35, Florida Statutes, is amended to read:

1013.35 School district educational facilities plan; definitions; preparation, adoption, and amendment; long-term work programs.—

(2) PREPARATION OF TENTATIVE DISTRICT EDUCATIONAL FACILITIES PLAN.—

(f) Not less than once every 5 years, the district school board shall have ~~an a financial management and performance~~ audit conducted of the ~~district's~~ educational planning and construction activities ~~of the district~~. ~~An operational audit conducted by the Office of Program Policy Analysis and Government Accountability and the Auditor General pursuant to s. 11.45 1008.35~~ satisfies this requirement.

Section 102. Section 1013.47, Florida Statutes, is amended to read:

1013.47 Substance of contract; contractors to give bond; penalties.— Each board shall develop contracts consistent with this chapter and statutes governing public facilities. Such a contract must contain the drawings and specifications of the work to be done and the material to be furnished, the time limit in which the construction is to be completed, the time and method by which payments are to be made upon the contract, and the penalty to be paid by the contractor for a ~~any~~ failure to comply with the terms of the contract. The board may require the contractor to pay a penalty for any failure to comply with the terms of the contract and may provide an incentive for early completion. Upon accepting a satisfactory bid, the board shall enter into a contract with the party or parties whose bid has been accepted. The contractor shall furnish the board with a performance and payment bond as set forth in s. 255.05. A board or other public entity may not require a contractor to secure a surety bond under s. 255.05 from a specific agent or bonding company. ~~Notwithstanding any other provision of this section, if 25 percent or more of the costs of any construction project is paid out of a trust fund established pursuant to 31 U.S.C. s. 1243(a)(1), laborers and mechanics employed by contractors or subcontractors on such construction will be paid wages not less than those prevailing on similar construction projects in the locality, as determined by the Secretary of Labor in accordance with the Davis Bacon Act, as amended.~~ A person, firm, or corporation that constructs any part of any educational plant, or addition thereto, on the basis of any unapproved plans or in violation of any plans approved in accordance with the provisions of this chapter and rules of the State Board of Education or regulations of the Board of Governors relating to building standards or specifications is subject to forfeiture of the surety bond and unpaid compensation in an amount sufficient to reimburse the board for any costs that will need to be incurred in making any changes necessary to assure that all requirements are met and is also guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, for each separate violation.

Section 103. *Section 1013.49, Florida Statutes, is repealed.*

Section 104. *Section 1013.512, Florida Statutes, is repealed.*

Section 105. *Section 20 of chapter 2010-24, Laws of Florida, is repealed.*

Section 106. 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 education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451, F.S.; conforming cross-references; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215, F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent's designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term "Next Generation Sunshine State Standards"; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; amending s. 1001.34, F.S.; establishing a process for modifying the membership of a district school board; providing for a referendum; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s. 1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school applica-

tion; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of prekindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending s. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term “adult high school credit program”; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr. Alzheimer’s Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; revising the effective date of the Adults with Disabilities Workforce Education Pilot Program; increasing the age limitation for a program participant; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term “student with a disability”; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s.

1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education postsecondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; amending s. 1011.62, F.S.; deleting an obsolete provision; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

Pursuant to Rule 4.19, **HB 7031** as amended was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 926** was deferred.

On motion by Senator Lee—

CS for SB 1190—A bill to be entitled An act relating to family law; providing legislative findings; creating Part III of ch. 61, F.S., entitled the “Collaborative Law Act”; creating s. 61.55, F.S.; declaring the purpose of the act; creating s. 61.56, F.S.; defining terms; creating s. 61.57, F.S.; declaring that a collaborative law process commences when the parties enter into a collaborative law participation agreement; providing that a tribunal may not order a party to participate in a collaborative law process over the party’s objection; providing conditions under which a collaborative law process is concluded; creating s. 61.58, F.S.; providing for confidentiality of communications made during the collaborative law process; providing exceptions; providing that the effective date of specified provisions are contingent upon approval and publication of Florida Supreme Court rules governing specified subjects; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1190** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 1142—A bill to be entitled An act relating to ticket sales; amending s. 817.355, F.S.; providing that a person who counterfeits, forges, alters, clones, or possesses a ticket, card, wristband, or other

medium that accesses or is associated with a specified ticket, token, or paper with the intent to defraud commits a misdemeanor of the first degree; providing enhanced criminal penalties for second and subsequent violations concerning fraudulent creation or possession of an admission ticket; providing criminal penalties for persons who commit such violations involving more than a specified number of tickets, cards, wristbands, or other media that access or are associated with a specified ticket, token, or paper; amending s. 817.361, F.S.; defining terms; prohibiting the sale, offer for sale, or transfer of certain multiuse tickets or a card, wristband, or other medium that accesses or is associated with such multiuse ticket; providing criminal penalties; providing enhanced criminal penalties for second or subsequent violations of provisions relating to the sale, offer for sale, or transfer of certain multiuse tickets; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1142** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for CS for SB 132—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Fallen Law Enforcement Officers license plate and the Florida Sheriffs Association license plate; amending s. 320.08058, F.S.; revising provisions relating to the distribution of annual use funds to the Astronauts Memorial Foundation, Inc., for the Challenger/Columbia specialty license plate; requiring the St. Johns River Alliance, Inc., and National Hispanic Corporate Achievers, Inc., to each record a certain number of sales within a certain timeframe; requiring the Department of Highway Safety and Motor Vehicles to discontinue the plates under certain circumstances; providing for repeal on a specified date; creating a Fallen Law Enforcement Officers license plate and a Florida Sheriffs Association license plate; establishing an annual use fee for the plates; providing for the distribution of use fees received from the sale of such plates; providing effective dates.

—was read the second time by title.

Senator Diaz de la Portilla moved the following amendment which was adopted:

Amendment 1 (121898) (with directory and title amendments)—Between lines 32 and 33 insert:

(gggg) Keiser University license plate, \$25.

And the directory clause is amended as follows:

Delete line 26 and insert:

Section 1. Paragraphs (eeee), (ffff), and (gggg) are added to

And the title is amended as follows:

Delete lines 5-6 and insert: Officers license plate, the Florida Sheriffs Association license plate, and the Keiser University license plate; amending s. 320.08058,

Senator Latvala moved the following amendments which were adopted:

Amendment 2 (376314) (with directory and title amendments)—Between lines 32 and 33 insert:

(gggg) Moffitt Cancer Center license plate, \$25.

And the directory clause is amended as follows:

Delete line 26 and insert:

Section 1. Paragraphs (eeee), (ffff), and (gggg) are added to

And the title is amended as follows:

Delete lines 5-6 and insert: Officers license plate, the Florida Sheriffs Association license plate, and the Moffitt Cancer Center license plate; amending s. 320.08058,

Amendment 3 (899722) (with directory and title amendments)—Between lines 152 and 153 insert:

(85) MOFFITT CANCER CENTER LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, and s. 320.08053(1), the department shall develop a Moffitt Cancer Center license plate as provided in s. 320.08053(2) and (3) and this section. The word “Florida” must appear at the top of the plate, and the words “Moffitt Cancer Center” must appear at the bottom of the plate.

(b) The department shall retain all annual use fees from the sale of such plates until the startup costs for developing and issuing the plates have been recovered. Thereafter, the annual use fees shall be distributed to H. Lee Moffitt Cancer Center and Research Institute, which may use up to 10 percent of the proceeds for administrative costs and for the marketing of the plate. The balance of the fees shall be used by the institute to support its research, education, treatment, prevention and detection, teaching, and research activities.

And the directory clause is amended as follows:

Delete line 36 and insert: subsections (83), (84), and (85) are added to that section, to read:

And the title is amended as follows:

Delete lines 17-18 and insert: Fallen Law Enforcement Officers license plate, a Florida Sheriffs Association license plate, and a Moffitt Cancer Center license plate;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz de la Portilla moved the following amendment which was adopted:

Amendment 4 (115346) (with directory and title amendments)—Between lines 152 and 153 insert:

(85) KEISER UNIVERSITY LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, and s. 320.08053(1), the department shall develop a Keiser University license plate as provided in s. 320.08053(2) and (3) and this section. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Keiser University” must appear at the bottom of the plate.

(b) The department shall retain all annual use fees from the sale of the plate until all startup costs for developing and issuing the plate have been recovered. Thereafter, the annual use fees from the sale of the plate shall be distributed to the Keiser Mills Foundation, which may use up to 10 percent of such fees for administrative costs and marketing of the plate. The balance of the fees shall be used by the Keiser Mills Foundation to provide annual college scholarships for students attending Keiser University.

And the directory clause is amended as follows:

Delete line 36 and insert: subsections (83), (84), and (85) are added to that section, to read:

And the title is amended as follows:

Delete lines 17-18 and insert: Fallen Law Enforcement Officers license plate, a Florida Sheriffs Association license plate, and a Keiser University license plate;

Pursuant to Rule 4.19, **CS for CS for SB 132** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1654—A bill to be entitled An act relating to tax administration; amending s. 196.1995, F.S.; requiring certain real property improvements and tangible personal property additions to occur within a specified period in order to qualify for a specified ad valorem tax exemption; providing that certain local ordinances conveying ad valorem tax exemptions may not be invalidated if the local governing body acted in accordance with this act; amending s. 212.03, F.S.; providing that charges for the storage of towed vehicles that are impounded by a local, state, or federal law enforcement agency are not taxable; amending s. 212.07, F.S.; conforming a cross-reference to changes made by the act; providing monetary and criminal penalties for a dealer's willful failure to collect certain taxes or fees after receiving notice of such duty to collect from the Department of Revenue; amending s. 212.12, F.S.; deleting provisions relating to the imposition of criminal penalties after Department of Revenue notice of requirements to register as a dealer or to collect taxes; making technical and grammatical changes to provisions specifying penalties for making a false or fraudulent return with the intent to evade payment of a tax or fee; amending s. 212.14, F.S.; modifying the definition of the term "person"; authorizing the department to adopt rules relating to requirements for a person to deposit cash, a bond, or other security with the department in order to ensure compliance with sales tax laws; making technical and grammatical changes; amending s. 212.18, F.S.; providing criminal penalties for a person who willfully fails to register as a dealer after receiving notice of such duty by the department; making technical and grammatical changes; reenacting s. 212.20, F.S., relating to the disposition of funds collected, to incorporate changes made by the act; amending s. 213.0535, F.S.; clarifying that confidential tax data may be published as statistics under certain circumstances; amending s. 213.13, F.S.; revising the date for transmitting funds collected by the clerks of court to the department; amending s. 213.21, F.S.; increasing the compromise authority for closing agreements with taxpayers which can be delegated to and approved by the executive director; creating s. 213.295, F.S., relating to automated sales suppression devices; defining terms; subjecting a person to criminal penalties and monetary penalties for knowingly selling or engaging in certain other actions involving a sales suppression device or phantom-ware; providing that sales suppression devices and phantom-ware are contraband articles under the Florida Contraband Forfeiture Act; amending s. 443.131, F.S.; imposing a requirement on employers to produce records for the Department of Economic Opportunity or its tax collection service provider as a prerequisite for a reduction in the rate of reemployment tax; amending s. 443.141, F.S.; providing a method to calculate the interest rate for past due employer contributions and reimbursements, and delinquent, erroneous, incomplete, or insufficient reports; increasing the number of days for an employer to protest an assessment; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 1654**, on motion by Senator Hukill, by two-thirds vote **CS for HB 7081** was withdrawn from the Committees on Appropriations and Commerce and Tourism.

On motion by Senator Hukill—

CS for HB 7081—A bill to be entitled An act relating to tax administration; amending s. 196.1995, F.S.; requiring certain real property improvements and tangible personal property additions to occur within a specified period in order to qualify for a specified ad valorem tax exemption; amending s. 212.03, F.S.; providing that certain charges for the impoundment of an aircraft, boat, or motor vehicle by a law enforcement agency are not subject to taxation; amending s. 212.07, F.S.; conforming a cross-reference; providing that a dealer who willfully fails to collect certain taxes or fees after the Department of Revenue provides notice commits a criminal offense; providing civil and criminal penalties; amending s. 212.12, F.S.; deleting provisions providing criminal and civil penalties for failing to register a business as a dealer and for failing to collect specified taxes after the department provides notice; amending s. 212.14, F.S.; authorizing the department to adopt rules; defining the term "person"; amending s. 212.18, F.S.; providing that a person who engages in acts requiring a certificate of registration and willfully fails to register after the department provides notice commits a criminal offense; providing criminal penalties; reenacting s. 212.20(6)(c), F.S., relating to the disposition of funds collected from the imposition of specified fees, to incorporate the amendments made by the act to s. 212.18(3), F.S., in a reference thereto; amending s. 213.0535, F.S.; providing that certain tax data may be published as statistics under certain circumstances; amending s. 213.13, F.S.; revising the date for transmitting certain funds

collected by the clerks of court to the department; amending s. 213.21 F.S.; authorizing the department to delegate to the executive director of the department greater compromise authority for closing agreements; creating s. 213.295, F.S.; providing definitions; providing that a person who knowingly sells, purchases, installs, transfers, possesses, uses, or accesses an automated sales suppression device, a zipper, or phantom-ware commits a criminal offense; providing civil and criminal penalties; providing that automated sales suppression devices, zippers, and phantom-ware are contraband articles; amending s. 443.131, F.S.; requiring employers to produce certain records in order to receive a reduced contribution rate; amending s. 443.141, F.S.; revising the interest rate for unpaid employer contributions or reimbursements; increasing the number of days during which an employer may protest a determination and assessment; providing that certain local ordinances conveying ad valorem tax exemptions shall not be invalidated on specified grounds if the local governing body acted in accordance with this act; providing effective dates.

—a companion measure, was substituted for **CS for SB 1654** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 7081** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SB 392—A bill to be entitled An act relating to state speed zones; amending s. 316.183, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 316.187, F.S.; raising the maximum allowable speed limit on certain highways; increasing the maximum allowable speed limit on roadways under the jurisdiction of the Department of Transportation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 392** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Hays introduced his granddaughter, Emma Grace Broome, who was present in the gallery.

On motion by Senator Lee—

SB 566—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit for the volunteer service work performed; providing examples of volunteer service work; requiring that the hours of volunteer service work performed be documented in writing and the document be signed by the student, the student's parent or guardian, and a representative of the organization for which the student performed the volunteer service work; deleting obsolete provisions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 566** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

CS for CS for SB 764—A bill to be entitled An act relating to hearsay; amending s. 90.803, F.S.; providing that certain statements are an exception to the hearsay rule and thus admissible; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 764** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for SB 782—A bill to be entitled An act relating to government data practices; amending s. 257.36, F.S.; requiring the Division of Library and Information Services of the Department of State to adopt rules providing procedures for an agency to establish schedules for the physical destruction or other disposal of records containing personal identification information; creating part IV of ch. 282, F.S., consisting of s. 282.801, F.S.; providing definitions; requiring an agency that collects and maintains personal identification information to post a privacy policy on the agency's website; prescribing minimum requirements for a privacy policy; requiring an agency to provide notice of the installation of cookies on an individual's computer; requiring that an individual who would otherwise be granted access to an agency's website be granted access even if he or she declines to have the cookie installed; providing an exception; requiring that privacy policy requirements be specified in a contract between a public agency and a contractor; providing exceptions; specifying that a violation does not create a civil cause of action; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; providing report requirements; creating s. 429.55, F.S.; requiring the Agency for Health Care Administration to provide specified data on assisted living facilities by a certain date; providing minimum requirements for such data; authorizing the agency to create a comment webpage regarding assisted living facilities; providing minimum requirements; authorizing the agency to provide links to certain third-party websites; authorizing the agency to adopt rules; amending s. 408.05, F.S.; dissolving the Center for Health Information and Policy Analysis within the Agency for Health Care Administration; requiring the agency to coordinate a system to promote access to certain data and information; requiring that certain health-related data be included within the system; assigning duties to the agency relating to the collection and dissemination of data; establishing conditions for the funding of the system; requiring the Office of Program Policy Analysis and Government Accountability to monitor the agency's implementation of the health information system; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature after completion of the implementation; providing report requirements; reenacting s. 120.54(8), F.S., relating to rulemaking, to incorporate the amendment made to s. 257.36, F.S., in a reference thereto; amending ss. 20.42, 381.026, 395.301, 395.602, 395.6025, 408.07, 408.18, 465.0244, 627.6499, and 641.54, F.S.; conforming provisions to changes made by the act; providing appropriations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 782** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 1150—A bill to be entitled An act relating to medical tourism; amending s. 288.0001, F.S.; requiring an analysis of medical tourism in the Economic Development Programs Evaluation; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care destination; amending s. 288.923, F.S.; requiring the Division of Tourism Marketing to include in its 4-year plan a discussion of the promotion of medical tourism; creating s. 288.924, F.S.; requiring the plan to promote national and international awareness of the qualifications, scope of services, and specialized expertise of health care providers in this state, to promote national and international awareness of certain business opportunities to attract practitioners to destinations in this state, and to include an initiative to showcase qualified health care providers; requiring a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation to be allocated for the medical tourism marketing plan; requiring the Florida Tourism Industry Marketing Corporation to create a matching grant program; specifying criteria for the grant program; requiring that a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation be allocated for the grant program; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1150** was placed on the calendar of Bills on Third Reading.

SB 1060—A bill to be entitled An act relating to the code of student conduct; amending s. 1006.07, F.S.; providing that simulating a firearm or weapon while playing or wearing certain clothing or accessories is not grounds for disciplinary action or referral to the criminal justice or juvenile justice system; providing actions that constitute simulating a firearm or weapon while playing; providing criteria for determining whether certain student conduct warrants disciplinary action; providing criteria for determining appropriate consequences for such conduct; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1060**, on motion by Senator Evers, by two-thirds vote **HB 7029** was withdrawn from the Committees on Criminal Justice; Education; and Judiciary.

On motion by Senator Evers—

HB 7029—A bill to be entitled An act relating to the code of student conduct; amending s. 1006.07, F.S.; providing that simulating a firearm or weapon while playing or wearing certain clothing or accessories is not grounds for disciplinary action or referral to the criminal justice or juvenile justice system; providing actions that constitute simulating a firearm or weapon while playing; providing criteria for determining whether certain student conduct warrants disciplinary action; providing criteria for determining appropriate consequences for such conduct; providing an effective date.

—a companion measure, was substituted for **SB 1060** and read the second time by title.

Pursuant to Rule 4.19, **HB 7029** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1698** was deferred.

On motion by Senator Sobel—

CS for SB 1726—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term “public receiving facility”; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing that implementation is subject to specific appropriations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1726** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 828** was deferred.

On motion by Senator Latvala—

CS for CS for CS for SB 602—A bill to be entitled An act relating to the residency of candidates and public officers; creating ss. 99.0125 and 111.015, F.S.; requiring a candidate or public officer required to reside in a specific geographic area to have only one domicile at a time; providing factors that may be considered when determining residency; providing

exceptions for active duty military members; amending ss. 14.01, 16.01, 17.02, 19.23, and 114.03, F.S.; specifying the applicability of residency requirements on the Governor and Cabinet officers; specifying that the act does not apply to members of the Legislature; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 602** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 268—A bill to be entitled An act relating to certificates of need; amending s. 408.034, F.S.; decreasing the subdistrict average occupancy rate that the Agency for Health Care Administration is required to maintain as a goal of its nursing-home-bed-need methodology; conforming a provision to changes made by the act; authorizing an applicant to aggregate the need of geographically contiguous subdistricts within a district for a proposed community nursing home under certain circumstances; requiring the proposed nursing home site to be located in the subdistrict with the greater need under certain circumstances; recognizing an additional positive application factor for an applicant who voluntarily relinquishes certain nursing home beds; requiring the applicant to demonstrate that it meets certain requirements; amending s. 408.036, F.S.; providing that, under certain circumstances, replacement of a nursing home and relocation of a portion of a nursing home's licensed beds to another facility, or to establish a new facility, is a health-care-related project subject to expedited review; conforming a cross-reference; revising the requirements for projects that are exempted from applying for a certificate of need; repealing s. 408.0435, F.S., relating to the moratorium on the approval of certificates of need for additional community nursing home beds; creating s. 408.0436, F.S.; prohibiting the agency from approving a certificate-of-need application for new community nursing home beds under certain circumstances; defining the term "batching cycle"; providing a repeal; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 268**, on motion by Senator Grimsley, by two-thirds vote **CS for CS for HB 287** was withdrawn from the Committees on Health Policy; Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Grimsley—

CS for CS for HB 287—A bill to be entitled An act relating to certificates of need; amending s. 408.034, F.S.; decreasing the subdistrict average occupancy rate that the Agency for Health Care Administration is required to maintain as a goal of its nursing-home-bed-need methodology; conforming a provision to changes made by the act; authorizing an applicant to aggregate the need of geographically contiguous subdistricts within a district for a proposed community nursing home under certain circumstances; requiring the proposed nursing home site to be located in the subdistrict with the greater need under certain circumstances; recognizing an additional positive application factor for an applicant who voluntarily relinquishes certain nursing home beds; requiring the applicant to demonstrate that it meets certain requirements; amending s. 408.036, F.S.; providing that, under certain circumstances, replacement of a nursing home and relocation of a portion of a nursing home's licensed beds to another facility, or to establish a new facility, is a health-care-related project subject to expedited review; conforming a cross-reference; revising the requirements for projects that are exempted from applying for a certificate of need; creating s. 408.0436, F.S.; prohibiting the agency from approving a certificate-of-need application for new community nursing home beds under certain circumstances; defining the term "batching cycle"; providing for future repeal; repealing s. 408.0435, F.S., relating to the moratorium on the approval of certificates of need for additional community nursing home beds; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 268** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 287** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 588—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out-of-court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 588**, on motion by Senator Richter, by two-thirds vote **CS for CS for HB 409** was withdrawn from the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Judiciary.

On motion by Senator Richter—

CS for CS for HB 409—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 588** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 409** was placed on the calendar of Bills on Third Reading.

CS for SB 1210—A bill to be entitled An act relating to the Division of Insurance Agents and Agency Services; amending s. 20.121, F.S.; revising the name of the division; amending s. 624.310, F.S.; revising service delivery methods; amending s. 624.318, F.S.; prohibiting the removal of specified original documents under certain conditions; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; defining the term "unaffiliated insurance agent"; amending s. 626.0428, F.S.; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for wrongful acts, misconduct, and violations committed by the licensee and any person under his or her supervision; prohibiting

an insurance agency from conducting insurance business at a location without a designated agent in charge; providing for expiration of an agency license under specified circumstances; amending s. 626.112, F.S.; prohibiting new limited customer representative licenses from being issued after a specified date; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.171, F.S.; providing an exemption from certain licensure application fees; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; amending s. 626.207, F.S.; conforming a cross-reference; amending s. 626.241, F.S.; revising the scope of the examination for a limited agent license; amending s. 626.261, F.S.; deleting a provision requiring certain costs to be paid by applicants who request licensure examinations in Spanish; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a license issued to a business renting or leasing motor vehicles applies to employees and authorized representatives; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; amending s. 626.611, F.S.; requiring the department to suspend certain licenses and appointments; amending s. 626.641, F.S.; conforming a cross-reference; amending s. 626.733, F.S.; revising applicability of certain appointment provisions; amending s. 626.7355, F.S.; revising qualifications for a temporary customer representative's license; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances on a specified date; amending s. 626.7845, F.S.; revising a prohibition against unlicensed transaction of life insurance; amending ss. 626.8411, 626.861, and 626.862, F.S.; conforming cross-references; amending s. 626.9272, F.S.; revising requirements for the licensure of nonresident surplus lines agents; creating s. 627.4553, F.S.; requiring an insurance agent who recommends the surrender of certain annuity or life insurance to provide certain information to the department; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; amending s. 627.706, F.S.; revising the definition of the term "neutral evaluator"; amending s. 627.7074, F.S.; providing grounds for the department to deny an application, or suspend or revoke approval of certification, of a neutral evaluator; requiring the department to adopt rules; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval, of a mediator; requiring the department to adopt rules; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending s. 648.43, F.S.; revising requirements for the submission of a power of attorney; amending s. 648.49, F.S.; revising provisions relating to the duration of suspension or revocation of a license; amending ss. 943.0585 and 943.059, F.S.; prohibiting a person seeking a license from the Division of Insurance Agent and Agency Services who is the subject of an expunged or sealed criminal history record from denying or failing to acknowledge arrests covered by the record; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 1210**, on motion by Senator Bean, by two-thirds vote **CS for CS for HB 633** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Bean—

CS for CS for HB 633—A bill to be entitled An act relating to the Division of Insurance Agents and Agency Services; amending s. 20.121, F.S.; revising the name of the division; amending s. 624.310, F.S.; re-

vising service delivery methods; amending s. 624.318, F.S.; prohibiting the removal of specified original documents under certain conditions; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; prohibiting new limited customer representative licenses from being issued after a specified date; defining the term "unaffiliated insurance agent"; amending s. 626.0428, F.S.; revising prohibitions relating to binding insurance and soliciting insurance; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee and any person under his or her supervision; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing for expiration of an agency license under specified circumstances; amending s. 626.112, F.S.; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.171, F.S.; providing an exemption from certain licensure application fees; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; amending s. 626.207, F.S.; conforming a cross-reference; amending s. 626.241, F.S.; revising the scope of the examination for a limited agent; amending s. 626.261, F.S.; deleting a provision requiring certain costs to be paid by applicants who request licensure examinations in Spanish; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses employees and authorized representatives of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; amending s. 626.611, F.S.; requiring the department to suspend certain licenses and appointments; amending s. 626.641, F.S.; conforming a cross-reference; amending s. 626.733, F.S.; revising applicability of certain appointment provisions; amending s. 626.7355, F.S.; revising qualifications for a temporary customer representative's license; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances on a specified date; amending s. 626.7845, F.S.; revising a prohibition against unlicensed transaction of life insurance; amending ss. 626.8411, 626.861, and 626.862, F.S.; conforming cross-references; amending s. 626.9272, F.S.; revising requirements for the licensure of nonresident surplus lines agents; creating s. 627.4553, F.S.; requiring an insurance agent who recommends the surrender of certain annuity or life insurance to provide certain information to the department; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; amending s. 627.706, F.S.; revising definitions; amending s. 627.7074, F.S.; providing grounds for the department to deny an application, or suspend or revoke approval of certification, of a neutral evaluator; requiring the department to adopt rules; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval, of a mediator; authorizing the department to adopt rules; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending s. 648.43, F.S.; revising requirements for the submission of a power of attorney; amending s. 648.49, F.S.; revising provisions relating to the duration of suspension or revocation of a license; amending ss. 943.0585 and 943.059, F.S.; prohibiting persons seeking to be licensed by the Division of Insurance Agent and Agency Services from denying or failing to acknowledge certain expunged or sealed records; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for SB 1210** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 633** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

CS for SB 1238—A bill to be entitled An act relating to family trust companies; amending s. 655.005, F.S.; revising the definition of the term “financial institutions codes”; creating chapter 662, F.S.; creating s. 662.10, F.S.; providing a short title; creating s. 662.102, F.S.; providing the purpose of the act; creating s. 662.111, F.S.; defining terms; creating s. 662.112, F.S.; providing for the calculation of kinship; creating s. 662.114, F.S.; exempting a family trust company or foreign licensed family trust company from licensure; creating s. 662.115, F.S.; providing for the applicability of the chapter to a family trust company or foreign licensed family trust company; creating s. 662.120, F.S.; specifying the maximum number of designated relatives allowed for a family trust company and a licensed family trust company; creating s. 662.121, F.S.; providing procedures for applying for a family trust company license; requiring a fee; creating s. 662.1215, F.S.; providing for investigations of applicants by the Office of Financial Regulation; creating s. 662.122, F.S.; providing procedures for the registration of a family trust company or a foreign licensed family trust company; requiring a fee; creating s. 662.1225, F.S.; providing requirements for a family trust company, licensed family trust company, and foreign licensed family trust company; creating s. 662.123, F.S.; requiring organizational documents to include certain provisions; authorizing the use of the term “trust”; creating s. 662.124, F.S.; requiring a minimum capital account; creating s. 662.125, F.S.; vesting exclusive authority to manage a family trust company or licensed family trust company in a board of directors or managers; providing for appointment of directors and managers; requiring certain notice to the office in specified circumstances; requiring the office to issue a notice of disapproval of a proposed appointment in specified circumstances; creating s. 662.126, F.S.; requiring that licensed family trust companies procure and maintain fidelity bonds or specified minimum capital account and errors and omissions insurance; authorizing a family trust company that is not licensed to procure and maintain such coverage; authorizing licensed and unlicensed family trust companies to procure and maintain other insurance policies; creating s. 662.127, F.S.; requiring certain books and records to be segregated; creating s. 662.128, F.S.; requiring annual license and registration renewal; requiring a fee; creating s. 662.129, F.S.; providing for the discontinuance of a licensed family trust company; creating s. 662.130, F.S.; authorizing family trust companies to conduct certain activities; creating s. 662.131, F.S.; prohibiting certain activities on the part of family trust companies; creating s. 662.132, F.S.; imposing certain requirements on the assets that form the minimum capital of licensed family trust companies and family trust companies; authorizing such trust companies to purchase or rent real or personal property, invest funds, and, while acting as a fiduciary, make certain purchases; imposing a restriction on that authorization; clarifying the degree of prudence required of fiduciaries; restricting the authority of a fiduciary to purchase certain bonds or securities; specifying additional authority of fiduciaries; applying the duty of loyalty to family trust companies in certain cases; creating s. 662.133, F.S.; requiring certain officers, directors, or managers of a licensed family trust company or a family trust company to make an oath, affirmation, affidavit, or acknowledgment on behalf of the company in certain circumstances; creating s. 662.134, F.S.; prohibiting a family trust company from advertising to the public; creating s. 662.135, F.S.; providing that a licensed family trust company is not required to post a bond to serve as a court-appointed fiduciary; creating s. 662.140, F.S.; authorizing the commission to adopt rules; creating s. 662.141, F.S.; authorizing the office to conduct examinations and investigations; requiring that family trust companies be examined at least once every 18 months; authorizing the office to accept an independent audit in lieu of conducting an examination; requiring the office to examine the books and records of a family trust company or licensed family trust company; authorizing the office to rely on a certificate of trust, trust summary, or written statement in certain circumstances; authorizing the commission to adopt rules relating to records and requirements; authorizing the office to examine the books and records of a foreign licensed family trust company; requiring family trust companies to pay examination fees tied to actual costs incurred by the office; providing a penalty for late payment and authorizing an administrative fine if late payment is intentional; creating s.

662.142, F.S.; providing for license revocation; specifying acts and conduct that constitute grounds for revocation; authorizing the office to suspend a license pending revocation; creating s. 662.143, F.S.; authorizing the office to issue a cease and desist order and an emergency cease and desist order; creating s. 662.144, F.S.; authorizing the office to collect fines for the failure to submit required reports; creating s. 662.145, F.S.; providing grounds for the removal of an officer, director, manager, employee, or agent of a licensed family trust company or a family trust company; creating s. 662.146, F.S.; providing for the confidentiality of certain company books and records; creating s. 662.147, F.S.; providing requirements for books and records of family trust companies; requiring the office to retain certain records for a specified time; allowing the introduction of certain copies into evidence; requiring the office to establish a schedule of fees for such copies; providing requirements for orders issued by courts or administrative law judges for the production of confidential records or information; creating s. 662.150, F.S.; providing for the domestication of a foreign family trust company; creating s. 662.151, F.S.; providing for the registration of a foreign licensed family trust company; amending s. 120.80, F.S.; adding licensed family trust companies to the entities regulated by the office that are exempted from licensing timeframes under ch. 120, F.S.; amending s. 736.0802, F.S.; providing circumstances under which certain trust transactions are not voidable by a beneficiary affected by a transaction; providing circumstances under which certain transactions involving the investment or management of trust property are not presumed to be affected by conflicts of interest; providing an exception; amending s. 744.351, F.S.; exempting a family trust company from certain bond requirements and applying those requirements to licensed family trust companies and foreign licensed family trust companies; providing a contingent effective date.

—was read the second time by title.

Senator Richter moved the following amendment which was adopted:

Amendment 1 (150990)—Delete lines 1053-1054 and insert:
provision of this chapter or rules adopted by the commission pursuant to this chapter, or any applicable provision of the financial institution codes or rules adopted by the commission pursuant to such codes.

Pursuant to Rule 4.19, **CS for SB 1238** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 544—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation; authorizing a specified number of full-time equivalent positions with associated salary rate within the department; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 544**, on motion by Senator Simpson, by two-thirds vote **CS for CS for HB 523** was withdrawn from the Committees on Criminal Justice; Agriculture; Community Affairs; and Appropriations.

On motion by Senator Simpson—

CS for CS for HB 523—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation and authorizing positions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 544** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 523** was placed on the calendar of Bills on Third Reading.

CS for SB 616—A bill to be entitled An act relating to public records; amending s. 338.155, F.S.; providing an exemption from public records requirements for personal identifying information held by the Department of Transportation, a county, a municipality, or an expressway authority for the purpose of paying, prepaying, or collecting tolls and associated administrative charges for the use of toll facilities; providing for application of the exemption; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 616**, on motion by Senator Evers, by two-thirds vote **CS for HB 7007** was withdrawn from the Committees on Transportation; Governmental Oversight and Accountability; and Rules.

On motion by Senator Evers—

CS for HB 7007—A bill to be entitled An act relating to public records; amending s. 338.155, F.S., relating to the payment of tolls and associated charges; providing an exemption from public records requirements for personal identifying information; 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.

—a companion measure, was substituted for **CS for SB 616** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 7007** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 650**, **CS for SB 1140**, and **CS for SB 840** was deferred.

On motion by Senator Thrasher—

CS for CS for SB 1526—A bill to be entitled An act relating to public records; amending s. 501.171, F.S.; creating an exemption from public records requirements for information received by the Department of Legal Affairs pursuant to a notice of a data breach or pursuant to certain

investigations; authorizing disclosure under certain circumstances; defining the term “proprietary information”; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1526** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

CS for SB 414—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of certain animal researchers at public research facilities, including state universities; providing for retroactive applicability of the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 414** was placed on the calendar of Bills on Third Reading.

On motion by Senator Abruzzo—

CS for CS for SB 350—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of participants in a yellow dot critical motorist medical information program; 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.

Pursuant to Rule 4.19, **CS for CS for SB 350** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1262** was deferred.

On motion by Senator Richter—

CS for CS for SB 1278—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain informal enforcement actions by the Office of Financial Regulation, to which penalties apply for willful disclosure of such confidential information; providing an exemption from public records requirements for certain trade secrets held by the office, to which penalties apply for willful disclosure of such confidential information; defining terms; providing for future legislative review and repeal of the section; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Senator Richter moved the following amendment which was adopted:

Amendment 1 (943256)—Delete line 148 and insert:
by the office for review of such order ~~shall~~ automatically *stays*

Pursuant to Rule 4.19, **CS for CS for SB 1278** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Ring—

SB 1678—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 social security numbers of current and former agency employees held by an employing agency; saving the exemption from repeal under the Open Government Sunset Review Act; authorizing an employing agency to

disclose the social security number of a current or former agency employee under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1678** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SM 1298** was deferred.

CS for SM 368—A memorial to the Congress of the United States, applying to Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States to provide that every law enacted by Congress shall embrace only one subject, which shall be clearly expressed in its title.

—was read the second time by title.

Pending further consideration of **CS for SM 368**, on motion by Senator Simpson, by two-thirds vote **CS for HM 261** was withdrawn from the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

On motion by Senator Simpson—

CS for HM 261—A memorial to the Congress of the United States, applying to Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States to provide that every law enacted by Congress shall embrace only one subject, which shall be clearly expressed in its title.

—a companion measure, was substituted for **CS for SM 368** and read the second time by title. On motion by Senator Simpson, **CS for HM 261** was adopted and certified to the House.

CS for SM 1174—A memorial to the Congress of the United States, urging Congress to direct the United States Environmental Protection Agency to use specified criteria in developing guidelines for regulating carbon dioxide emissions from existing fossil-fueled electric generating units.

—was read the second time by title. On motion by Senator Gibson, **CS for SM 1174** was adopted and certified to the House.

SB 1698—A bill to be entitled An act relating to the ratification of rules of the Office of Insurance Regulation; ratifying a specified rule requiring title insurance agencies and the retail offices of certain title insurance underwriters to electronically submit certain statistical data; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1698**, on motion by Senator Simmons, by two-thirds vote **HB 7097** was withdrawn from the Committees on Banking and Insurance; and Rules.

On motion by Senator Simmons—

HB 7097—A bill to be entitled An act relating to ratification of rules of the Office of Insurance Regulation; ratifying specified rules requiring title insurance agencies and the retail offices of certain title insurance underwriters to electronically submit certain statistical data, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—a companion measure, was substituted for **SB 1698** and read the second time by title.

Pursuant to Rule 4.19, **HB 7097** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hays—

CS for SB 1140—A bill to be entitled An act relating to public records; creating s. 252.905, F.S.; creating an exemption from public records requirements for information furnished to the Division of Emergency

Management by a person or business for the purpose of obtaining assistance with emergency planning; providing for retroactive application of the exemption; providing for future repeal and legislative review of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1140** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Negron, the rules were waived and the Committee on Appropriations was granted permission to meet Thursday, April 24, 2014, from 9:00 a.m. until 10:45 a.m.

RECESS

The President declared the Senate in recess at 11:56 a.m. to reconvene at 2:30 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 2:30 p.m. A quorum present—38:

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

SPECIAL ORDER CALENDAR

On motion by Senator Bullard—

CS for CS for SB 820—A bill to be entitled An act relating to transportation 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.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (540444)—Between lines 294 and 295 insert:

Section 34. *Nassau County Deputy Sheriffs Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of S.R. A1A/200 between I-95/S.R. 9 and Stratton Road in Nassau County is designated as “Nassau County Deputy Sheriffs Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Nassau County Deputy Sheriffs Memorial Highway as described in subsection (1).*

Senator Flores moved the following amendment:

Amendment 2 (843884)—Between lines 294 and 295 insert:

Section 34. *Betty Pino Way designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. 41/S.R. 90/Tamiami Trail/S.W. 8th Street between S.W. 37th Avenue and Ponce de Leon Boulevard in Miami-Dade County is designated as "Betty Pino Way."*

(2) *The Department of Transportation is directed to erect suitable markers designating Betty Pino Way as described in subsection (1).*

Section 35. *Sabre Way designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of S.R. 973/S.W. 87th Avenue between S.W. 24th Street/Coral Way and S.W. 32nd Street in Miami-Dade County is designated as "Sabre Way."*

(2) *The Department of Transportation is directed to erect suitable markers designating Sabre Way as described in subsection (1).*

Section 36. *Rene Ledesma Way designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of S.W. 87th Avenue between S.W. 68th Street and S.W. 70th Street in Miami-Dade County is designated as "Rene Ledesma Way."*

(2) *The Department of Transportation is directed to erect suitable markers designating Rene Ledesma Way as described in subsection (1).*

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Flores moved the following amendment to **Amendment 2** which was adopted:

Amendment 2A (588280)—Delete line 23 and insert:

(1) *That portion of S.R. 973/S.W. 87th Avenue between S.W. 68th*

Amendment 2 (843884) as amended was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 820** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SB 1262—A bill to be entitled An act relating to public records and meetings; amending s. 627.0628, F.S.; providing an exemption from public records and public meetings requirements for trade secrets used to design an insurance flood loss model held in records or discussed in meetings of the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or the appointed consumer advocate; providing for legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1262** was placed on the calendar of Bills on Third Reading.

CS for SM 1298—A memorial to the Congress of the United States, urging Congress to pass the Disaster Savings Accounts Act to encourage the mitigation of property damage and costs before a natural disaster strikes.

—was read the second time by title. On motion by Senator Brandes, **CS for SM 1298** was adopted and certified to the House.

BILLS ON THIRD READING

SB 160—A bill to be entitled An act relating to canned or perishable food distributed free of charge; amending s. 768.136, F.S.; revising the definition of the term "donor"; limiting the liability of public schools with respect to canned or perishable food donated to charitable or nonprofit organizations; making grammatical changes; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 160**, on motion by Senator Bullard, by two-thirds vote **HB 23** was withdrawn from the Committees on Education; Children, Families, and Elder Affairs; and Judiciary.

On motion by Senator Bullard, by two-thirds vote—

HB 23—A bill to be entitled An act relating to canned or perishable food distributed free of charge; amending s. 768.136, F.S.; limiting the liability of public schools with respect to the donation of canned or perishable food to charitable or nonprofit organizations; revising a definition; providing an effective date.

—a companion measure, was substituted for **SB 160** and read the second time by title.

On motion by Senator Bullard, by two-thirds vote **HB 23** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Dean	Lee	Soto
Detert	Legg	Stargel
Diaz de la Portilla	Margolis	Thompson
Evers	Montford	Thrasher

Nays—None

Vote after roll call:

Yea—Abruzzo, Clemens

Vote preference:

April 24, 2014: Yea—Grimsley

CS for SB 1024—A bill to be entitled An act relating to off-highway vehicles; amending s. 261.03, F.S.; revising the terms "ATV" and "ROV"; amending s. 261.20, F.S.; revising a violation for carrying an operator and more than a single passenger on certain off-highway vehicles to prohibit carrying more passengers than the vehicle is designed to carry; amending a penalty provision to apply to off-highway vehicles; amending s. 316.2074, F.S.; revising the term "all-terrain vehicle"; amending s. 317.0003, F.S.; revising the terms "ATV" and "ROV"; providing an effective date.

—as amended April 11 was read the third time by title.

On motion by Senator Dean, **CS for SB 1024** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

Nays—None

Vote preference:

April 24, 2014: Yea—Grimsley

Consideration of **CS for CS for SB 1070** was deferred.

CS for CS for SB 1344—A bill to be entitled An act relating to insurance; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to contract a third party to conduct a review of the operations of an insurance administrator under certain circumstances; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring an insurance administrator to furnish fiduciary account records to an insurer or its designee; requiring administrator withdrawals from a fiduciary account to be made according to a specific written agreement; providing that an insurer's designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; amending s. 626.9541, F.S.; revising provisions for unfair methods of competition and unfair or deceptive acts relating to conducting certain insurance transactions through credit card facilities; amending s. 627.351, F.S.; revising the entities that make recommendations to the Chief Financial Officer for appointment to the board of governors of the Joint Underwriting Association; amending s. 627.7283, F.S.; allowing the electronic transfer of unearned premiums under specified circumstances; amending s. 631.912, F.S.; revising the appointment process for members of the board of directors of the Florida Workers' Compensation Insurance Guaranty Association; amending s. 766.315, F.S.; revising the entities that make recommendations to the Chief Financial Officer for appointment to the board of directors of the Florida Birth-Related Neurological Injury Compensation Association; providing an effective date.

—was read the third time by title.

On motion by Senator Braynon, **CS for CS for SB 1344** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Richter
Abruzzo	Flores	Ring
Altman	Galvano	Sachs
Bean	Garcia	Simmons
Benacquisto	Gardiner	Simpson
Bradley	Gibson	Smith
Brandes	Hays	Sobel
Braynon	Hukill	Soto
Bullard	Joyner	Stargel
Clemens	Lee	Thompson
Dean	Legg	Thrasher
Detert	Montford	
Diaz de la Portilla	Negron	

Nays—None

Vote preference:

April 24, 2014: Yea—Grimsley

Consideration of **CS for CS for SB 1524** was deferred.

CS for SB 998—A bill to be entitled An act relating to estates; amending s. 732.806, F.S.; providing that certain restrictions on gifts to lawyers and other disqualified persons apply to written instruments executed on or after a specified date; providing for applicability; amending s. 733.107, F.S.; clarifying circumstances under which a burden of proof shifts in cases involving undue influence; providing for

retroactive application; amending s. 733.808, F.S.; requiring that a directive to apply certain death benefits for the payment of claims and administration expenses be specified in certain instruments; providing for retroactive application; amending s. 736.0207, F.S.; establishing which party bears the burden of proof in an action to contest the validity or revocation of a trust; providing for applicability; amending s. 736.05053, F.S.; requiring a specific directive for certain assets and death benefits to be used to pay estate expenses; providing for retroactive application; amending s. 736.1106, F.S.; providing for the vesting of outright devises in certain trust documents; providing for applicability; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 998**, on motion by Senator Hukill, by two-thirds vote **CS for CS for HB 757** was withdrawn from the Committees on Judiciary; Banking and Insurance; and Rules.

On motion by Senator Hukill, by two-thirds vote—

CS for CS for HB 757—A bill to be entitled An act relating to estates; amending s. 732.806, F.S.; specifying that certain restrictions on gifts to lawyers and persons related to such lawyers apply only to written instruments executed on or after a specified date; providing applicability; amending s. 733.107, F.S.; providing circumstances under which a burden of proof shifts in cases involving undue influence; providing applicability; amending s. 733.808, F.S.; requiring that a directive to apply certain death benefits for the payment of claims and administration expenses be specified in certain instruments; providing for retroactive applicability; amending s. 736.0207, F.S.; establishing which party bears the burden of proof in an action to contest the validity or revocation of a trust; providing applicability; amending s. 736.05053, F.S.; requiring a specific directive for certain assets and death benefits to be used to pay estate expenses; providing for retroactive applicability; amending s. 736.1106, F.S.; providing for the vesting of outright devises in certain trust documents; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 998** and read the second time by title.

On motion by Senator Hukill, by two-thirds vote **CS for CS for HB 757** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Flores	Richter
Abruzzo	Galvano	Sachs
Altman	Gardiner	Simmons
Benacquisto	Gibson	Simpson
Bradley	Hays	Smith
Brandes	Hukill	Sobel
Braynon	Joyner	Soto
Bullard	Latvala	Stargel
Clemens	Lee	Thompson
Dean	Margolis	Thrasher
Detert	Montford	
Evers	Negron	

Nays—None

Vote after roll call:

Yea—Bean, Diaz de la Portilla, Garcia, Legg

Vote preference:

April 24, 2014: Yea—Grimsley

CS for CS for SB 1524—A bill to be entitled An act relating to security of confidential personal information; providing a short title; repealing s. 817.5681, F.S., relating to a breach of security concerning confidential personal information in third-party possession; creating s. 501.171, F.S.; providing definitions; requiring specified entities to take reasonable measures to protect and secure data containing personal information in electronic form; requiring specified entities to notify the

Department of Legal Affairs of data security breaches; requiring notice to individuals of data security breaches under certain circumstances; providing exceptions to notice requirements under certain circumstances; specifying contents and methods of notice; requiring notice to credit reporting agencies under certain circumstances; requiring the department to report annually to the Legislature; specifying report requirements; providing requirements for disposal of customer records; providing for enforcement actions by the department; providing civil penalties; specifying that no private cause of action is created; amending ss. 282.0041 and 282.318, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—as amended April 11 was read the third time by title.

On motion by Senator Thrasher, **CS for CS for SB 1524** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Bullard	Latvala	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

Nays—None

Vote after roll call:

Yea—Hays

Vote preference:

April 24, 2014: Yea—Grimsley

SPECIAL GUESTS

Senator Thrasher recognized Attorney General Pam Bondi who was present in the chamber.

CS for CS for SB 754—A bill to be entitled An act relating to certificates of title; amending s. 319.23, F.S.; revising the required statement that is stamped on a certificate of title upon issuance of the certificate; requiring the department to provide a report regarding certificates of title for rebuilt motor vehicles; amending s. 319.30, F.S.; defining a term; revising requirements for the department to declare certain mobile homes and motor vehicles unrebuildable and to issue a certificate of destruction; requiring an owner of, or an insurance company for, a motor vehicle that is worth less than a specified amount or is above a certain age to obtain a certificate of destruction under certain circumstances; providing a criminal penalty; amending s. 860.146, F.S.; defining terms and redefining the term “fake airbag”; prohibiting the import, manufacture, offering for sale, or reinstallation of fake airbags; providing a criminal penalty; providing an effective date.

—as amended April 11 was read the third time by title.

On motion by Senator Bradley, **CS for CS for SB 754** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Flores
Benacquisto	Clemens	Galvano

Garcia	Legg	Simpson
Gardiner	Margolis	Smith
Gibson	Montford	Sobel
Hays	Negron	Soto
Hukill	Richter	Stargel
Joyner	Ring	Thompson
Latvala	Sachs	Thrasher
Lee	Simmons	

Nays—1

Evers

Vote preference:

April 24, 2014: Yea—Grimsley

CS for CS for HB 405—A bill to be entitled An act relating to trusts; amending s. 736.0703, F.S.; limiting the liability of excluded trustees; providing that certain duties of trustees do not apply to an excluded trustee in certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Joyner, **CS for CS for HB 405** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Diaz de la Portilla	Montford
Abruzzo	Evers	Richter
Altman	Flores	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Hukill	Sobel
Braynon	Joyner	Soto
Bullard	Latvala	Stargel
Clemens	Lee	Thompson
Dean	Legg	Thrasher
Detert	Margolis	

Nays—None

Vote after roll call:

Yea—Hays

Vote preference:

April 24, 2014: Yea—Grimsley

SB 374—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; revising restrictions on an initiative or referendum process with regard to local comprehensive plan amendments and map amendments; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **SB 374** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Clemens	Joyner
Abruzzo	Dean	Latvala
Altman	Detert	Lee
Bean	Diaz de la Portilla	Legg
Benacquisto	Evers	Margolis
Bradley	Flores	Montford
Brandes	Garcia	Richter
Braynon	Gibson	Ring
Bullard	Hukill	Sachs

Simmons	Sobel	Thompson
Simpson	Soto	Thrasher
Smith	Stargel	

Nays—None

Vote after roll call:

Yea—Galvano, Hays

Vote preference:

April 24, 2014: Yea—Grimsley

CS for HB 7035—A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal penalties applicable to a juvenile offender for certain serious felonies; requiring a judge to consider specified factors before determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing review of sentences for specified juvenile offenders; creating s. 921.140, F.S.; providing sentencing proceedings for determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing certain factors a judge shall consider when determining if life imprisonment is appropriate for a juvenile offender; creating s. 921.1401, F.S.; defining the term “juvenile offender”; providing sentence review proceedings to be conducted after a specified period of time by the original sentencing court for juvenile offenders convicted of certain offenses; providing for subsequent reviews; requiring the Department of Corrections to notify a juvenile offender of his or her eligibility to participate in sentence review hearings; entitling a juvenile offender to be represented by counsel; providing factors that must be considered by the court in the sentence review; requiring the court to modify a juvenile offender’s sentence if certain factors are found; requiring the court to impose a term of probation for any sentence modified; requiring the court to make written findings if the court declines to modify a juvenile offender’s sentence; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

—as amended April 11 was read the third time by title.

RECONSIDERATION OF AMENDMENT

On motion by Senator Braynon, the Senate reconsidered the vote by which **Amendment 1 (978768)** was adopted.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Braynon moved the following substitute amendment which was adopted by two-thirds vote:

Amendment 2 (841792) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsections (1) and (3) of section 775.082, Florida Statutes, are amended to read:

775.082 Penalties; applicability of sentencing structures; mandatory minimum sentences for certain reoffenders previously released from prison.—

(1)(a) *Except as provided in paragraph (b), a person who has been convicted of a capital felony shall be punished by death if the proceeding held to determine sentence according to the procedure set forth in s. 921.141 results in findings by the court that such person shall be punished by death, otherwise such person shall be punished by life imprisonment and shall be ineligible for parole.*

(b)1. *A person who actually killed, intended to kill, or attempted to kill the victim and who is convicted under s. 782.04 of a capital felony, or an offense that was reclassified as a capital felony, which was committed before the person attained 18 years of age shall be punished by a term of imprisonment for life if, after a sentencing hearing conducted by the court in accordance with s. 921.1401, the court finds that life imprisonment is an appropriate sentence. If the court finds that life imprisonment is not an appropriate sentence, such person shall be punished by a term of im-*

prisonment of at least 40 years. A person sentenced pursuant to this subparagraph is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(a).

2. *A person who did not actually kill, intend to kill, or attempt to kill the victim and who is convicted under s. 782.04 of a capital felony, or an offense that was reclassified as a capital felony, which was committed before the person attained 18 years of age may be punished by a term of imprisonment for life or by a term of years equal to life if, after a sentencing hearing conducted by the court in accordance with s. 921.1401, the court finds that life imprisonment is an appropriate sentence. A person who is sentenced to a term of imprisonment of more than 15 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(c).*

3. *The court shall make a written finding as to whether a person is eligible for a sentence review hearing under s. 921.1402(2)(a) or (2)(c). Such a finding shall be based upon whether the person actually killed, intended to kill, or attempted to kill the victim. The court may find that multiple defendants killed, intended to kill, or attempted to kill the victim.*

(3) A person who has been convicted of any other designated felony may be punished as follows:

(a)1. For a life felony committed ~~before~~ ~~prior to~~ October 1, 1983, by a term of imprisonment for life or for a term of ~~at least years not less than~~ 30 years.

2. For a life felony committed on or after October 1, 1983, by a term of imprisonment for life or by a term of imprisonment not exceeding 40 years.

3. Except as provided in subparagraph 4., for a life felony committed on or after July 1, 1995, by a term of imprisonment for life or by imprisonment for a term of years not exceeding life imprisonment.

4.a. Except as provided in sub-subparagraph b., for a life felony committed on or after September 1, 2005, which is a violation of s. 800.04(5)(b), by:

(I) A term of imprisonment for life; or

(II) A split sentence that is a term of ~~at least not less than~~ 25 years’ imprisonment and not exceeding life imprisonment, followed by probation or community control for the remainder of the person’s natural life, as provided in s. 948.012(4).

b. For a life felony committed on or after July 1, 2008, which is a person’s second or subsequent violation of s. 800.04(5)(b), by a term of imprisonment for life.

5. *Notwithstanding subparagraphs 1.-4., a person who is convicted under s. 782.04 of an offense that was reclassified as a life felony which was committed before the person attained 18 years of age may be punished by a term of imprisonment for life or by a term of years equal to life imprisonment if the judge conducts a sentencing hearing in accordance with s. 921.1401 and finds that life imprisonment or a term of years equal to life imprisonment is an appropriate sentence.*

a. *A person who actually killed, intended to kill, or attempted to kill the victim and is sentenced to a term of imprisonment of more than 25 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(b).*

b. *A person who did not actually kill, intend to kill, or attempt to kill the victim and is sentenced to a term of imprisonment of more than 15 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(c).*

c. *The court shall make a written finding as to whether a person is eligible for a sentence review hearing under s. 921.1402(2)(b) or (2)(c). Such a finding shall be based upon whether the person actually killed, intended to kill, or attempted to kill the victim. The court may find that multiple defendants killed, intended to kill, or attempted to kill the victim.*

(b)1. For a felony of the first degree, by a term of imprisonment not exceeding 30 years or, when specifically provided by statute, by imprisonment for a term of years not exceeding life imprisonment.

2. Notwithstanding subparagraph 1., a person convicted under s. 782.04 of a first-degree felony punishable by a term of years not exceeding life imprisonment, or an offense that was reclassified as a first degree felony punishable by a term of years not exceeding life, which was committed before the person attained 18 years of age may be punished by a term of years equal to life imprisonment if the judge conducts a sentencing hearing in accordance with s. 921.1401 and finds that a term of years equal to life imprisonment is an appropriate sentence.

a. A person who actually killed, intended to kill, or attempted to kill the victim and is sentenced to a term of imprisonment of more than 25 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(b).

b. A person who did not actually kill, intend to kill, or attempt to kill the victim and is sentenced to a term of imprisonment of more than 15 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(c).

c. The court shall make a written finding as to whether a person is eligible for a sentence review hearing under s. 921.1402(2)(b) or (2)(c). Such a finding shall be based upon whether the person actually killed, intended to kill, or attempted to kill the victim. The court may find that multiple defendants killed, intended to kill, or attempted to kill the victim.

(c) Notwithstanding paragraphs (a) and (b), a person convicted of an offense that is not included in s. 782.04 but that is an offense that is a life felony or is punishable by a term of imprisonment for life or by a term of years not exceeding life imprisonment, or an offense that was reclassified as a life felony or an offense punishable by a term of imprisonment for life or by a term of years not exceeding life imprisonment, which was committed before the person attained 18 years of age may be punished by a term of imprisonment for life or a term of years equal to life imprisonment if the judge conducts a sentencing hearing in accordance with s. 921.1401 and finds that life imprisonment or a term of years equal to life imprisonment is an appropriate sentence. A person who is sentenced to a term of imprisonment of more than 20 years is entitled to a review of his or her sentence in accordance with s. 921.1402(2)(d).

(d)(e) For a felony of the second degree, by a term of imprisonment not exceeding 15 years.

(e)(d) For a felony of the third degree, by a term of imprisonment not exceeding 5 years.

Section 2. Section 921.1401, Florida Statutes, is created to read:

921.1401 Sentence of life imprisonment for persons who are under the age of 18 years at the time of the offense; sentencing proceedings.—

(1) Upon conviction or adjudication of guilt of an offense described in s. 775.082(1)(b), s. 775.082(3)(a)5., s. 775.082(3)(b)2., or s. 775.082(3)(c) which was committed on or after July 1, 2014, the court may conduct a separate sentencing hearing to determine if a term of imprisonment for life or a term of years equal to life imprisonment is an appropriate sentence.

(2) In determining whether life imprisonment or a term of years equal to life imprisonment is an appropriate sentence, the court shall consider factors relevant to the offense and the defendant's youth and attendant circumstances, including, but not limited to:

(a) The nature and circumstances of the offense committed by the defendant.

(b) The effect of the crime on the victim's family and on the community.

(c) The defendant's age, maturity, intellectual capacity, and mental and emotional health at the time of the offense.

(d) The defendant's background, including his or her family, home, and community environment.

(e) The effect, if any, of immaturity, impetuosity, or failure to appreciate risks and consequences on the defendant's participation in the offense.

(f) The extent of the defendant's participation in the offense.

(g) The effect, if any, of familial pressure or peer pressure on the defendant's actions.

(h) The nature and extent of the defendant's prior criminal history.

(i) The effect, if any, of characteristics attributable to the defendant's youth on the defendant's judgment.

(j) The possibility of rehabilitating the defendant.

Section 3. Section 921.1402, Florida Statutes, is created to read:

921.1402 Review of sentences for persons convicted of specified offenses committed while under the age of 18 years.—

(1) For purposes of this section, the term "juvenile offender" means a person sentenced to imprisonment in the custody of the Department of Corrections for an offense committed on or after July 1, 2014, and committed before he or she attained 18 years of age.

(2)(a) A juvenile offender sentenced under s. 775.082(1)(b)1. is entitled to a review of his or her sentence after 25 years. However, a juvenile offender is not entitled to review if he or she has previously been convicted of one of the following offenses, or conspiracy to commit one of the following offenses, if the offense for which the person was previously convicted was part of a separate criminal transaction or episode than that which resulted in the sentence under s. 775.082(1)(b)1.:

1. Murder;
2. Manslaughter;
3. Sexual battery;
4. Armed burglary;
5. Armed robbery;
6. Armed carjacking;
7. Home-invasion robbery;
8. Human trafficking for commercial sexual activity with a child under 18 years of age;
9. False imprisonment under s. 787.02(3)(a); or
10. Kidnapping.

(b) A juvenile offender sentenced to a term of more than 25 years under s. 775.082(3)(a)5.a. or s. 775.082(3)(b)2.a. is entitled to a review of his or her sentence after 25 years.

(c) A juvenile offender sentenced to a term of more than 15 years under s. 775.082(1)(b)2., s. 775.082(3)(a)5.b., or s. 775.082(3)(b)2.b. is entitled to a review of his or her sentence after 15 years.

(d) A juvenile offender sentenced to a term of 20 years or more under s. 775.082(3)(c) is entitled to a review of his or her sentence after 20 years. If the juvenile offender is not resentenced at the initial review hearing, he or she is eligible for one subsequent review hearing 10 years after the initial review hearing.

(3) The Department of Corrections shall notify a juvenile offender of his or her eligibility to request a sentence review hearing 18 months before the juvenile offender is entitled to a sentence review hearing under this section.

(4) A juvenile offender seeking sentence review pursuant to subsection (2) must submit an application to the court of original jurisdiction requesting that a sentence review hearing be held. The juvenile offender must submit a new application to the court of original jurisdiction to request subsequent sentence review hearings pursuant to paragraph (2)(d). The sentencing court shall retain original jurisdiction for the duration of the sentence for this purpose.

(5) A juvenile offender who is eligible for a sentence review hearing under this section is entitled to be represented by counsel, and the court shall appoint a public defender to represent the juvenile offender if the juvenile offender cannot afford an attorney.

(6) Upon receiving an application from an eligible juvenile offender, the court of original sentencing jurisdiction shall hold a sentence review hearing to determine whether the juvenile offender's sentence should be modified. When determining if it is appropriate to modify the juvenile offender's sentence, the court shall consider any factor it deems appropriate, including all of the following:

(a) Whether the juvenile offender demonstrates maturity and rehabilitation.

(b) Whether the juvenile offender remains at the same level of risk to society as he or she did at the time of the initial sentencing.

(c) The opinion of the victim or the victim's next of kin. The absence of the victim or the victim's next of kin from the sentence review hearing may not be a factor in the determination of the court under this section. The court shall permit the victim or victim's next of kin to be heard, in person, in writing, or by electronic means. If the victim or the victim's next of kin chooses not to participate in the hearing, the court may consider previous statements made by the victim or the victim's next of kin during the trial, initial sentencing phase, or subsequent sentencing review hearings.

(d) Whether the juvenile offender was a relatively minor participant in the criminal offense or acted under extreme duress or the domination of another person.

(e) Whether the juvenile offender has shown sincere and sustained remorse for the criminal offense.

(f) Whether the juvenile offender's age, maturity, and psychological development at the time of the offense affected his or her behavior.

(g) Whether the juvenile offender has successfully obtained a general educational development certificate or completed another educational, technical, work, vocational, or self-rehabilitation program, if such a program is available.

(h) Whether the juvenile offender was a victim of sexual, physical, or emotional abuse before he or she committed the offense.

(i) The results of any mental health assessment, risk assessment, or evaluation of the juvenile offender as to rehabilitation.

(7) If the court determines at a sentence review hearing that the juvenile offender has been rehabilitated and is reasonably believed to be fit to reenter society, the court shall modify the sentence and impose a term of probation of at least 5 years. If the court determines that the juvenile offender has not demonstrated rehabilitation or is not fit to reenter society, the court shall issue a written order stating the reasons why the sentence is not being modified.

Section 4. Subsection (2) of section 316.3026, Florida Statutes, is amended to read:

316.3026 Unlawful operation of motor carriers.—

(2) Any motor carrier enjoined or prohibited from operating by an out-of-service order by this state, any other state, or the Federal Motor Carrier Safety Administration may not operate on the roadways of this state until the motor carrier has been authorized to resume operations by the originating enforcement jurisdiction. Commercial motor vehicles owned or operated by any motor carrier prohibited from operation found on the roadways of this state shall be placed out of service by law enforcement officers of the Department of Highway Safety and Motor Vehicles, and the motor carrier assessed a \$10,000 civil penalty pursuant to 49 C.F.R. s. 383.53, in addition to any other penalties imposed on the driver or other responsible person. Any person who knowingly drives, operates, or causes to be operated any commercial motor vehicle in violation of an out-of-service order issued by the department in accordance with this section commits a felony of the third degree, punishable as provided in s. 775.082(3)(e) ~~775.082(3)(d)~~. Any costs associated with the impoundment or storage of such vehicles are the responsibility of the motor carrier. Vehicle out-of-service orders may be rescinded when the department receives proof of authorization for the motor carrier to resume operation.

Section 5. Subsection (3) of section 373.430, Florida Statutes, is amended to read:

373.430 Prohibitions, violation, penalty, intent.—

(3) Any person who willfully commits a violation specified in paragraph (1)(a) is guilty of a felony of the third degree, punishable as provided in ss. 775.082(3)(e) ~~775.082(3)(d)~~ and 775.083(1)(g), by a fine of not more than \$50,000 or by imprisonment for 5 years, or by both, for each offense. Each day during any portion of which such violation occurs constitutes a separate offense.

Section 6. Subsection (3) of section 403.161, Florida Statutes, is amended to read:

403.161 Prohibitions, violation, penalty, intent.—

(3) Any person who willfully commits a violation specified in paragraph (1)(a) is guilty of a felony of the third degree punishable as provided in ss. 775.082(3)(e) ~~775.082(3)(d)~~ and 775.083(1)(g) by a fine of not more than \$50,000 or by imprisonment for 5 years, or by both, for each offense. Each day during any portion of which such violation occurs constitutes a separate offense.

Section 7. Paragraph (c) of subsection (3) of section 648.571, Florida Statutes, is amended to read:

648.571 Failure to return collateral; penalty.—

(3)

(c) Allowable expenses incurred in apprehending a defendant because of a bond forfeiture or judgment under s. 903.29 may be deducted if such expenses are accounted for. The failure to return collateral under these terms is punishable as follows:

1. If the collateral is of a value less than \$100, as provided in s. 775.082(4)(a).

2. If the collateral is of a value of \$100 or more, as provided in s. 775.082(3)(e) ~~775.082(3)(d)~~.

3. If the collateral is of a value of \$1,500 or more, as provided in s. 775.082(3)(d) ~~775.082(3)(e)~~.

4. If the collateral is of a value of \$10,000 or more, as provided in s. 775.082(3)(b).

Section 8. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to juvenile sentencing; amending s. 775.082, F.S.; providing criminal penalties applicable to a juvenile offender for certain serious felonies; requiring a judge to consider specified factors before determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing review of sentences for specified juvenile offenders; creating s. 921.1401, F.S.; providing sentencing proceedings for determining if life imprisonment is an appropriate sentence for a juvenile offender convicted of certain offenses; providing certain factors a judge shall consider when determining if life imprisonment is appropriate for a juvenile offender; creating s. 921.1402, F.S.; defining the term "juvenile offender"; providing sentence review proceedings to be conducted after a specified period of time by the original sentencing court for juvenile offenders convicted of certain offenses; providing for subsequent reviews; requiring the Department of Corrections to notify a juvenile offender of his or her eligibility to participate in sentence review hearings; entitling a juvenile offender to be represented by counsel; providing factors that must be considered by the court in the sentence review; requiring the court to modify a juvenile offender's sentence if certain factors are found; requiring the court to impose a term of probation for any sentence modified; requiring the court to make written findings if the court declines to modify a juvenile offender's sentence; amending ss. 316.3026, 373.430, 403.161, and 648.571, F.S.; conforming cross-references; providing an effective date.

On motion by Senator Bradley, **CS for HB 7035** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Montford
Abruzzo	Evers	Negron
Altman	Flores	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Hukill	Simpson
Braynon	Joyner	Smith
Bullard	Latvala	Sobel
Clemens	Lee	Soto
Dean	Legg	Stargel
Detert	Margolis	Thompson

Nays—None

Vote after roll call:

Yea—Galvano, Hays, Thrasher

Vote preference:

April 24, 2014: Yea—Grimsley

CS for CS for SB 674—A bill to be entitled An act relating to background screening; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to share reproductions of driver license images with the Department of Health and the Agency for Health Care Administration for specified purposes; amending s. 402.301, F.S.; revising provisions relating to the exemption of certain membership organizations affiliated with national organizations from certain child care facility licensing requirements; amending s. 408.806, F.S.; revising the requirements for health care licensure; revising a provision requiring an affidavit; amending s. 408.809, F.S.; exempting a person whose fingerprints are already enrolled in a specified Federal Bureau of Investigation program from the requirement that such fingerprints be forwarded to the bureau; requiring certain persons to submit their fingerprints electronically; requiring the Department of Law Enforcement to retain fingerprints when the department begins participation in a certain program; revising requirements for proof of compliance with level 2 screening standards; revising terminology; adding additional disqualifying offenses to background screening requirements; adding an exemption clause from disqualification for new offenses; amending s. 413.208, F.S.; providing applicability for background screening requirements for certain registrants; repealing s. 7 of chapter 2012-73, Laws of Florida, relating to background screening requirements; amending s. 435.04, F.S.; revising information required for vendors submitting employee fingerprints; adding an additional disqualifying offense to background screening requirements; amending s. 435.05, F.S.; revising a provision requiring the annual submission of an affidavit; amending s. 435.07, F.S.; revising criteria for an exemption from disqualification for an employee under certain conditions; amending s. 435.12, F.S.; requiring the fingerprints of an employee required to be screened by a specified agency and included in the clearinghouse also to be retained in the national retained print arrest notification program at a specified time; requiring simultaneous submission of a photographic image and electronic fingerprints to the Care Provider Background Screening Clearinghouse; requiring an employer to follow certain criminal history check procedures and include specified information regarding referral and registration of an employee for electronic fingerprinting with the clearinghouse; providing an effective date.

—as amended April 11 was read the third time by title.

On motion by Senator Bean, **CS for CS for SB 674** as amended was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Brandes	Detert
Abruzzo	Braynon	Diaz de la Portilla
Altman	Bullard	Evers
Bean	Clemens	Flores
Benacquisto	Dean	Garcia

Gardiner	Margolis	Simpson
Gibson	Montford	Smith
Hukill	Negron	Sobel
Joyner	Richter	Soto
Latvala	Ring	Stargel
Lee	Sachs	Thompson
Legg	Simmons	

Nays—None

Vote after roll call:

Yea—Bradley, Galvano, Hays, Thrasher

Vote preference:

April 24, 2014: Yea—Grimsley

CS for CS for SB 836—A bill to be entitled An act relating to medical gas; amending s. 499.001, F.S.; conforming provisions to changes made by this act; amending s. 499.003, F.S.; revising terms; amending ss. 499.01 and 499.0121, F.S.; conforming provisions to changes made by this act; amending s. 499.01211, F.S.; adding a member to the Drug Wholesale Distributor Advisory Council; authorizing the Compressed Gas Association to recommend one person to the council for appointment; amending ss. 499.041, 499.05, 499.051, 499.066, 499.0661, and 499.067, F.S.; conforming provisions to changes made by this act; creating part III of ch. 499, F.S., entitled “Medical Gas”; creating s. 499.81, F.S.; providing for the administration and enforcement of this part; creating s. 499.82, F.S.; defining terms; creating s. 499.83, F.S.; requiring a person or entity that intends to distribute medical gas within or into this state to obtain an applicable permit before operating; establishing categories of permits and setting requirements for each; creating s. 499.831, F.S.; requiring the Department of Business and Professional Regulation to establish the form and content of an application; authorizing the department to set fees within certain parameters; creating s. 499.832, F.S.; providing that a permit expires 2 years after the last day of the month in which the permit was originally issued; providing requirements for the renewal of a permit; requiring the department to adopt rules for the renewal of permits; creating s. 499.833, F.S.; authorizing the department to approve certain permitholder changes; creating s. 499.834, F.S.; authorizing the department to consider certain factors in determining the eligibility of an applicant; creating s. 499.84, F.S.; setting the minimum requirements for the storage and handling of medical gas; creating s. 499.85, F.S.; setting facility requirements for security purposes; authorizing a vehicle used for on-call delivery of oxygen USP and oxygen-related equipment to be parked at a place of residence; requiring the department to adopt rules governing the distribution of medical oxygen; creating s. 499.86, F.S.; requiring a wholesale distributor of medical gases to visually examine a medical gas container upon receipt in order to identify the medical gas stored within and to determine if the container has been damaged or is otherwise unfit for distribution; requiring a medical gas container that is damaged or otherwise unfit for distribution to be quarantined; requiring outgoing shipments of medical gas to be inspected; requiring wholesale distributors to review certain records; creating s. 499.87, F.S.; authorizing the return of medical gas that has left the control of a wholesale distributor; requiring that medical gas that is damaged, misbranded, or adulterated be quarantined from other medical gases until it is destroyed or returned to the manufacturer or wholesale distributor from which it was acquired; creating s. 499.88, F.S.; requiring a wholesale distributor to obtain certain information before the initial acquisition of a medical gas; providing certain exemptions; creating s. 499.89, F.S.; requiring a permitholder under this part to establish and maintain transactional records; providing a retention period for certain records and requiring that such records be available for inspection during that period; creating s. 499.90, F.S.; requiring a wholesale distributor to establish, maintain, and adhere to certain written policies and procedures; creating s. 499.91, F.S.; prohibiting certain acts; creating s. 499.92, F.S.; establishing criminal penalties; authorizing property or assets subject to forfeiture to be seized pursuant to a warrant; creating s. 499.93, F.S.; authorizing the department to require a facility that engages in the manufacture, retail sale, or wholesale distribution of medical gas to undergo an inspection; authorizing the department to authorize a third party to inspect such facilities; creating s. 499.931, F.S.; providing that trade secret information required to be submitted pursuant to this part

must be maintained by the department; creating s. 499.94, F.S.; requiring fees collected pursuant to this part to be deposited into the Professional Regulation Trust Fund; amending ss. 409.9201, 460.403, 465.0265, 499.01212, 499.015, and 499.024, F.S.; conforming cross-references; providing an effective date.

—as amended April 11 was read the third time by title.

On motion by Senator Bean, **CS for CS for SB 836** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Brandes	Hukill	Simpson
Braynon	Joyner	Smith
Bullard	Latvala	Sobel
Clemens	Lee	Soto
Dean	Legg	Stargel
Detert	Margolis	Thompson
Diaz de la Portilla	Montford	Thrasher

Nays—None

Vote after roll call:

Yea—Bradley, Galvano, Hays

Vote preference:

April 24, 2014: Yea—Grimsley

CS for CS for CS for SB 218—A bill to be entitled An act relating to transportation; amending s. 125.42, F.S.; requiring utility and television lines to be removed from county roads and highways at no cost to the county if the county finds the lines to be unreasonably interfering with the widening, repair, or reconstruction of any such road; providing certain exceptions; amending s. 316.2397, F.S.; expanding the types of vehicles that may show or display an amber light; amending s. 335.06, F.S.; authorizing the Department of Transportation to improve and maintain roads that provide access to property within the state park system if they are part of a county road system or city street system; requiring that the appropriate county or municipality maintain such a road if the department does not maintain it; amending s. 335.065, F.S.; authorizing the department to use appropriated funds for the establishment of a statewide system of interconnected multiuse trails; prioritizing projects for funding; requiring funded projects to be included in the department's work program; providing that the department is not responsible for or obligated to provide funds for the operation and maintenance of any such project; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern; authorizing the Department of Transportation to pay for such costs under certain circumstances; revising certain exceptions; providing an exception for certain rail service projects; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for capital expenditures; amending s. 339.2818, F.S.; subject to the appropriation of specified additional funding, authorizing a municipality within a rural area of critical economic concern or a rural area of critical economic concern community to compete for certain funding; providing criteria; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs

placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed within a certain timeframe if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs against the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

—as amended April 11 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (772214) (with title amendment)—Between lines 335 and 336 insert:

Section 8. Section 348.53, Florida Statutes, is amended to read:

348.53 Purposes of the authority.—The authority is created for the purposes and shall have power to construct, reconstruct, improve, extend, repair, maintain and operate the expressway system. It is hereby found and declared that such purposes are in all respects for the benefit of the people of the State of Florida, the City of Tampa, and the County of Hillsborough, for the increase of their pleasure, convenience, and welfare; for the improvement of their health; and; to facilitate transportation, including managed lanes and other transit supporting facilities, for their recreation and commerce and for the common defense. The authority is shall be performing a public purpose and a governmental function in carrying out its corporate purpose and in exercising the powers granted herein.

Section 9. Subsection (15) is added to section 348.54, Florida Statutes, to read:

348.54 Powers of the authority.—Except as otherwise limited herein, the authority shall have the power:

(15) *With the consent of the county within whose jurisdiction the activities occur, to construct, operate, and maintain roads, bridges, avenues of access, thoroughfares, and boulevards and managed lanes and other transit supporting facilities outside of the jurisdictional boundaries of Hillsborough County and within the jurisdictional boundaries of counties contiguous to Hillsborough County, together with the right to construct, repair, replace, operate, install, and maintain such facilities and electronic toll payment systems thereon or incidental thereto, with all necessary and incidental powers to accomplish the foregoing.*

And the title is amended as follows:

Delete line 52 and insert: funding; providing criteria; amending ss. 348.53 and 348.54, F.S.; revising the powers of the Tampa-Hillsborough County Expressway Authority; amending s. 479.16, F.S.;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz de la Portilla moved the following amendment:

Amendment 2 (880148) (with title amendment)—Between lines 335 and 336 insert:

Section 8. Section 341.103, Florida Statutes, is created to read:

341.103 *Disposal of personal property found on a public transportation system.—*

(1) *If personal property is found on a public transportation system, the director of the system or the director's designee shall take charge of the property and make a record of the date such property was found. If,*

within 90 calendar days after such property is found, or for a longer period of time as may be deemed appropriate by the director or the director's designee under the circumstances, the property is not claimed by the owner, the director or the director's designee may:

(a) Retain any or all of the property for use by the public transportation system or for use by the state or the unit of local government owning or operating the public transportation system;

(b) Trade or donate such property to another unit of local government or a state agency;

(c) Donate the property to a charitable organization;

(d) Sell the property; or

(e) Dispose of the property through an appropriate refuse removal company or a company that provides salvage services for the type of personal property found or located on the public transportation system.

(2) The public transportation system shall notify the owner, if known, that the property has been found and of its intent to dispose of such property.

(3) If the public transportation system elects to sell the property, it shall be sold at a public auction on the Internet or at a specified physical location. Notice of the time and place of sale must be given at least 10 calendar days before the date of sale in a publication of general circulation within the county where the public transportation system is located and after written notice, via certified mail, return receipt requested, is provided to the owner, if his or her identity and address are known. Such notice is sufficient if it refers to the public transportation system's intention to sell all then-accumulated found property. There is no requirement that the notice identify each item to be sold. The rightful owner of such property may reclaim the property at any time before sale by presenting acceptable evidence of ownership to the public transportation system director or the director's designee. All proceeds from the sale of the property shall be retained by the public transportation system for use by the public transportation system in any lawfully authorized manner.

(4) A purchaser or recipient of personal property sold or obtained in good faith under this section shall take possession of the property free of the rights of the persons previously holding any legal or equitable interest therein, whether or not recorded.

And the title is amended as follows:

Delete line 52 and insert: funding; providing criteria; creating s. 341.103, F.S.; authorizing the director of a transportation system or his or her designee to dispose of personal property found on a public transportation system; providing procedures for disposal; amending s. 479.16, F.S.;

On motion by Senator Brandes, further consideration of **CS for CS for CS for SB 218** with pending **Amendment 2 (880148)** was deferred.

CS for SB 692—A bill to be entitled An act relating to engineers; amending s. 471.007, F.S.; revising requirements for membership on the Board of Professional Engineers; authorizing the professional and technical engineering societies to provide a list of qualified nominees for consideration as board member appointments; providing for staggered terms; amending s. 471.013, F.S.; revising requirements for an engineer license applicant who fails the fundamentals examination; authorizing such applicant who is delayed in taking the examination by military service to have additional attempts to take the examination; amending s. 471.015, F.S.; revising requirements for obtaining a licensure by endorsement; amending s. 471.017, F.S.; revising requirements for professional development hours and license renewal for engineers; providing effective dates.

—was read the third time by title.

Pending further consideration of **CS for SB 692**, on motion by Senator Stargel, by two-thirds vote **CS for CS for HB 713** was withdrawn from the Committees on Regulated Industries; Ethics and Elections; and Governmental Oversight and Accountability.

On motion by Senator Stargel, by two-thirds vote—

CS for CS for HB 713—A bill to be entitled An act relating to engineers; amending s. 471.007, F.S.; revising qualifications for appointment of members of the Board of Professional Engineers; permitting a professional or technical engineering society to provide a list of qualified nominees for consideration for appointment to the board; providing for staggered terms and length of terms; amending s. 471.013, F.S.; revising requirements for an engineer license applicant who fails the fundamentals examination; authorizing such applicant who is delayed in taking the examination due to military service to have additional attempts to take the examination; amending s. 471.015, F.S.; revising requirements for obtaining licensure by endorsement; amending s. 471.017, F.S.; revising requirements for continuing education hours and license renewal for engineers; providing effective dates.

—a companion measure, was substituted for **CS for SB 692** and read the second time by title.

On motion by Senator Stargel, by two-thirds vote **CS for CS for HB 713** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Hukill	Simpson
Brandes	Joyner	Smith
Braynon	Latvala	Sobel
Bullard	Lee	Soto
Dean	Legg	Stargel
Detert	Margolis	Thompson
Diaz de la Portilla	Montford	Thrasher
Evers	Negron	

Nays—None

Vote after roll call:

Yea—Abruzzo, Galvano, Hays

Vote preference:

April 24, 2014: Yea—Grimsley

SB 162—A bill to be entitled An act relating to offenses against unborn children; providing a short title; amending s. 775.021, F.S.; providing a rule of construction that a person who engages in conduct that violates any provision of the Florida Criminal Code or of a criminal offense defined by another statute and causes the death of, or bodily injury to, an unborn child commits a separate offense if such an offense is not otherwise specifically provided for; providing for criminal penalties for such an offense; specifying that certain types of knowledge or intent are not necessary for such an offense; providing exceptions; providing a definition; amending ss. 316.193, 435.04, 782.071, 782.09, and 921.0022, F.S.; defining and substituting the term “unborn child” for similar terms used in provisions relating to driving under the influence, employment background screening standards, vehicular homicide, the killing of an unborn quick child by injury to the child's mother, and the offense severity ranking chart of the Criminal Punishment Code, respectively; conforming terminology; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 162**, on motion by Senator Stargel, by two-thirds vote **CS for HB 59** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

On motion by Senator Stargel, by two-thirds vote—

CS for HB 59—A bill to be entitled An act relating to offenses against unborn children; providing a short title; amending s. 775.021, F.S.; providing a rule of construction that a person who engages in conduct that violates any provision of the Florida Criminal Code or of a criminal offense defined by another statute and causes the death of, or bodily

injury to, an unborn child commits a separate offense if such an offense is not otherwise specifically provided for; providing for criminal penalties for such an offense; specifying that certain types of knowledge or intent are not necessary for such an offense; providing exceptions; providing a definition; amending s. 316.193, 435.04, 782.071, 782.09, and 921.0022, F.S.; defining and substituting the term "unborn child" for similar terms used in provisions relating to driving under the influence, employment background screening standards, vehicular homicide, the killing of an unborn quick child by injury to the child's mother; and the offense severity ranking chart of the Criminal Punishment Code, respectively; conforming terminology; providing an effective date.

—a companion measure, was substituted for **SB 162** and read the second time by title.

On motion by Senator Stargel, by two-thirds vote **CS for HB 59** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Evers	Legg
Altman	Flores	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Simmons
Bradley	Gardiner	Simpson
Brandes	Hays	Stargel
Dean	Hukill	Thrasher
Detert	Latvala	
Diaz de la Portilla	Lee	

Nays—14

Abruzzo	Joyner	Smith
Braynon	Margolis	Sobel
Bullard	Montford	Soto
Clemens	Ring	Thompson
Gibson	Sachs	

Vote preference:

April 24, 2014: Yea—Grimsley

Consideration of **CS for CS for SB 586** was deferred.

CS for CS for SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; revising exceptions to the exemption from civil liability; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **CS for CS for SB 1138** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz de la Portilla	Legg
Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gardiner	Ring
Brandes	Gibson	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lee	Soto

Stargel Thompson Thrasher

Nays—None

Vote preference:

April 24, 2014: Yea—Grimsley

CS for CS for SB 280—A bill to be entitled An act relating to public records; amending s. 397.334, F.S.; exempting from public records requirements information from the screenings for participation in a treatment-based drug court program, substance abuse screenings, behavioral health evaluations, and subsequent treatment status reports regarding a participant or a person considered for participation in a treatment-based program; providing for exceptions to the exemption; providing for retroactive application of the public record exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for CS for SB 280** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

Nays—None

Vote preference:

April 24, 2014: Yea—Grimsley

Consideration of **CS for CS for SB 850** was deferred.

HB 627—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; requiring sheriffs to charge a uniform fee for service of process; providing that such uniform fee does not include the cost of docketing; amending s. 48.031, F.S.; requiring an employer to allow an authorized individual to make service on an employee in a private area designated by the employer; providing a civil fine for employers who fail to comply with the process; revising provisions relating to substitute service if a specified number of attempts of service have been made at a business that is a sole proprietorship under certain circumstances; requiring the person requesting service or the person authorized to serve the process to file the return-of-service form; amending s. 48.081, F.S.; revising a provision related to service on a corporation; amending s. 56.27, F.S.; providing that a sheriff may rely on the affidavit submitted by the levying creditor; authorizing a sheriff to apply for instructions from the court regarding the distribution of proceeds from the sale of a levied property; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **HB 627** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Thompson
Dean	Lee	Thrasher
Detert	Legg	
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Montford, Stargel

Vote preference:

April 24, 2014: Yea—Grimsley

CS for SB 1002—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing a public records exemption for information held by the Office of Financial Regulation pursuant to an investigation or examination of consumer collection agencies; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 1002**, on motion by Senator Hays, by two-thirds vote **CS for CS for HB 415** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Hays, by two-thirds vote—

CS for CS for HB 415—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing an exemption from public records requirements for information collected in connection with investigations and examinations by the Office of Financial Regulation of the Financial Services Commission; providing a definition; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 1002** and read the second time by title.

On motion by Senator Hays, by two-thirds vote **CS for CS for HB 415** 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—33

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

Vote after roll call:

Yea—Bean, Detert, Stargel

Vote preference:

April 24, 2014: Yea—Grimsley

 Consideration of **SB 1108** was deferred.

CS for CS for SB 1300—A bill to be entitled An act relating to public records; creating s. 624.4212, F.S.; defining the term “proprietary business information”; creating an exemption from public records requirements for proprietary business information and information that is confidential when held by another entity in this state, the Federal Government, or another state or nation, and which is held by the Office of Insurance Regulation; providing exceptions; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—as amended April 11 was read the third time by title.

On motion by Senator Simmons, **CS for CS for SB 1300** as amended was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Hays	Simmons
Braynon	Hukill	Simpson
Bullard	Joyner	Smith
Clemens	Latvala	Sobel
Dean	Lee	Soto
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Brandes, Detert, Stargel

Vote preference:

April 24, 2014: Yea—Grimsley

CS for CS for SB 730—A bill to be entitled An act relating to municipal governing body meetings; amending s. 166.0213, F.S.; authorizing the governing body of a municipality to hold joint meetings with the governing body of the county within which the municipality is located or the governing body of another municipality; authorizing the governing body of a municipality to prescribe the time and place of joint meetings by ordinance or resolution; providing an effective date.

—was read the third time by title.

On motion by Senator Galvano, **CS for CS for SB 730** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Braynon	Galvano
Abruzzo	Bullard	Garcia
Altman	Clemens	Gardiner
Bean	Dean	Gibson
Benacquisto	Diaz de la Portilla	Hays
Bradley	Evers	Hukill
Brandes	Flores	Joyner

Latvala	Negron	Smith
Lee	Richter	Sobel
Legg	Ring	Soto
Margolis	Sachs	Thompson
Montford	Simpson	Thrasher

Nays—None

Vote after roll call:

Yea—Detert, Simmons, Stargel

Vote preference:

April 24, 2014: Yea—Grimsley

HB 513—A bill to be entitled An act relating to the State Poet Laureate; amending s. 265.285, F.S.; assigning duties to the Florida Council on Arts and Culture relating to the promotion of poetry and recommendations for the appointment of the State Poet Laureate; creating s. 265.2863, F.S.; creating the honorary position of State Poet Laureate within the Department of State; establishing procedures for the acceptance of nominations, the qualifications and recommendation of nominees, and the appointment of the State Poet Laureate; providing for filling vacancies; specifying that a former poet laureate becomes a State Poet Laureate Emeritus or Emerita; providing that the State Poet Laureate, the State Poet Laureate Emeritus, and the State Poet Laureate Emerita serve without compensation; authorizing the department to adopt rules; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **HB 513** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Bullard	Latvala	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Detert

Vote preference:

April 24, 2014: Yea—Grimsley

The Senate resumed consideration of—

CS for CS for CS for SB 218—A bill to be entitled An act relating to transportation; amending s. 125.42, F.S.; requiring utility and television lines to be removed from county roads and highways at no cost to the county if the county finds the lines to be unreasonably interfering with the widening, repair, or reconstruction of any such road; providing certain exceptions; amending s. 316.2397, F.S.; expanding the types of vehicles that may show or display an amber light; amending s. 335.06, F.S.; authorizing the Department of Transportation to improve and maintain roads that provide access to property within the state park system if they are part of a county road system or city street system; requiring that the appropriate county or municipality maintain such a road if the department does not maintain it; amending s. 335.065, F.S.; authorizing the

department to use appropriated funds for the establishment of a statewide system of interconnected multiuse trails; prioritizing projects for funding; requiring funded projects to be included in the department's work program; providing that the department is not responsible for or obligated to provide funds for the operation and maintenance of any such project; amending s. 337.403, F.S.; providing an exception for payment of certain utility work necessitated by a project on the State Highway System for municipally owned utilities or county-owned utilities located in rural areas of critical economic concern; authorizing the Department of Transportation to pay for such costs under certain circumstances; revising certain exceptions; providing an exception for certain rail service projects; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for capital expenditures; amending s. 339.2818, F.S.; subject to the appropriation of specified additional funding, authorizing a municipality within a rural area of critical economic concern or a rural area of critical economic concern community to compete for certain funding; providing criteria; amending s. 479.16, F.S.; exempting certain signs from the provisions of ch. 479, F.S.; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed within a certain timeframe if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs against the sign owner under certain circumstances; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; providing an effective date.

—which was previously considered and amended this day. Pending **Amendment 2 (880148)** by Senator Diaz de la Portilla was adopted by two-thirds vote.

On motion by Senator Brandes, **CS for CS for CS for SB 218** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Hukill	Simpson
Braynon	Joyner	Smith
Bullard	Latvala	Sobel
Clemens	Lee	Soto
Dean	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Detert, Stargel

Vote preference:

April 24, 2014: Yea—Grimsley, Hays

CS for CS for SB 1070—A bill to be entitled An act relating to fuel terminals; creating s. 163.3206, F.S.; providing legislative intent; defining terms; prohibiting a local government from amending its local comprehensive plan, land use map, zoning districts, or land development regulations to make a fuel terminal a nonconforming use under the provisions thereof; requiring a local government to allow the repair of a fuel terminal damaged or destroyed by a natural disaster or other catastrophe; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Simpson, **CS for CS for SB 1070** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Hukill	Simpson
Braynon	Joyner	Smith
Bullard	Latvala	Sobel
Clemens	Lee	Soto
Dean	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Detert, Stargel

Vote preference:

April 24, 2014: Yea—Grimsley, Hays

SPECIAL ORDER CALENDAR

On motion by Senator Lee—

CS for SB 650—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 733.604, F.S., which provides exemptions from public records requirements for the inventories of an estate or elective estate filed with the clerk of court or the accountings filed with the clerk of court in an estate proceeding; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 650** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Abruzzo, by two-thirds vote **CS for CS for SB 1474** was withdrawn from the committee of reference and further consideration.

On motion by Senator Margolis, by two-thirds vote **SJR 704, SB 982, SB 988, and SB 1240** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Thrasher, the rules were waived and the bills remaining on the Special Order Calendar this day, except **CS for SB 840**, were retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 23, 2014: CS for CS for SB 172, CS for SB 828, CS for CS for SB 286, SB 392, CS for SB 616, CS for CS for SB 708, CS for CS for SB 926, SB 1060, CS for SM 1174, CS for SB 1190, CS for SB 1238, SB 1262, CS for SM 1298, CS for SB 1654, CS for CS for SB 132, CS for CS for SB 268, CS for CS for SB 350, CS for SM 368, CS for SB 414, CS for SB 544, CS for SB 564, SB 566, CS for CS for SB 588, CS for CS for CS for SB 602, CS for CS for SB 608, CS for SB 650, CS for CS for SB 702, CS for CS for CS for SB 722, SB 724, CS for SB 726, SB 762, CS for CS for SB 764, CS for SB 782, CS for CS for SB 820, CS for SB 840, CS for SB 862, CS for SB 1140, CS for SB 1142, CS for CS for SB 1150, CS for SB 1176, CS for SB 1210, CS for SB 1226, CS for CS for SB 1278, CS for CS for SB 1308, CS for CS for SB 1526, SB 1678, SB 1698, SB 1726.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Appropriations recommends the following pass: SB 388; CS for SB 780; SB 914; CS for SB 1006; CS for SB 1068; CS for SB 1126; CS for CS for SB 1208; SB 1486; CS for CS for CS for SB 1630; SB 1674

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: SB 294; CS for CS for SB 634; CS for SB 700; CS for SB 1012; CS for SB 1032; CS for SB 1212; CS for CS for SB 1632; SB 1666

The Committee on Rules recommends a committee substitute for the following: CS for SB 326

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

EXECUTIVE ORDER NUMBER 10-260 (Executive Order of Suspension)

WHEREAS, Jeffrey Dwayne Carlson is presently serving as County Commissioner for Highlands County; and

WHEREAS, on November 22, 2010, The State Attorney for the Nineteenth Judicial Circuit of the State of Florida, filed an information alleging that Jeffrey Dwayne Carlson committed Boating Under the Influence Manslaughter, in violation of sections 327.35(1) and 327.35(3)(c)3, Florida Statutes, and Vessel Homicide, in violation of section 782.072(1), Florida Statutes; and

WHEREAS, violations of sections 327.35(1), 327.35(3)(c)3, and 782.072(1), Florida Statutes constitute felonies of second degree; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for the commission of a felony; and

WHEREAS, it is in the best interest of the residents of Highlands County and the citizens of the State of Florida that Jeffrey Dwayne Carlson be immediately suspended from the public office which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, CHARLIE CRIST, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, find as follows:

A. Jeffrey Dwayne Carlson is, and at all times material was, County Commissioner for Highlands County, Florida.

B. The office of County Commissioner for Highlands County is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached information alleges that Jeffrey Dwayne Carlson committed acts in violation of the laws of Florida. This suspension is predicated upon the attached information, which alleges conduct constituting felonies and 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 today:

Section 1. Jeffrey Dwayne Carlson is suspended from the public office which he now holds, to wit: County Commissioner for Highlands County, Florida.

Section 2. Jeffrey Dwayne Carlson is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 29th day of November, 2010.

Charlie Crist
GOVERNOR

ATTEST:
Dawn K. Roberts
INTERIM SECRETARY OF STATE

[Original publication in March 8, 2011, Senate Journal, page 120.]

The Honorable Don Gaetz April 23, 2014
President of the Senate

Re: Suspension of:
CARLSON, Jeffery Dwayne
County Commissioner, Highlands County

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Jeffrey Dwayne Carlson.

By Executive Order Number 10-260 filed with the Secretary of State on November 29, 2010, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Charlie Crist, Governor, suspended Jeffrey Dwayne Carlson as a Highlands County Commissioner alleging that Mr. Carlson committed two felonies: Boating Under the Influence Manslaughter and Vessel Homicide. Boating Under the Influence Manslaughter is a second degree felony pursuant to s. 327.35(3)(c)3.a., Florida Statutes. Vessel Homicide is a second degree felony pursuant to s. 782.071(1), Florida Statutes. On October 21, 2013, Mr. Carlson was convicted by a jury on both charges. Therefore, he is disqualified from holding office. Additionally, a successor was elected to Mr. Carlson's seat on November 6, 2012.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 12-214
(Executive Order of Suspension)

WHEREAS, James Campbell is currently serving as the Commissioner for District 5 of the Okaloosa County Board of County Commissioners, and

WHEREAS, on September 17, 2012, James Campbell was arrested on four counts of official misconduct, in violation of section 838.022(1)(a), Florida Statutes, and four counts of perjury, in violation of section 837.012, Florida Statutes; and

WHEREAS, violations of section 838.022(1)(a), Florida Statutes, constitute third-degree felonies; and

WHEREAS, violations of section 837.012, Florida Statutes, constitute malfeasance; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for commission of a felony or for malfeasance; and

WHEREAS, it is in the best interest of the residents of Okaloosa County; and the citizens of the State of Florida, that James Campbell be immediately suspended from the public office he now holds, upon the grounds set forth in this Executive Order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to the Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. James Campbell is, and was at all relevant times, currently serving as the Commissioner for District 5 of the Okaloosa County Board of County Commissioners.

B. The office of Commissioner of the Okaloosa County Board of County Commissioners is within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached arrest warrant and affidavit alleges that James Campbell committed felonies, and misdemeanors constituting malfeasance, in violation of the laws of the State of Florida.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. James Campbell is suspended from the public office that he now holds, to wit: Commissioner of the Okaloosa County Board of County Commissioners.

Section 2. James Campbell is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 17th day of September, 2012.

Rick Scott
GOVERNOR

ATTEST:
Kenneth W. Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 5, 2013.]

The Honorable Don Gaetz April 23, 2014
President of the Senate

Re: Suspension of:
CAMPBELL, James
County Commissioner, Okaloosa County

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of James Campbell.

By Executive Order Number 12-214 filed with the Secretary of State on September 17, 2012, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended James Campbell as County Commissioner (District 5 seat) of Okaloosa County alleging that Mr. Campbell committed four felonies and committed malfeasance. Specifically, it was alleged that Mr. Campbell committed four counts of official misconduct in violation of s. 838.022(1), Florida Statutes. Official Misconduct is a third degree felony. Additionally, it is alleged that Mr. Campbell committed four counts of perjury in violation of s. 837.012, Florida Statutes, and that the commission of perjury constitutes malfeasance. Perjury is a first degree misdemeanor. On October 14, 2013, Mr. Campbell pled no contest to the misdemeanor perjury charges. Additionally, a successor was elected to Mr. Campbell's seat on August 4, 2012.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

EXECUTIVE ORDER NUMBER 13-140
(Executive Order of Suspension)

WHEREAS, Nicholas Finch is currently the Sheriff of Liberty County, Florida; and

WHEREAS, on June 4, 2013, Nicholas Finch was arrested on one count of official misconduct, in violation of section 838.022(1), Florida Statutes; and

WHEREAS, a violation of section 838.022(1), Florida Statutes, constitute a third-degree felony; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, it is in the best interests of the residents of Liberty County, and the citizens of the State of Florida, that Nicholas Finch be immediately suspended from the public office he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. Nicholas Finch is, and was at all relevant times, currently serving as the Sheriff of Liberty County.

B. The office of Sheriff of Liberty County within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached arrest warrant and affidavit alleges that Nicholas Finch committed a felony, in violation of the laws of the State of Florida.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Nicholas Finch is suspended from the public office that he now holds, to wit: Sheriff of Liberty County.

Section 2. Nicholas Finch is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 4th day of June, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

EXECUTIVE ORDER NUMBER 13-311
(Executive Order of Reinstatement)

WHEREAS, by Executive Order Number 13-140, Nicholas Finch was suspended from his office as Sheriff of Liberty County effective June 4, 2013, resulting from his arrest on one count of official misconduct, in violation of section 838.022(1); and

WHEREAS, on October 31, 2013, a jury acquitted Nicholas Finch on all charges arising from this arrest (see attached);

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7(a), Florida Constitution, issue this Executive Order:

Section 1. Executive Order Number 13-140 is revoked and the suspension of Nicholas Finch is terminated.

Section 2. Nicholas Finch is reinstated as Sheriff of Liberty County, effective immediately.



IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of the State of Florida to be affixed at Tallahassee this 31st day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Don Gaetz
President of the Senate

April 23, 2014

Re: Suspension of:
FINCH, Nicholas
Sheriff, Liberty County

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Nicholas Finch.

By Executive Order Number 13-140 filed with the Secretary of State on June 4, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Nicholas Finch as Sheriff of Liberty County alleging that Sheriff Finch committed a felony. Specifically, it is alleged that Sheriff Finch committed one count of official misconduct in violation of s. 838.022(1), Florida Statutes, which is a third degree felony. On October 31, 2013, the Honorable Rick Scott, Governor, issued Executive Order 13-311 rescinding Executive Order 13-140 because Sheriff Finch was acquitted by a jury.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2014 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Jack Latvala, Chair

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senator Hays—

CS for SB 294—A bill to be entitled An act relating to emergency communication systems; amending s. 365.172, F.S., relating to the Emergency Communications Number E911 System; revising definitions; revising provisions relating to oversight of certain fees by the Technology Program within the Department of Management Services; revising E911 board appointment provisions; revising duties of the board; revising provisions for administration, distribution, and use of the E911 fee; revising provisions for state E911 Grant Program funding; revising E911 fee provisions; revising fee collection procedures; providing that the state and local governments are not consumers for certain purposes; specifying the amount of the fee; revising provisions for use of the fees collected; authorizing the board to adjust the rate of the fee; providing that fees collected may not be included in the base for imposition of any tax, fee, surcharge, or other charge; providing for a prepaid wireless E911 fee; limiting the amount of the fee; providing procedures for adjustment and imposition of the fee; requiring the Department of Revenue to provide notice to sellers; providing requirements for collection of the fee by the seller; providing criteria for the location of the transaction; providing requirements and procedures for filing returns and remitting fees to the Department of Revenue; providing that the Department of Revenue is the agent for the E911 Board for purposes of collecting the prepaid wireless E911 fee; requiring sellers of prepaid wireless services to register with the department; providing for distribution of funds remitted; limiting liability of provider or seller of prepaid wireless service; prohibiting a local government from imposing a fee on sellers of prepaid

wireless services; providing that the state and local governments are not consumers for certain purposes; providing definitions for specified purposes; revising provisions for authorized expenditures of the E911 fee; providing that certain costs of the Department of Health are functions of 911 services; amending s. 365.173, F.S.; revising provisions for accounting, distribution, use, and auditing of the Emergency Communications Number E911 System Fund; providing for a prepaid wireless category in such fund; amending s. 401.465, F.S.; conforming a cross-reference; providing appropriations; providing effective dates.

By the Committees on Rules; and Judiciary; and Senator Thompson—

CS for CS for SB 326—A bill to be entitled An act relating to victims of wrongful incarceration; creating s. 961.055, F.S.; providing that a wrongfully incarcerated person who was convicted and sentenced to death on or before December 31, 1979, is exempt from certain application procedures for compensation if a special prosecutor issues a nolle prosequi after reviewing the defendant's conviction; creating s. 961.056, F.S.; providing alternative procedures for applying for compensation; requiring the claimant to file an application with the Department of Legal Affairs within a specified time; requiring the application to include certain information and documents; providing that the claimant is entitled to compensation if all requirements are met; providing that the section is repealed on a specified date; amending s. 961.06, F.S.; requiring the Chief Financial Officer to issue payment to an insurance company or other financial institution authorized to issue annuity contracts to purchase an annuity or annuities selected by the wrongfully incarcerated person; requiring the Chief Financial Officer to execute all necessary agreements to implement compensation and to maximize the benefit to the wrongfully incarcerated person; requiring the wrongfully incarcerated person to sign a waiver before the department's approval of the application; providing an effective date.

By the Committees on Appropriations; Judiciary; and Children, Families, and Elder Affairs; and Senator Brandes—

CS for CS for CS for SB 634—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term "audit"; amending s. 744.3135, F.S.; revising the requirements and authorizations of the court to require specified guardians to submit to a credit history investigation and background screening; authorizing the court to waive a credit history investigation, background screening, or both under certain circumstances; authorizing a nonprofessional guardian to petition the court for reimbursement for the credit history investigation and background screening; amending s. 744.368, F.S.; authorizing a clerk of the court to obtain and review records and documents relating to guardianship assets and to issue subpoenas to nonparties upon application to the court; providing requirements for affidavits, notice, and subpoenas; providing for objection to a subpoena; amending s. 744.3685, F.S.; authorizing the court to require the production of records and documents by a guardian who fails to submit them during an audit; amending s. 744.474, F.S.; providing for the removal of a guardian for a bad faith failure to submit records during an audit; amending ss. 943.0585 and 943.059, F.S.; providing that a person seeking an appointment as guardian may not lawfully deny or fail to acknowledge the arrests covered by an expunged or sealed record; reenacting s. 943.0585(4)(c), F.S., relating to court-ordered expunction of criminal history records, to incorporate the amendments made to s. 943.0585, F.S., in a reference thereto; reenacting s. 943.059(4)(c), F.S., relating to court-ordered sealing of criminal history records, to incorporate the amendments made to s. 943.059, F.S., in a reference thereto; providing an effective date.

By the Committees on Appropriations; and Judiciary; and Senators Bradley and Detert—

CS for CS for SB 700—A bill to be entitled An act relating to juvenile justice; amending ss. 985.01 and 985.02, F.S.; revising legislative purposes and intent; amending s. 985.03, F.S.; revising definitions; amending s. 985.0301, F.S.; clarifying jurisdictional age restrictions for children in the juvenile justice system; restricting when cases may be transferred to a different jurisdiction; amending s. 985.037, F.S.; providing for the placement of a child in a secure detention facility for contempt of court; providing due process to a child accused of direct contempt; revising the procedure for reviewing a child's placement in

secure detention for contempt of court; amending ss. 985.039, 985.045, and 985.101, F.S.; conforming provisions; repealing s. 985.105, F.S., relating to the creation, duties, and qualifications of the youth custody officers in the Department of Juvenile Justice; amending s. 985.11, F.S.; revising when fingerprints must be submitted to the Department of Law Enforcement; amending s. 985.14, F.S.; revising the intake process; amending s. 985.145, F.S.; substituting "Department of Juvenile Justice" for references to "juvenile probation officer"; creating s. 985.17, F.S.; providing legislative intent; requiring the department to provide specialized services to minimize the likelihood that youth will enter the juvenile justice system; providing for the department to promote the Invest in Children license plate to help fund prevention programs and services; providing for the department to monitor state-funded programs, grants, contracts, appropriations, and activities designed to prevent juvenile crime and report annually on these measures; limiting expenditure of funds to those prevention services that are consistent with the law and maximize public accountability; amending s. 985.24, F.S.; revising factors to determine if the use of detention care is appropriate; authorizing the department to establish nonsecure, non-residential evening reporting centers; conforming provisions; amending s. 985.245, F.S.; conforming provisions; amending s. 985.25, F.S.; requiring a child to be held in secure detention under certain circumstances; clarifying procedures for releasing a child before the child's detention hearing; conforming provisions; amending s. 985.255, F.S.; providing that a child shall be given a detention hearing within 24 hours after being taken into custody; clarifying when a court may order continued detention care; revising specified factors for ordering continued detention care; clarifying when a child charged with domestic violence can be held in secure detention; revising written findings required to retain a child charged with domestic violence in secure detention; deleting obsolete provisions; amending s. 985.26, F.S.; conforming terminology; amending s. 985.265, F.S.; revising procedures for transferring a child to another detention status; providing new notification requirements for when a child is released or transferred from secure detention; revising the frequency of physical observation checks for children detained in jail facilities; amending s. 985.27, F.S.; requiring a child to be held in secure detention pending placement in a high-risk or maximum-risk residential program; conforming provisions; amending s. 985.275, F.S.; requiring the department to notify specified parties when a child absconds from a commitment program; requiring the department to make every reasonable effort to locate the absconded child; amending s. 985.433, F.S.; revising the content of a predisposition report; conforming terminology; amending s. 985.435, F.S.; authorizing a probation program to include an alternative consequence component that may be used to address noncompliance with the technical conditions of probation; requiring the department to identify a child's risk of reoffending if the child is being placed on probation or postcommitment probation; amending s. 985.439, F.S.; authorizing the department to establish alternative sanctions for violations of probation or postcommitment probation; conforming terminology; amending s. 985.441, F.S.; providing that a child on probation for certain offenses may not be committed for a probation violation that is technical in nature; conforming terminology; amending s. 985.46, F.S.; revising the definition of the term "conditional release"; revising terminology; amending s. 985.461, F.S.; expanding the opportunity for transition-to-adulthood services to all children; revising provisions that the department may use to support participation in transition-to-adulthood services; conforming terminology; amending ss. 985.481 and 985.4815, F.S.; deleting obsolete provisions; amending s. 985.514, F.S.; conforming provisions; amending s. 985.601, F.S.; requiring the department's programs to include trauma-informed care, family engagement resources and programs, and gender-specific programming; authorizing the department to pay the expenses of programs and activities that address the needs and well-being of children in its care or under its supervision; conforming terminology; repealing ss. 985.605, 985.606, and 985.61, F.S., relating to prevention services programs and providers and early delinquency intervention programs; amending s. 985.632, F.S.; providing for the establishment of a performance accountability system for contract providers; revising definitions; providing for the development of a Comprehensive Accountability Report; requiring the department to prepare and submit the report annually to the Governor and Legislature; specifying content that must be included in the report; revising provisions relating to the cost-effectiveness model and quality improvement; amending s. 985.644, F.S.; clarifying an exemption for specified certified law enforcement, correctional, and correctional probation officers relating to a requirement to submit to level 2 background screenings; creating s. 985.6441, F.S.; providing definitions; limiting the amount that the department may pay a hospital or

health care provider for health care services based on a percentage of the Medicare allowable rate; providing applicability; amending s. 985.66, F.S.; revising specified juvenile justice staff development and training procedures; expanding application of training requirements to contract providers who care for children in the department's custody; amending s. 985.664, F.S.; deleting obsolete provisions relating to the initial selection of the juvenile justice circuit advisory board chairs; revising procedures for appointing juvenile justice circuit advisory board chairs; providing that chairs serve at the pleasure of the secretary; amending s. 985.672, F.S.; clarifying language concerning expenditures of the direct-support organization's funds; authorizing the direct-support organization to use department personnel services; defining the term "personnel services"; amending s. 985.682, F.S.; deleting obsolete provisions regarding a comprehensive study relating to the siting of facilities; amending s. 985.69, F.S.; providing for the use of specified funds for repair and maintenance; repealing s. 985.694, F.S., relating to the Juvenile Care and Maintenance Trust Fund; amending s. 985.701, F.S.; defining the term "juvenile offender" for purposes of prohibiting sexual misconduct with juvenile offenders; creating s. 985.702, F.S.; providing an effective date; providing definitions; providing for the imposition of criminal penalties against specified employees who inflict neglect upon juvenile offenders; providing enhanced penalties for such treatment that results in great bodily harm, permanent disability, or permanent disfigurement to a juvenile offender; specifying that such conduct constitutes sufficient cause for an employee's dismissal from employment; prohibiting such employee from future employment with the juvenile justice system; providing incident reporting requirements; prohibiting an employee who witnesses such an incident from knowingly or willfully failing to report such incident; prohibiting false reporting, preventing another from reporting, or coercing another to alter testimony or reports; providing criminal penalties; amending s. 985.721, F.S.; correcting a cross-reference; amending s. 943.0582, F.S.; clarifying that minors are not eligible for expunction if they have been charged by a state attorney for other crimes; repealing s. 945.75, F.S., relating to tours of state correctional facilities for juveniles; amending ss. 121.0515, 316.635, and 318.143, F.S.; conforming provisions and correcting cross-references; providing effective dates.

By the Committees on Appropriations; and Banking and Insurance; and Senator Richter—

CS for CS for SB 1012—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; revising the definition of "related interest"; creating s. 655.017, F.S.; preempting to the state the regulation of certain financial or lending activities of entities subject to the jurisdiction of the office or other regulatory agencies; providing that counties and municipalities may engage in investigations and proceedings against financial institutions that are not preempted; requiring a financial institution to notify the office if such local action is commenced; providing for the office's sole and exclusive jurisdiction in certain cases; providing applicability; amending s. 655.0322, F.S.; revising provisions relating to prohibited acts and practices by a financial institution; applying certain provisions to affiliates; amending s. 655.034, F.S.; authorizing the circuit court to issue an injunction in order to protect the interests of the depositors, members, creditors, or stockholders of a financial institution and the public's interest in the safety and soundness of the financial institution system; defining "formal enforcement action"; amending s. 655.037, F.S.; conforming a cross-reference; amending s. 655.0385, F.S.; prohibiting a director or executive officer from concurrently serving as a director or officer in a financial institution or affiliate in the same geographical area or the same major business market area unless waived by the Office of Financial Regulation; amending s. 655.041, F.S.; revising provisions relating to administrative fines; clarifying that the office may initiate administrative proceedings for violations of rules; providing that fines for violations begin accruing immediately upon the service of a complaint; applying certain provisions to affiliates; revising the applications for imposing a fine; amending s. 655.045, F.S.; requiring the office to conduct an examination of a financial institution within a specified period; amending s. 655.057, F.S.; conforming a cross-reference; providing that specified records are not considered a waiver of privileges or legal rights in certain proceedings; clarifying who has a right to copy member or shareholder records; creating s. 655.0591, F.S.; providing notice requirements and procedures that allow a financial institution to protect trade secrets included in documents submitted to the office; amending s. 655.50, F.S.; revising provisions relating to the control of money laundering to also include

terrorist financing; adding and revising definitions; requiring a financial institution to have a BSA/AML compliance officer; revising records requirements; updating cross-references; amending s. 655.85, F.S.; clarifying that an institution may impose a fee for the settlement of a check under certain circumstances; providing legislative intent; amending s. 655.921, F.S.; revising provisions relating to business transactions by an out-of-state financial institution; providing that such institution may file suit to collect a security interest in collateral; amending s. 655.922, F.S.; revising provisions relating to the name of a financial institution; prohibiting certain financial institutions from using a name that may mislead consumers; authorizing the office to seek court orders to annul or dissolve a business entity for certain violations and to issue emergency cease and desist orders; amending s. 655.948, F.S.; requiring a financial institution to notify the office of any investigations or proceedings initiated by a county or municipality against the institution within a specified timeframe; creating s. 655.955, F.S.; providing that a financial institution is not civilly liable solely by virtue of extending credit to a person; amending s. 657.008, F.S.; requiring certain credit unions seeking to establish a branch office to submit an application to the office for examination and approval; providing the criteria for the examination; amending s. 657.028, F.S.; revising provisions relating to prohibited activities of directors, officers, committee members, employees, and agents of credit unions; requiring the name and address of the credit manager to be submitted to the office; amending s. 657.041, F.S.; authorizing a credit union to pay health and accident insurance premiums and to fund employee benefit plans under certain circumstances; amending s. 658.12, F.S.; revising the definition of "trust business"; amending ss. 658.21 and 658.235, F.S.; conforming cross-references; repealing s. 658.49, F.S., relating to requirements for bank loans up to \$50,000; amending ss. 663.02 and 663.09, F.S.; conforming provisions to changes made by the act; amending s. 663.12, F.S.; deleting an annual assessment imposed on certain international offices; amending s. 663.306, F.S.; conforming provisions to changes made by the act; amending ss. 665.013, 665.033, 665.034, 667.003, 667.006, and 667.008, F.S.; conforming cross-references; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senator Latvala—

CS for CS for SB 1032—A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary when selling residential property; providing a form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or incorporated by reference into the contract for sale; defining the terms "seller" and "subsurface rights"; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Bean—

CS for CS for SB 1212—A bill to be entitled An act relating to behavior analysts; amending s. 20.43, F.S.; establishing the Board of Applied Behavior Analysis within the Division of Medical Quality Assurance; amending s. 456.001, F.S.; including licensed behavior analysts and licensed assistant behavior analysts in the definition of "health care practitioner"; amending s. 456.0135, F.S.; requiring an applicant for licensure under chapter 470, F.S., to submit to certain fingerprinting requirements; creating chapter 470, F.S.; entitling the chapter; creating s. 470.40, F.S.; providing a purpose; creating s. 470.41, F.S.; defining terms; creating s. 470.415, F.S.; creating the Board of Applied Behavior Analysis; providing for membership and terms of members; creating s. 470.42, F.S.; creating rulemaking authority for the board and the department; creating s. 470.43, F.S.; providing requirements for licensure as a behavior analyst or assistant behavior analyst; creating s. 470.44, F.S.; providing requirements for renewal of license; creating s. 470.45, F.S.; establishing maximum fees for applications, initial licenses, and license renewals; requiring fees collected by the department to be deposited in to a specified trust fund; creating s. 470.46, F.S.; providing grounds for denial of license or disciplinary action; creating s. 470.47, F.S.; providing penalties for practicing applied behavior analysis without a license or wrongfully identifying oneself as a licensed behavior analyst or licensed assistant behavior analyst; creating s. 470.48, F.S.; providing

exceptions to applicability of the chapter; providing appropriations and authorizing positions; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Ethics and Elections; and Senator Stargel—

CS for CS for CS for SB 1632—A bill to be entitled An act relating to special districts; designating parts I-VIII of chapter 189, F.S., relating to special districts; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 112.312, F.S.; redefining the term “agency” as it applies to the code of ethics for public officers and employees to include special districts; creating s. 112.511, F.S.; specifying applicability of procedures regarding suspension and removal of a member of the governing body of a special district; amending s. 125.901, F.S.; revising governing body membership for independent special districts created to provide funding for children’s services; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.401, F.S.; revising a short title; transferring, renumbering, and amending s. 189.402, F.S.; revising a statement of legislative purpose and intent; making technical changes; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.403, F.S.; redefining the term “special district”; transferring, renumbering, and amending ss. 189.4031, 189.4035, 189.404, 189.40401, 189.4041, and 189.4042, F.S.; deleting provisions relating to the application of a special district to amend its charter; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.4044, F.S.; revising the circumstances under which the Department of Economic Opportunity may declare a special district inactive; requiring the department to provide notice of a declaration of inactive status to certain persons and bodies; prohibiting special districts that are declared inactive from collecting taxes, fees, or assessments; providing exceptions; providing for enforcement of the prohibition; providing for costs of litigation and reasonable attorney fees in certain proceedings; transferring and renumbering ss. 189.4045 and 189.4047, F.S.; transferring, renumbering, and amending s. 189.405, F.S.; revising requirements related to education programs for new members of special district governing bodies; amending s. 189.4051, F.S.; revising definitions; conforming provisions to changes made by the act; transferring and renumbering ss. 189.4065, 189.408, and 189.4085, F.S.; transferring, renumbering, and amending ss. 189.412 and 189.413, F.S.; renaming the Special District Information Program the Special District Accountability Program; revising duties of the Special District Accountability Program; transferring and renumbering ss. 189.415, 189.4155, and 189.4156, F.S.; transferring, renumbering, and amending ss. 189.416, 189.417, and 189.418, F.S.; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.419, F.S.; revising provisions related to the failure of a special district to file certain reports or information; conforming provisions to changes made by the act; transferring and renumbering s. 189.420, F.S.; transferring, renumbering, and amending s. 189.421, F.S.; revising notification requirements for special districts that fail to file certain reports; revising available remedies for the failure of a special district to disclose required financial reports; transferring and renumbering ss. 189.4221, 189.423, 189.425, and 189.427, F.S.; transferring, renumbering, and amending s. 189.428, F.S.; revising the oversight review process for special districts; transferring, renumbering, and amending s. 189.429, F.S.; conforming a cross-reference; repealing ss. 189.430, 189.431, 189.432, 189.433, 189.434, 189.435, 189.436, 189.437, 189.438, 189.439, 189.440, 189.441, 189.442, 189.443, and 189.444, F.S., relating to the Community Improvement Authority Act; creating ss. 189.034 and 189.035, F.S.; providing applicability; requiring the Legislative Auditing Committee to provide notice of the failure of special districts to file certain required reports and requested information to certain persons and bodies; authorizing the Legislative Auditing Committee and the chair or equivalent of a local general-purpose government to convene a public hearing on the issue of a special district’s noncompliance and general oversight of the special district; requiring a special district to provide certain information to the Legislative Auditing Committee before a public hearing upon request; authorizing a local general-purpose government to request certain information from a special district created by local ordinance before a public hearing; requiring a local general-purpose government to report the findings of a public hearing to the department and the Legislative Auditing Committee; creating s. 189.055, F.S.; requiring special districts to be treated as municipalities for certain purposes; creating s. 189.069, F.S.; requiring special districts to establish and maintain an official website for certain information; requiring special districts to

submit the web address of their respective websites to the department; requiring that the department’s online list of special districts include a link to the website of certain special districts; amending s. 200.065, F.S.; providing that certain downtown development authorities are independent special taxing districts authorized to levy an additional ad valorem tax on real and personal property in the district; limiting the amount of the levy; amending ss. 11.45, 100.011, 101.657, 112.061, 112.63, 112.665, 121.021, 121.051, 153.94, 163.08, 165.031, 165.0615, 171.202, 175.032, 190.011, 190.046, 190.049, 191.003, 191.005, 191.013, 191.014, 191.015, 200.001, 218.31, 218.32, 218.37, 255.20, 298.225, 343.922, 348.0004, 373.711, 403.0891, 582.32, and 1013.355, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Sobel and Gibson—

CS for SB 1666—A bill to be entitled An act relating to child welfare; amending s. 20.19, F.S.; requiring the Secretary of Children and Families to appoint an Assistant Secretary for Child Welfare; providing qualifications and responsibilities; amending s. 39.001, F.S.; revising the purposes of ch. 39, F.S.; requiring the department to provide for certain services for medically complex children; amending s. 39.01, F.S.; providing, revising, and deleting definitions; amending s. 39.013, F.S.; clarifying responsibilities of the department in dependency proceedings; amending s. 39.201, F.S.; requiring alleged incidents of juvenile sexual abuse involving specified children to be reported to the department’s central abuse hotline; requiring the department to provide specified information on an investigation of child sexual abuse to the court; creating s. 39.2015, F.S.; requiring the department to conduct specified investigations using critical incident rapid response teams; providing requirements for such investigations and for team membership; authorizing team access to specified information; requiring the cooperation of specified agencies and organizations; providing for reimbursement of team members; requiring the team to provide an investigation report; requiring the secretary to develop guidelines for investigations and provide team member training; requiring the secretary to appoint an advisory committee; requiring the committee to submit a report to the secretary; requiring the secretary to submit such report to the Governor and the Legislature by a specified date; creating s. 39.2022, F.S.; providing legislative intent; requiring the department to publish specified information on its website regarding the death of a child reported to the central abuse hotline; amending s. 39.301, F.S.; requiring the use of safety plans in child protection investigations in cases of present or impending danger; providing requirements for implementation of a safety plan; providing conditions for filing a petition for dependency; amending s. 39.303, F.S.; requiring physician involvement when a child protection team evaluates a report of medical neglect of a medically complex child; creating s. 39.3068, F.S.; providing requirements for investigating medical neglect; providing duties of the department; amending s. 39.307, F.S.; requiring the department to assist the family, child, and caregiver in receiving services upon a report alleging juvenile sexual abuse or inappropriate sexual behavior; requiring the department to maintain specified records; requiring child sexual abuse to be taken into account in placement consideration; requiring the department to monitor the occurrence of child sexual abuse and related services; amending s. 39.402, F.S.; requiring the department to make a reasonable effort to keep siblings together when they are placed in out-of-home care under certain circumstances; providing for sibling visitation under certain conditions; amending s. 39.501, F.S.; requiring compliance with a safety plan to be considered when deciding a petition for dependency; amending s. 39.504, F.S.; authorizing the court to order a person to comply with a safety plan that is implemented in an injunction; amending s. 39.5085, F.S.; revising legislative intent; authorizing placement of a child with a nonrelative caregiver and financial assistance for such nonrelative caregiver through the Relative Caregiver Program under certain circumstances; amending s. 39.604, F.S.; requiring certain children to attend a licensed early education or child care program; requiring the inclusion of attendance at a licensed early education or child care program in a child’s safety plan; amending s. 39.701, F.S.; requiring the court to consider contact among siblings in judicial reviews; authorizing the court to remove specified disabilities of nonage at judicial reviews; amending s. 39.802, F.S.; removing department authorization to sign a petition for termination of parental rights; amending s. 39.806, F.S.; providing additional grounds for termination of parental rights; amending s. 63.212, F.S.; revising advertising requirements for adoption

services; requiring a person who places an advertisement for adoption services to provide specified information; deleting a criminal penalty for knowingly publishing or assisting in the publication of an advertisement that violates specified provisions; amending s. 383.402, F.S.; requiring state and local review committees to review all child deaths that are reported to the department's central abuse hotline; revising the membership of the State Child Abuse Death Review Committee; revising the due date for and contents of a report; requiring the State Child Abuse Death Review Committee to provide training to local child abuse death review committees; amending s. 402.40, F.S.; requiring a third-party credentialing entity to establish an advisory committee; authorizing the department to approve certification of specializations; creating s. 402.402, F.S.; defining terms; providing preferences for education and work experience for child protection and child welfare personnel; requiring a report; providing training requirements for department attorneys; creating s. 402.403, F.S.; establishing a tuition exemption program for child protection and child welfare personnel; providing eligibility requirements; creating s. 402.404, F.S.; establishing a student loan forgiveness program for child protection and child welfare personnel; providing eligibility requirements; authorizing community-based care lead agencies to provide student loan forgiveness under certain circumstances; amending s. 409.165, F.S.; enhancing provision of care to medically complex children; amending s. 409.967, F.S.; revising standards for Medicaid managed care plan accountability with respect to services for dependent children and their parents; amending s. 409.972, F.S.; exempting certain Medicaid recipients from mandatory enrollment in managed care plans; providing a directive to the Division of Law Revision and Information; creating part V of ch. 409, F.S.; creating s. 409.986, F.S.; providing legislative findings and intent; providing child protection and child welfare outcome goals; defining terms; creating s. 409.987, F.S.; providing for department procurement of community-based care lead agencies; providing requirements for contracting as a lead agency; creating s. 409.988, F.S.; providing duties of a community-based care lead agency; providing licensure requirements for a lead agency; specifying services provided by a lead agency; providing conditions for an agency or provider to act as a child's guardian; creating s. 409.990, F.S.; providing general funding provisions for lead agencies; providing for a matching grant program and the maximum amount of funds that may be awarded; requiring the department to develop and implement a community-based care risk pool initiative; providing requirements for the risk pool; transferring, renumbering, and amending s. 409.16713, F.S.; transferring provisions relating to the allocation of funds for community-based care lead agencies; conforming a cross-reference; creating s. 409.992, F.S.; providing requirements for community-based care lead agency expenditures; creating s. 409.993, F.S.; providing legislative findings; providing for lead agency and subcontractor liability; providing limitations on damages; transferring, renumbering, and amending s. 409.1675, F.S.; transferring provisions relating to receivership from community-based providers to lead agencies; conforming cross-references and terminology; creating s. 409.996, F.S.; providing duties of the department relating to community-based care and lead agencies; creating s. 409.997, F.S.; providing outcome goals for the department and specified entities with respect to the delivery of child welfare services; requiring the department to maintain an accountability system; requiring a report to the Governor and the Legislature; requiring the department to establish a technical advisory panel; requiring the department to make the results of the accountability system public; requiring a report to the Governor and the Legislature by a specified date; creating s. 827.10, F.S.; providing definitions; establishing the criminal offense of unlawful desertion of a child; providing criminal penalties; providing exceptions; amending s. 985.04, F.S.; conforming terminology; creating s. 1004.615, F.S.; establishing the Florida Institute for Child Welfare; providing purpose, duties, and responsibilities of the institute; requiring the institute to contract and work with specified entities; providing for the administration of the institute; requiring reports to the Governor and the Legislature by specified dates; amending s. 1009.25, F.S.; exempting specified child protective investigators and child protective investigation supervisors from certain tuition and fee requirements; repealing s. 402.401, F.S., relating to child welfare worker student loan forgiveness; repealing s. 409.1671, F.S., relating to outsourcing of foster care and related services; repealing s. 409.16715, F.S., relating to certain therapy for foster children; repealing s. 409.16745, F.S., relating to the community partnership matching grant program; repealing s. 1004.61, F.S., relating to a partnership between the Department of Children and Families and state universities; amending ss. 39.201, 39.302, 39.524, 316.613, 409.1676, 409.1677, 409.1678, 409.906, 409.912,

409.91211, 420.628, and 960.065, F.S.; conforming cross-references; providing effective dates.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for HB 3, HB 123, CS for CS for CS for HB 159, CS for HB 225, CS for HB 485, CS for CS for CS for HB 489, CS for HB 517, CS for CS for CS for HB 617, CS for CS for HB 631, CS for CS for HB 685, CS for CS for HB 755, CS for HB 803, CS for CS for CS for HB 849, CS for HB 883, CS for CS for HB 955, CS for HB 977, CS for HB 1017, CS for HB 1121, HB 1279, CS for HB 7083, CS for HB 7091, CS for HB 7093, HB 7177; has passed as amended CS for CS for HB 783, CS for CS for HB 1275, CS for HB 1325, CS for CS for HB 1385; has passed by the required constitutional two-thirds vote of the members voting HB 125, CS for HB 993, HB 1083; has adopted CS for HM 1165 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Transportation & Economic Development Appropriations Subcommittee, Transportation & Highway Safety Subcommittee and Representative(s) Ray, Baxley, Bracy, Broxson, Moraitis, Van Zant—

CS for CS for HB 3—A bill to be entitled An act relating to freight and trade; amending s. 311.07, F.S., providing that seaport asset management plans are eligible for funding from the Florida Seaport Transportation and Economic Development Program; amending s. 311.101, F.S.; revising the amount of funds to be made available annually from the State Transportation Trust Fund for the Intermodal Logistics Center Infrastructure Support Program; creating s. 311.103, F.S.; defining the term "freight logistics zone"; authorizing a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan which must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; creating s. 311.141, F.S.; requiring certain entities to conduct a review of continuity of operations plans; authorizing such entities to develop an all-hazards economic recovery plan and resumption of trade plan for seaports; requiring certain entities to review the need for consistent asset management plans for seaports; amending s. 320.525, F.S., providing that certain public roads may be designated as port district roads; requiring the Department of Transportation to designate such roads with appropriate signage; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Representative(s) Schwartz—

HB 123—A bill to be entitled An act relating to fees and costs incurred in guardianship proceedings; amending s. 744.108, F.S.; updating terminology; providing that fees and costs incurred by an attorney who has rendered services to a ward in compensation proceedings are payable from guardianship assets; providing that expert testimony is not required in proceedings to determine compensation for an attorney or guardian; amending s. 744.3025, F.S.; providing that a court may appoint a guardian ad litem to represent a minor if necessary to protect the minor's interest in a settlement; providing that a settlement of a minor's claim is subject to certain confidentiality provisions; amending s. 744.331, F.S.; requiring that the examining committee be paid from state funds as court-appointed expert witnesses if a petition for incapacity is dismissed; requiring that a petitioner reimburse the state for expert witness fees if the court finds the petition to have been filed in bad faith; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; Appropriations; and Rules.

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Healthy Families Subcommittee and Representative(s) Berman, Wood, Campbell, Cruz, Edwards, Hood, McGhee, Pritchett, Rooney, Rouson, Slosberg—

CS for CS for CS for HB 159—A bill to be entitled An act relating to the establishment of a mental health first aid training program; requiring the Department of Children and Families to establish a mental health first aid training program; requiring the department to employ a competitive procurement process to select a statewide association to develop, implement, and manage the program; providing course requirements; requiring instructors to be certified; requiring the department to submit a report to the Governor and Legislature; providing for expiration of the program; providing an appropriation; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Transportation & Highway Safety Subcommittee and Representative(s) Perry, Baxley, Berman, Clelland, Cruz, Danish, Gibbons, Goodson, Hager, Hooper, Pafford, Pilon, Porter, Rader, Raschein, Rhwinkel Vasilinda, Rooney, Slosberg, Stark, Steube, Van Zant, Waldman, Watson, B., Watson, C., Williams, A.—

CS for HB 225—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are younger than a specified age; requiring the use of a separate carrier, integrated child seat, or child booster seat for such children; providing exceptions; providing penalties; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Criminal Justice Subcommittee and Representative(s) Raburn, Albritton, Diaz, M., Eagle, Hutson, Raulerson, Spano—

CS for HB 485—A bill to be entitled An act relating to sexual offenses against students by authority figures; providing a short title; creating s. 775.0862, F.S.; providing definitions; providing for reclassification of specified sexual offenses committed against students by an authority figure of the school; providing for severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committees on Criminal Justice; and Appropriations.

By Judiciary Committee, Business & Professional Regulation Subcommittee, Civil Justice Subcommittee and Representative(s) Spano—

CS for CS for CS for HB 489—A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary when selling residential property; providing a form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or incorporated by reference into the contract for sale; defining the terms "subsurface rights" and "seller"; providing an effective date.

—was referred to the Committees on Criminal Justice; and Appropriations.

By Criminal Justice Subcommittee and Representative(s) Hooper, Steube—

CS for HB 517—A bill to be entitled An act relating to fraudulent controlled substance prescriptions; amending s. 893.13, F.S.; revising provisions prohibiting possession of incomplete prescription forms; providing enhanced criminal penalties for violations involving incomplete prescription forms; providing an effective date.

—was referred to the Committees on Criminal Justice; Health Policy; and Appropriations.

By Economic Affairs Committee, Civil Justice Subcommittee, Transportation & Highway Safety Subcommittee and Representative(s) Wood—

CS for CS for CS for HB 617—A bill to be entitled An act relating to towing of vehicles and vessels; amending s. 715.07, F.S.; providing for removal of a vehicle or vessel by a cooperative association or a homeowners' association; authorizing an owner or lessee of real property to have a vehicle or vessel removed from the property without certain signage under certain circumstances; requiring a notice to be attached to the vehicle or vessel and providing requirements therefor; requiring police verification and documentation of such a notice and requirements therefor; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Workman—

CS for CS for HB 631—A bill to be entitled An act relating to loan originators, mortgage brokers, and mortgage lenders; amending s. 494.001, F.S.; providing and revising definitions; amending s. 494.0012, F.S.; authorizing the Office of Financial Regulation to conduct joint or concurrent examinations of licensees; amending s. 494.00255, F.S.; providing that violating specified rules is grounds for disciplinary action; repealing s. 494.0028, F.S., relating to arbitration of disputes involving certain agreements; amending ss. 494.00313 and 494.00322, F.S.; providing for change in license status if a licensed loan originator or mortgage broker fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0036, F.S.; providing guidelines for renewal of a mortgage broker branch office license; providing for change in license status if a licensed branch office fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0038, F.S.; deleting certain requirements regarding loan origination and disclosure; amending s. 494.004, F.S.; deleting a requirement that a licensee provide certain notice to a borrower in mortgage loan transactions; authorizing the Financial Services Commission to adopt rules prescribing the time by which a mortgage broker must file a report of condition; amending s. 494.0042, F.S.; conforming a cross-reference; repealing s. 494.00421, F.S., relating to required disclosures to borrowers in mortgage broker agreements by mortgage brokers receiving loan origination fees; amending s. 494.00611, F.S.; revising a cross-reference; amending s. 494.00612, F.S.; providing for change in license status if a licensed mortgage lender fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0066, F.S.; providing guidelines for renewal of a mortgage lender branch office license; providing for change in license status if a licensed branch office fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0067, F.S.; deleting requirements that a mortgage lender provide an applicant for a mortgage loan a good faith estimate of costs and written disclosures related to adjustable rate mortgages; deleting requirement that mortgage lender provide notice of material changes in terms of a mortgage loan to a borrower in mortgage loan transactions; revising period during which mortgage lenders may service loans without meeting certain requirements; authorizing the commission to adopt rules prescribing the time by which a mortgage lender must file a report of condition; repealing s. 494.0068, F.S., relating to required disclosures to borrowers by mortgage lenders before the borrower accepts certain fees; amending s. 494.007, F.S.; deleting the requirement that a mortgage lender disclose a certain fee and whether the fee is refundable; amending s. 494.0073, F.S.; conforming a cross-reference; repealing part IV of chapter 494, F.S., relating to the Florida Fair Lending Act; repealing s. 494.008, F.S., relating to conditions for mortgage loans of specified amounts secured by vacant land; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Rooney, Workman, Bracy, Campbell, Gibbons, McBurney, Rodríguez, J., Spano—

CS for CS for HB 685—A bill to be entitled An act relating to business organizations; amending s. 605.0112, F.S.; providing additional exceptions regarding the requirement that limited liability company names be distinguishable from the names of other entities or filings; specifying differences in names which are not considered distinguishable; designating part I of ch. 607, F.S., entitled "General Provisions"; amending s. 607.0101, F.S.; revising a provision to conform to changes made by the act; amending s. 607.0401, F.S.; providing additional exceptions regarding the requirement that corporate names be distinguishable; specifying differences in corporate names which are not considered distinguishable; amending s. 607.1302, F.S.; providing that the amendment of articles of incorporation or the merger, conversion, or share exchange of a social purpose or benefit corporation entitles the shareholders to appraisal rights; creating part II of ch. 607, F.S., entitled "Social Purpose Corporations"; creating s. 607.501, F.S.; providing application and effect; creating s. 607.502, F.S.; providing definitions; creating s. 607.503, F.S.; establishing requirements for the formation of a social purpose corporation; creating s. 607.504, F.S.; providing procedures for an existing corporation to become a social purpose corporation; creating s. 607.505, F.S.; providing procedures for the termination of a social purpose corporation status; creating s. 607.506, F.S.; requiring that the corporate purpose must be to create a public benefit; providing criteria; creating s. 607.507, F.S.; requiring that the directors of a social purpose corporation meet a standard of conduct; providing criteria for the standards; creating s. 607.508, F.S.; authorizing the articles of incorporation of a social purpose corporation to provide for a benefit director; providing powers and duties of a benefit director; creating s. 607.509, F.S.; requiring that the officers of a social purpose corporation meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.510, F.S.; authorizing a social purpose corporation to designate an officer as a benefit officer; providing for the powers and duties of a benefit officer; creating s. 607.511, F.S.; authorizing certain legal actions to be brought against a social purpose corporation, its officers, or its directors; creating s. 607.512, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.513, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; providing criteria; creating part III of ch. 607, F.S., entitled "Benefit Corporations"; creating s. 607.601, F.S.; providing for application and effect; creating s. 607.602, F.S.; providing definitions; creating s. 607.603, F.S.; establishing requirements for the formation of a benefit corporation; creating s. 607.604, F.S.; providing procedures for an existing corporation to become a benefit corporation; creating s. 607.605, F.S.; providing procedures for the termination of a benefit corporation status; creating s. 607.606, F.S.; requiring that the corporate purpose be to create a public benefit; providing criteria; creating s. 607.607, F.S.; requiring the directors of a benefit corporation to meet a standard of conduct; providing criteria for the standards; creating s. 607.608, F.S.; authorizing the articles of incorporation of a benefit corporation to provide for a benefit director; providing powers and duties of the benefit director; creating s. 607.609, F.S.; requiring the officers of a benefit corporation to meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.610, F.S.; authorizing a benefit corporation to designate an officer as a benefit officer; providing for the powers and duties of the benefit officer; creating s. 607.611, F.S.; authorizing certain legal actions to be brought against a benefit corporation, its officers, or its directors; creating s. 607.612, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.613, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; amending ss. 617.0401 and 620.1108, F.S.; providing additional exceptions regarding the requirement that the names of entities be distinguishable; specifying differences in names which are not considered distinguishable; amending ss. 48.091, 215.555, 243.54, 310.171, 310.181, 329.10, 339.412, 420.101, 420.111, 420.161, 440.02, 440.386, 609.08, 617.1908, 618.221, 619.04, 624.430, 624.462, 624.489, 628.041, 631.262, 636.204, 641.2015, 655.0201, 658.23,

658.2953, 658.30, 658.36, 663.03, 663.04, 663.301, 663.306, 663.313, 718.111, 719.104, 720.302, 720.306, 766.101, and 865.09, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Steube—

CS for CS for HB 755—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term "family cases" has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Finance & Tax Subcommittee and Representative(s) Boyd, Campbell, Rouson—

CS for HB 803—A bill to be entitled An act relating to the communications services tax; amending s. 202.11, F.S.; revising the definition of the term "information service" to include certain data processing and other services for purposes of the communications services tax; providing retroactive applicability and construction; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By State Affairs Committee, Judiciary Committee, Government Operations Subcommittee and Representative(s) Smith, Moskowitz, Pilon, Stewart—

CS for CS for CS for HB 849—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an individual with a disability under certain conditions; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties to include community service for certain persons or entities who interfere with use of a service animal in specified circumstances; providing a penalty for knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Judiciary.

By Transportation & Highway Safety Subcommittee and Representative(s) Broxson—

CS for HB 883—A bill to be entitled An act relating to license plates; amending s. 320.02, F.S.; revising provisions for the Department of Highway Safety and Motor Vehicles to withhold the renewal of registration or replacement registration of a motor vehicle; revising the conditions under which a revalidation sticker or replacement license plate may be issued; amending s. 320.1316, F.S.; prohibiting the department from issuing a license plate, revalidation sticker, or replacement license plate for a vehicle or vessel identified in a notice from a lienor; revising procedures for dispute of a notice to surrender a vehicle

or vessel; authorizing civil actions and the award of attorney fees and costs; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Goodson—

CS for CS for HB 955—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 327.355, F.S.; providing that a boating safety course may be offered in a classroom or online; conforming provisions relating to the reassignment of the boating safety program from the Department of Environmental Protection to the commission; amending s. 327.4105, F.S.; requiring the commission to submit an updated report relating to the regulation of mooring vessels; extending the expiration date of the pilot program for the regulation of mooring vessels; amending s. 327.731, F.S.; providing that a boating safety course may be offered in a classroom or online; eliminating an exemption from boating safety education requirements for boating law violators; amending s. 328.72, F.S.; expanding a county's authorization to use moneys collected from vessel registration fees; repealing s. 379.2257(3), F.S., relating to a charge to be applied to areas covered by cooperative agreements with the United States Forest Service over and above the license fee for hunting; amending s. 379.247, F.S.; removing provisions relating to noncommercial trawling; amending s. 379.353, F.S.; conforming provisions relating to the change in responsibility for providing developmental disabilities services from the Department of Children and Families to the Agency for Persons with Disabilities; amending s. 379.354, F.S.; clarifying the activities authorized under an annual military gold sportsman's license; repealing s. 379.355, F.S., relating to special recreational spiny lobster licenses; repealing s. 379.363(1)(h) and (i), F.S., relating to the annual gear license fee; repealing s. 379.3635, F.S., relating to haul seine and trawl permits to be used in Lake Okeechobee; amending ss. 379.101, 379.208, and 379.401, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; and Appropriations.

By Health Care Appropriations Subcommittee and Representative(s) Albritton, Berman, Bracy, Campbell, Cruz, Diaz, J., Edwards, Gaetz, Hager, McGhee, Pafford, Pritchett, Rodrigues, R., Rooney—

CS for HB 977—A bill to be entitled An act relating to motor vehicle insurance and driver education for children in foster care; creating s. 743.047, F.S.; removing the disability of nonage of minors for purposes of obtaining motor vehicle insurance; amending s. 1003.48, F.S.; providing for preferential enrollment in driver education courses for children in foster care; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Transportation; Banking and Insurance; and Appropriations.

By Criminal Justice Subcommittee and Representative(s) Spano, Kerner, Albritton, Artiles, Berman, Campbell, Castor Dentel, Clarke-Reed, Clelland, Combee, Diaz, M., Fitzenhagen, Fresen, Gaetz, Hager, Harrell, Hill, Hood, Murphy, Perry, Pigman, Pilon, Raburn, Rangel, Raschein, Raulerson, Rehwinkel Vasilinda, Roberson, K., Saunders, Slosberg, Stewart, Torres, Van Zant, Williams, A.—

CS for HB 1017—A bill to be entitled An act relating to human trafficking; amending s. 450.021, F.S.; prohibiting the employment of minors in adult theaters; amending s. 450.045, F.S.; requiring adult theaters to verify the ages of employees and independent contractors and maintain specified documentation; amending s. 775.15, F.S.; eliminating the statute of limitations for prosecutions under a specified human trafficking provision; providing applicability; amending s. 787.06, F.S.; revising and providing penalties for various human trafficking offenses against minors and adults; amending s. 775.082, F.S.; providing a life sentence for a specified felony; creating s. 796.001, F.S.; providing legislative intent concerning prosecutions of certain offenses by adults in-

volving minors; repealing ss. 796.03, 796.035, and 796.036, F.S., relating to procuring a person under the age of 18 for prostitution, selling or buying of minors into prostitution, and reclassification of certain violations involving minors, respectively; amending ss. 796.05 and 796.07, F.S.; revising and providing penalties for various prostitution offenses; amending s. 943.0583, F.S.; providing for expunction of criminal history records of certain criminal charges against victims of human trafficking that did not result in convictions; requiring destruction of investigative records related to such expunged records; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; amending ss. 39.01, 90.404, 772.102, 775.0877, 775.21, 787.01, 787.02, 794.056, 856.022, 895.02, 938.085, 938.10, 943.0435, 943.0585, 943.059, 944.606, 944.607, 948.013, and 948.32, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Appropriations.

By K-12 Subcommittee and Representative(s) Metz, Adkins—

CS for HB 1121—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; authorizing a district school superintendent to initiate a formal request for correction of a hazardous walking condition; authorizing a district school board to initiate an administrative proceeding under certain circumstances and providing requirements therefor; requiring a district school board to provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its capital improvements program; providing requirements relating to a civil action for damages; providing an effective date.

—was referred to the Committees on Education; Community Affairs; and Appropriations.

By Representative(s) Stafford—

HB 1279—A bill to be entitled An act relating to marriage of minors; amending s. 741.0405, F.S.; deleting provisions that allow the issuance of marriage licenses to minors under 16 years of age in certain circumstances; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Education Committee, Choice & Innovation Subcommittee and Representative(s) Diaz, M., Artiles—

CS for HB 7083—A bill to be entitled An act relating to school choice; amending s. 1002.33, F.S.; revising required contents of charter school applications and charter contracts; authorizing a sponsor to require an applicant to provide additional information as an addendum to a charter school application; requiring a sponsor to allow an applicant an opportunity to correct both material and technical deficiencies in the application; conforming provisions regarding the appeal process for denial of high-performing charter school applications; requiring sponsors and applicants to use a standard charter contract; specifying that the standard charter contract shall consist of the approved application and addenda and other specified elements; conforming provisions; specifying that a charter contract provision that is inconsistent with or prohibited by law is void and unenforceable; authorizing the sponsor and applicant to negotiate additional terms after approving the charter; authorizing a charter school to open and operate during such negotiation; providing that matters included in the approved application and addenda are deemed settled for purposes of negotiating the charter; clarifying provisions regarding long-term charters and charter terminations; authorizing governing board members to participate in biannual public meet-

ings in person or through communications media technology; specifying that a charter is automatically terminated when a charter school earns a second consecutive grade of "F" after all appeals unless an exception applies; specifying requirements regarding such terminations; correcting cross-references; prohibiting a sponsor from requiring a high-performing charter school to limit enrollment or capacity to students enrolled before the start of the school year; revising the participants in and activities of charter school cooperatives; authorizing a charter school to designate a financial institution to receive funds; providing payment requirements; requiring transfer of funds under certain circumstances; clarifying that sponsors must make unused school facilities available to charter schools; specifying requirements for such use of facilities; requiring the Department of Education to develop a model application form, standard charter contract, standard application evaluation instrument, and standard charter renewal contract; requiring the department to develop such documents for virtual charter schools and high-performing charter schools; revising criteria for local educational agency status for certain charter school systems; amending s. 1002.331, F.S.; correcting a cross-reference; revising limits on high-performing charter school replication; amending s. 1002.332, F.S.; authorizing certain out-of-state entities to apply for designation as a high-performing charter school system; requiring the State Board of Education to adopt by rule eligibility criteria for such designation; specifying that charter schools established by such an entity receive certain benefits during the first 3 years of operation; amending s. 1002.45, F.S.; specifying conditions under which an approved virtual instruction provider's contract is automatically terminated; amending s. 1012.56, F.S.; clarifying that a charter school may develop and operate a professional education competency demonstration program; amending s. 1013.62, F.S.; requiring that a charter school may not have financial emergency conditions on an annual audit to qualify for capital outlay funding; amending s. 1003.01, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Pigman, Raburn—

CS for HB 7091—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; designating parts I-V of chapter 570, F.S., relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; authorizing a property appraiser to grant an agricultural classification for land under certain circumstances; providing for lands participating in certain dispersed water storage programs to be classified as agricultural lands for the duration of inclusion in such program or successor programs; amending s. 282.709, F.S.; providing for appointment of a department representative to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 373.4591, F.S.; authorizing landowners who have entered into an agreement with the department to implement specified best management practices before making improvements; amending s. 379.361, F.S.; revising application and renewal requirements for Apalachicola Bay oyster harvesting licenses; amending s. 487.041, F.S.; revising requirements for registration and distribution of discontinued pesticides; amending s. 487.046, F.S.; revising provisions for filing pesticide applicator license applications; amending s. 487.047, F.S.; revising provisions for issuance of pesticide applicator licenses; amending s. 487.048, F.S.; revising provisions for filing pesticide dealer license applications; amending s. 487.159, F.S.; deleting requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; revising recordkeeping requirements for licensed private applicators; repealing s. 487.172, F.S., relating to an antifouling paint educational program; amending s. 487.2031, F.S.; revising the term "material safety data sheet"; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; amending s. 500.03, F.S.; revising the definition of the term "food establishment"; amending s. 500.12, F.S.; revising criteria for certain food permit exemptions; requiring the department to adopt a permit fee schedule; requiring food permits as a condition of operating a food establishment; providing that such permits are not transferable; amending s. 500.121, F.S.; conforming provisions to changes made by the act; revising the time limit for payment of fines; providing for permit revocation for failure to pay a fine;

authorizing the department to immediately close certain food establishments; providing requirements and procedures for such closure; providing penalties for violations; authorizing the department to adopt rules; amending s. 500.147, F.S.; providing for the inspection of food records for certain purposes; amending s. 500.172, F.S.; providing for embargoing, detaining, or destroying food processing and storage areas; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, and 500.306, F.S., relating to standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to retail sale of meat; amending s. 501.059, F.S.; authorizing the department to adopt rules; amending s. 570.074, F.S.; providing for the duties of the Office of Agricultural Water Policy; amending s. 570.14, F.S.; requiring written approval for use of the department seal; amending s. 570.247, F.S.; clarifying provisions directing the department to adopt certain rules; repealing s. 570.345, F.S., relating to the Pest Control Compact; amending s. 570.36, F.S.; clarifying provisions relating to the duties of the Division of Animal Industry; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; creating s. 570.67, F.S.; establishing the Office of Energy within the department; providing for supervision and duties; amending s. 570.71, F.S.; authorizing specified uses of funds from the Conservation and Recreation Lands Program Trust Fund; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; amending s. 570.952, F.S.; deleting an obsolete provision relating to membership terms for the Florida Agriculture Center and Horse Park Authority; conforming cross-references; amending s. 570.964, F.S.; clarifying compliance required for privileges of immunity; creating s. 570.971, F.S.; establishing administrative and civil penalties for certain violations; providing applicability; authorizing the department to adopt rules; amending s. 576.021, F.S.; revising provisions for filing applications to distribute fertilizer; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; revising the period for which a fertilizer sample must be retained for analysis; amending s. 576.071, F.S.; revising criteria for determining the commercial value of certain penalties; amending s. 576.087, F.S.; revising antisiphon requirements for irrigation systems; amending s. 576.101, F.S.; removing provisions relating to probationary status of a fertilizer licensee; amending s. 578.08, F.S.; revising application requirements and registration fees for the sale of seed; amending s. 580.036, F.S.; directing the department to consult with the Agricultural Feed, Seed, and Fertilizer Advisory Council when developing certain standards; amending s. 580.041, F.S.; revising application requirements for master registration of commercial feed; amending s. 580.071, F.S.; revising criteria for adulterated commercial feed and feedstuff; amending s. 581.091, F.S.; deleting provisions relating to noxious weed and invasive plant pilot and monitoring programs; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; revising the definition of the term "dealer"; amending s. 589.08, F.S.; directing the Florida Forest Service to distribute certain funds to fiscally constrained counties; repealing s. 589.081, F.S., relating to payment of certain gross receipts from the Withlacoochee State Forest and Goethe State Forest; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other government entities in the designation and dedication of certain lands; amending s. 590.02, F.S.; renaming the Florida Forest Training Center and the Madison Forestry Station; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending s. 590.125, F.S.; revising requirements for noncertified burning; amending s. 597.003, F.S.; revising the powers and duties of the department regarding aquaculture to include training for lessees of sovereign submerged lands; amending s. 597.004, F.S.; revising application requirements for aquaculture certificates of registration; amending s. 597.020, F.S.; authorizing the department to adopt by rule training requirements for shellfish processors; conforming provisions to changes made by the act; amending s. 604.16, F.S.; exempting certain dealers in agricultural products from provisions relating to license and bond requirements, consignment limitations, examination of records, penalties, and administrative fines; amending ss. 253.74, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.091, 487.175, 493.6118, 496.420, 500.165, 500.70, 501.019, 501.612, 501.619, 501.922, 502.231, 507.09, 507.10, 526.311, 526.55, 527.13, 531.50, 534.52,

539.001, 559.921, 559.9355, 559.936, 570.0741, 570.23, 570.242, 570.38, 570.42, 570.44, 570.45, 570.451, 570.50, 570.51, 570.543, 571.11, 571.28, 571.29, 576.061, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.22, 604.30, and 616.242, F.S.; conforming provisions to changes made by the act; amending ss. 193.461, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 509.032, 525.16, 570.07, 570.076, 570.902, 570.9135, 570.961, and 570.963, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Agriculture; Transportation; Community Affairs; and Appropriations.

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Rooney, Stone—

CS for HB 7093—A bill to be entitled An act relating to rehabilitation of petroleum contamination sites; amending s. 287.0595, F.S.; deleting a provision exempting certain professional service contracts from pollution response action contract requirements; amending s. 376.3071, F.S.; providing legislative findings and intent regarding the Petroleum Restoration Program and the rehabilitation of contamination sites; providing requirements for site rehabilitation contracts and procedures for payment of rehabilitation work under the Petroleum Restoration Program; revising provisions relating to the duty of the Department of Environmental Protection to seek recovery and reimbursement of certain costs; providing applicability of funding under the Early Detection Incentive Program; deleting obsolete provisions relating to reimbursement for certain cleanup expenses; repealing s. 376.30711, F.S., relating to preapproved site rehabilitation; amending 376.30713, F.S.; providing for certain applicants to use a commitment to pay, a demonstrated cost savings, or both to meet advanced cleanup cost-share requirements; amending ss. 376.301, 376.302, 376.305, 376.30714, 376.3072, 376.3073, and 376.3075, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By State Affairs Committee and Representative(s) Brodeur—

HB 7177—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 893.0551, F.S., relating to an exemption from public record requirements for certain information held by the Department of Health pursuant to the prescription drug monitoring program; specifying that the Attorney General, health care regulatory boards, and law enforcement agencies may disclose confidential and exempt information in certain instances if such information is relevant to an active investigation; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all non-relevant confidential and exempt information before disclosing such information; authorizing the department to disclose, under certain circumstances, relevant information to a law enforcement agency, rather than requiring the department to disclose confidential and exempt information; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Albritton, Cummings—

CS for CS for HB 783—A bill to be entitled An act relating to motor vehicle sales; amending s. 545.01, F.S.; revising and reordering definitions; defining terms; creating s. 545.045, F.S.; prohibiting an affiliated finance company from taking specified actions relating to certain finance obligations arising from a vehicle contract that contains a third-party provider's specified automotive related product; providing factors to determine whether an automotive related product is similar in nature, scope, and quality to an automotive related product offered for sale by an affiliated finance company or its related manufacturer or wholesale

distributor; providing that a violation does not constitute a criminal offense; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Judiciary.

By Health & Human Services Committee, Select Committee on Health Care Workforce Innovation and Representative(s) Ahern, Baxley, Campbell, Eagle—

CS for CS for HB 1275—A bill to be entitled An act relating to physician assistants; amending ss. 458.347 and 459.022, F.S.; increasing the number of licensed physician assistants that a physician may supervise at any one time; providing an exception; revising circumstances under which a physician assistant is authorized to prescribe or dispense medication; revising requirements for medications prescribed or dispensed by physician assistants; revising application requirements for licensure as a physician assistant and license renewal; amending ss. 458.348 and 459.025, F.S.; defining the term "nonablative aesthetic skin care services"; authorizing a physician assistant who has completed specified education and clinical training requirements, or who has specified work or clinical experience, to perform nonablative aesthetic skin care services under the supervision of a physician; providing that a physician must complete a specified number of education and clinical training hours to be qualified to supervise physician assistants performing certain services; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Transportation & Highway Safety Subcommittee and Representative(s) Zimmermann, Campbell, Cruz, McGhee, Peters, Pritchett, Rogers, Williams, A.—

CS for HB 1325—A bill to be entitled An act relating to military veterans with mobility impairment; amending s. 320.089, F.S.; providing for eligible Purple Heart license plate applicants to receive the appropriate special license plate with the international symbol of accessibility; providing an effective date.

—was referred to the Committees on Transportation; Rules; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Appropriations Committee, Government Operations Subcommittee and Representative(s) Raulerson—

CS for CS for HB 1385—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; revising provisions relating to the appointment and removal of the Chief Inspector General; amending s. 20.055, F.S.; revising provisions relating to the duties, appointment, and removal of agency inspectors general; updating a cross-reference; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

By Representative(s) Schwartz—

HB 125—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; creating an exemption from public records requirements for records relating to the settlement of a claim on behalf of a minor or ward; authorizing a guardian ad litem, a ward, a minor, and a minor's attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a minor or ward, upon a showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a ward or minor, in connection with real property or for other purposes; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; Governmental Oversight and Accountability; and Rules.

By Higher Education & Workforce Subcommittee and Representative(s) Cummings—

CS for HB 993—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of certain animal researchers at public research facilities, including state universities; providing for retroactive applicability 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 Education; Governmental Oversight and Accountability; and Rules.

By Representative(s) Artiles—

HB 1083—A bill to be entitled An act relating to public records; creating s. 190.0121, F.S.; providing an exemption from public records requirements for surveillance recordings held by a community development district; 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 Local & Federal Affairs Committee and Representative(s) La Rosa, Campbell, Pafford, Pritchett, Raschein, Stone—

CS for HM 1165—A memorial to the Congress of the United States, urging Congress to recommend that X-linked Adrenoleukodystrophy (ALD) be included in the Recommended Uniform Screening Panel for state newborn screening programs by the United States Department of Health and Human Services.

—was referred to the Committees on Health Policy; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 670.

Robert L. "Bob" Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 238 by the required constitutional two-thirds vote of the members voting.

Robert L. "Bob" Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 11 and April 22 were corrected and approved.

CO-INTRODUCERS

Senator Brandes—CS for SB 312

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 3:57 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 11:00 a.m., Thursday, April 24 or upon call of the President.



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Gaetz at 11:00 a.m. A quorum present—39:

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Excused: Senator Altman; Senator Negron and other conferees, periodically, for the purpose of working on Appropriations

PRAYER

Reverend Tyler Fuller, Missions Pastor, First United Methodist Church, Niceville, led the Senate in prayer. Reverend Fuller is the son of Dr. Frank Fuller, Senior Policy Advisor in the Office of the Senate President.

The following prayer was offered by Reverend Fuller:

Micah 6:8

“He has shown you, O mortal, what is good.
 And what does the Lord require of you?
 To act justly and to love mercy
 and to walk humbly with your God.”

Proverbs 12:18

“The words of the reckless pierce like swords,
 but the tongue of the wise brings healing.”

Matthew 6:33

“But seek ye first the kingdom of God, and his righteousness; and all these things shall be added to you.”

Let us pray:

Lord, we invite you into our proceedings for the day, both into our common hall and into our hearts and minds as individuals. We pray you would grant each of us wisdom, courage, and grace. Give us a heart that is in tune with your will. Guide our words, empower us to speak with grace and truth. Let us each be eager to listen and slow to speak.

Turn our eyes towards justice, and keep us mindful of the overlooked and marginalized among the people we represent. Give us love for you and love for your people: friends and enemies alike. God, we acknowledge that you are with us and we ask that you would give us eyes to see and ears to hear what you are doing and where you would lead us. Amen.

PLEDGE

Senate Pages, Alex Troutt of Lutz; Austin Gonzalez of DeLand; Cecilia “Cici” Xie of Tallahassee; and Rachel Kondrk of Palatka, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Christina Cavanagh of Fort Myers, sponsored by Senator Benacquisto, as the doctor of the day. Dr. Cavanagh specializes in family medicine.

INTRODUCTION OF FORMER SENATORS

The President recognized Congressman Mario Diaz-Balart, former Senator, and his wife, Tia, who were present in the chamber.

MOTION TO RECONSIDER BILL

Senator Evers moved that the Senate reconsider the vote by which—

CS for CS for SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; revising exceptions to the exemption from civil liability; providing an effective date.

—passed April 23.

The motion was adopted.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

CS for SB 514—A bill to be entitled An act relating to single-gender public school programs; amending s. 1002.311, F.S.; providing requirements for a district school board when establishing a gender-specific elementary, middle, or high school; requiring school administrative and instructional personnel to participate in professional development; providing accountability requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 514**, on motion by Senator Flores, by two-thirds vote **CS for HB 313** was withdrawn from the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Flores—

CS for HB 313—A bill to be entitled An act relating to single-gender public school programs; amending s. 1002.311, F.S.; providing requirements for a district school board when establishing a gender-specific elementary, middle, or high school; requiring school administrative and instructional personnel to participate in professional development; providing accountability requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 514** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 313** was placed on the calendar of Bills on Third Reading.

CS for SB 546—A bill to be entitled An act relating to public records; amending s. 790.0601, F.S.; creating an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm pursuant to s. 790.06, F.S.; providing for retroactive application of the exemption; providing for disclosure of such information under specified conditions; providing for review and repeal of the exemption; providing a statement of public necessity; providing a conditional effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 546**, on motion by Senator Simpson, by two-thirds vote **CS for HB 525** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

On motion by Senator Simpson—

CS for HB 525—A bill to be entitled An act relating to public records; amending s. 790.0601, F.S.; providing an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm pursuant to s. 790.06, F.S.; providing for retroactive application of the exemption; providing for disclosure of such information under specified conditions; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 546** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 525** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 758** and **CS for CS for SB 790** was deferred.

CS for CS for SB 832—A bill to be entitled An act relating to motor vehicle sales; amending s. 545.01, F.S.; revising and reordering definitions; defining terms; creating s. 545.045, F.S.; prohibiting an affiliated finance company from taking specified actions relating to certain finance obligations arising from a vehicle contract that contains a third-party provider's specified automotive-related product; providing factors to determine whether an automotive-related product is similar in nature, scope, and quality to an automotive-related product offered for sale by an affiliated finance company or its related manufacturer or wholesale distributor; providing that a violation does not constitute a criminal offense; amending s. 320.27, F.S.; deleting the definition of the term "motor vehicle broker"; conforming a reference; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for CS for SB 832** to **CS for CS for HB 783**.

Pending further consideration of **CS for CS for SB 832** as amended, on motion by Senator Flores, by two-thirds vote **CS for CS for HB 783** was withdrawn from the Committees on Banking and Insurance; and Judiciary.

On motion by Senator Flores—

CS for CS for HB 783—A bill to be entitled An act relating to motor vehicle sales; amending s. 545.01, F.S.; revising and reordering definitions; defining terms; creating s. 545.045, F.S.; prohibiting an affiliated finance company from taking specified actions relating to certain finance obligations arising from a vehicle contract that contains a third-party provider's specified automotive related product; providing factors to determine whether an automotive related product is similar in nature, scope, and quality to an automotive related product offered for sale by an affiliated finance company or its related manufacturer or wholesale distributor; providing that a violation does not constitute a criminal offense; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 832** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 783** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 866** and **CS for SB 828** was deferred.

On motion by Senator Braynon—

CS for CS for SB 1000—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool is required to compensate day laborers; requiring a labor pool to provide certain notice before a day laborer's first pay period; specifying requirements for a labor pool that selects to compensate a day laborer by payroll debit card; authorizing a labor pool to deliver a wage statement electronically upon request by the day laborer; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1000** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1466** was deferred.

CS for SB 918—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.011, F.S.; defining the terms "reasonable medical judgment" and "standard medical measure" and redefining the term "viability"; amending s. 390.0111, F.S.; revising the circumstances under which a pregnancy in the third trimester may be terminated; providing the standard of medical care for the termination of a pregnancy during the third trimester; providing criminal penalties for a violation of s. 390.01112, F.S.; authorizing administrative discipline for a violation of s. 390.01112, F.S., by certain licensed professionals; creating s. 390.01112, F.S.; prohibiting the termination of a viable fetus; providing exceptions; requiring a physician to perform certain examinations to determine the viability of a fetus; providing the standard of care for the termination of a viable fetus; amending s. 797.03, F.S.; prohibiting an abortion of a viable fetus outside of a hospital; providing for severability; providing for a contingent future repeal and reversion of law; providing an effective date.

—was read the second time by title.

An amendment was considered and failed to conform **CS for SB 918** to **CS for HB 1047**.

The vote was:

Yeas—14

Abruzzo	Clemens	Margolis
Braynon	Gibson	Montford
Bullard	Joyner	Ring

Sachs	Sobel	Thompson
Smith	Soto	

Nays—22

Mr. President	Flores	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Simmons
Bradley	Gardiner	Simpson
Brandes	Grimsley	Stargel
Dean	Hays	Thrasher
Diaz de la Portilla	Hukill	
Evers	Legg	

Pending further consideration of **CS for SB 918**, on motion by Senator Flores, by two-thirds vote **CS for HB 1047** was withdrawn from the Committees on Health Policy; Judiciary; and Rules.

On motion by Senator Flores—

CS for HB 1047—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.011, F.S.; defining the terms “reasonable medical judgment,” “standard medical measure,” and “viability”; amending s. 390.0111, F.S.; revising the circumstances under which a pregnancy in the third trimester may be terminated; providing the standard of medical care for the termination of a pregnancy during the third trimester; providing criminal penalties for a violation of s. 390.01112, F.S.; authorizing administrative discipline for a violation of s. 390.01112, F.S., by certain licensed professionals; creating s. 390.01112, F.S.; prohibiting the termination of a viable fetus; providing exceptions; requiring a physician to perform certain examinations to determine the viability of a fetus; providing the standard of care for the termination of a viable fetus; amending s. 797.03, F.S.; prohibiting an abortion of a viable fetus outside of a hospital; providing for severability; providing for a contingent future repeal and reversion of law; providing an effective date.

—a companion measure, was substituted for **CS for SB 918** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1047** was placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

The President recognized former Senate President Pro Tempore Michael S. “Mike” Bennett, who was present in the chamber, and his wife, Dee Bennett, who was present in the gallery.

On motion by Senator Hays—

CS for CS for SB 1274—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing that a condominium association is ineligible for commercial residential wind-only coverage under certain conditions; providing an effective date.

—was read the second time by title.

Senator Hays moved the following amendment which was adopted:

Amendment 1 (203472)—In title, delete line 3 and insert: Corporation; amending s. 627.351, F.S.; postponing the date that certain major structures become ineligible for coverage by the corporation; providing that

Pursuant to Rule 4.19, **CS for CS for SB 1274** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 952—A bill to be entitled An act relating to workers’ compensation; amending s. 627.072, F.S.; authorizing employers to negotiate the retrospectively rated premium with insurers under certain conditions; providing an exemption; specifying requirements for the fil-

ing and approval of such plans and associated forms; providing an exception; providing legislative intent regarding the effect of other legislation; amending s. 627.281, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 952**, on motion by Senator Simpson, by two-thirds vote **CS for HB 785** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

On motion by Senator Simpson—

CS for HB 785—A bill to be entitled An act relating to workers’ compensation; amending s. 440.13, F.S.; providing that oral vitamins, nutrient preparations, dietary supplements, and certain medical food are not reimbursable; amending s. 627.072, F.S.; authorizing employers to negotiate the retrospectively rated premium with insurers under certain conditions; providing an exemption; providing requirements for the filing and approval of such plans and associated forms; providing requirements for insurers engaging in the negotiation of premiums with eligible employers; providing applicability; providing construction with respect to the passage of similar legislation; amending s. 627.281, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 952** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 785** was placed on the calendar of Bills on Third Reading.

CS for SB 104—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term “family cases” has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

—was read the second time by title.

Amendments were considered and adopted to conform **CS for SB 104** to **CS for CS for HB 755**.

Pending further consideration of **CS for SB 104** as amended, on motion by Senator Soto, by two-thirds vote **CS for CS for HB 755** was withdrawn from the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

On motion by Senator Soto—

CS for CS for HB 755—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term “family cases” has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

—a companion measure, was substituted for **CS for SB 104** as amended and read the second time by title.

Senator Soto moved the following amendment which failed:

Amendment 1 (421524) (with title amendment)—Between lines 140 and 141 insert:

Section 3. Subsection (3) is added to section 454.021, Florida Statutes, to read:

454.021 Attorneys; admission to practice law; Supreme Court to govern and regulate.—

(3) *Upon certification by the Florida Board of Bar Examiners that an applicant who is not lawfully present in the United States has fulfilled all requirements for admission to practice law in this state, the Supreme Court of Florida may admit that applicant as an attorney at law authorized to practice in this state and may direct an order be entered upon the court's records to that effect.*

And the title is amended as follows:

Delete lines 2-15 and insert: An act relating to the courts; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term “family cases” has the same meaning as provided in the Rules of Judicial Administration; amending s. 454.021, F.S.; authorizing the Supreme Court to admit a bar applicant who is not lawfully present in the United States; amending ss. 741.30,

The vote was:

Yeas—18

Abruzzo	Garcia	Sachs
Braynon	Gibson	Simmons
Bullard	Joyner	Smith
Clemens	Margolis	Sobel
Diaz de la Portilla	Montford	Soto
Flores	Ring	Thompson

Nays—19

Mr. President	Evers	Legg
Bean	Galvano	Richter
Benacquisto	Gardiner	Simpson
Bradley	Grimsley	Stargel
Brandes	Hays	Thrasher
Dean	Hukill	
Detert	Lee	

Senator Soto moved the following amendment which was adopted:

Amendment 2 (535776)—Delete line 193 and insert:

Section 6. This act shall take effect upon becoming a law.

Pursuant to Rule 4.19, **CS for CS for HB 755** as amended was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Brandes introduced his mother, Mary Brandes, and aunt, Donna Hooker, who were present in the gallery.

Consideration of **CS for CS for SB 926** was deferred.

CS for SB 318—A bill to be entitled An act relating to public meetings; amending s. 1004.28, F.S.; providing an exemption from public meeting requirements for any portion of a meeting of the board of directors of a university direct-support organization, or of the executive committee or other committees of such board, at which any proposal seeking research funding from the organization or a plan or program for either initiating or supporting research is discussed; providing for 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 318**, on motion by Senator Stargel, by two-thirds vote **CS for HB 115** was withdrawn from the Committees on Education; Governmental Oversight and Accountability; and Rules.

On motion by Senator Stargel—

CS for HB 115—A bill to be entitled An act relating to public meetings; amending s. 1004.28, F.S.; providing an exemption from public meeting requirements for any portion of a meeting of the board of directors of a university direct-support organization, or of the executive committee or other committees of such board, at which any proposal seeking research funding from the organization or a plan or program for either initiating or supporting research is discussed; providing for 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 318** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 115** was placed on the calendar of Bills on Third Reading.

CS for SB 1008—A bill to be entitled An act relating to Article V constitutional conventions; creating s. 11.93, F.S.; providing a short title; creating s. 11.931, F.S.; providing for applicability; creating s. 11.932, F.S.; providing definitions; creating s. 11.933, F.S.; establishing qualifications of delegates and alternate delegates to an Article V constitutional convention; creating s. 11.9331, F.S.; providing for the appointment of delegates by the Legislature; creating s. 11.9332, F.S.; requiring majority vote approval in each chamber for the appointment of delegates; creating s. 11.9333, F.S.; authorizing the Legislature to recall a delegate and fill a vacancy; authorizing the presiding officers of the Legislature to call for a special legislative session to fill a vacancy; creating s. 11.9334, F.S.; establishing a legislative method for appointments and recalls; creating s. 11.9335, F.S.; providing for the reimbursement of delegates and alternate delegates for per diem and travel expenses; creating s. 11.9336, F.S.; requiring delegates and alternate delegates to execute a written oath of responsibilities; creating s. 11.9337, F.S.; providing for the filing of delegates' oaths and the issuance of commissions; creating s. 11.934, F.S.; providing for instructions to delegates and alternate delegates; creating s. 11.9341, F.S.; establishing duties of alternate delegates; creating s. 11.9342, F.S.; establishing circumstances under which a convention vote is declared void; creating s. 11.9343, F.S.; providing circumstances under which a delegate or alternate delegate's appointment is forfeited; creating s. 11.9344, F.S.; establishing circumstances under which the application to call an Article V convention ceases to be a continuing application and is deemed to have no effect; creating s. 11.9345, F.S.; providing penalties for a delegate or alternate delegate who votes or attempts to vote outside the scope of the Legislature's instructions or the limits of the call for a constitutional convention; creating ss. 11.935, 11.9351, and 11.9352, F.S.; establishing a delegate advisory group, its membership, duties, and responsibilities; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1008**, on motion by Senator Stargel, by two-thirds vote **CS for HB 609** was withdrawn from the Committees on Judiciary; Appropriations; and Rules.

On motion by Senator Stargel—

CS for HB 609—A bill to be entitled An act relating to Article V constitutional conventions; creating s. 11.93, F.S.; providing a short title;

creating s. 11.931, F.S.; providing for applicability; creating s. 11.932, F.S.; providing definitions; creating s. 11.933, F.S.; establishing qualifications of delegates and alternate delegates to an Article V constitutional convention; creating s. 11.9331, F.S.; providing for the appointment of delegates by the Legislature; creating s. 11.9332, F.S.; requiring majority vote approval in each chamber for the appointment of delegates; creating s. 11.9333, F.S.; authorizing the Legislature to recall a delegate and fill a vacancy; authorizing the presiding officers of the Legislature to call for a special legislative session to fill a vacancy; creating s. 11.9334, F.S.; establishing a legislative method for appointments and recalls; creating s. 11.9335, F.S.; providing for the reimbursement of delegates and alternate delegates for per diem and travel expenses; creating s. 11.9336, F.S.; requiring delegates and alternate delegates to execute a written oath of responsibilities; creating s. 11.9337, F.S.; providing for the filing of delegates' oaths and the issuance of commissions; creating s. 11.934, F.S.; providing for instructions to delegates and alternate delegates; creating s. 11.9341, F.S.; establishing duties of alternate delegates; creating s. 11.9342, F.S.; establishing circumstances under which a convention vote is declared void; creating s. 11.9343, F.S.; providing circumstances under which a delegate or alternate delegate's appointment is forfeited; creating s. 11.9344, F.S.; establishing circumstances under which the application to call an Article V convention ceases to be a continuing application and is deemed to have no effect; creating s. 11.9345, F.S.; providing penalties for a delegate or alternate delegate who votes or attempts to vote outside the scope of the Legislature's instructions or the limits of the call for a constitutional convention; creating ss. 11.935, 11.9351, and 11.9352, F.S.; establishing a delegate advisory group, its membership, duties, and responsibilities; providing an effective date.

—a companion measure, was substituted for **CS for SB 1008** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 609** was placed on the calendar of Bills on Third Reading.

On motion by Senator Thrasher, the Senate recalled—

CS for CS for HB 755—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term "family cases" has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

—as previously amended this day for further consideration.

RECONSIDERATION OF AMENDMENT

On motion by Senator Thrasher, the Senate reconsidered the vote by which **Amendment 1 (421524)** failed.

On motion by Senator Thrasher, further consideration of **CS for CS for HB 755** with pending **Amendment 1 (421524)** was deferred.

RECESS

On motion by Senator Thrasher, the Senate recessed at 12:05 p.m. to reconvene at 2:30 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 2:30 p.m. A quorum present—38:

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

SPECIAL GUESTS

The President recognized former and current legislative spouses who were seated in the gallery.

ADOPTION OF RESOLUTIONS

On motion by Senator Thrasher—

By Senators Thrasher, Richter, Hays, Gaetz, Abruzzo, Bean, Benacquisto, Bradley, Brandes, Braynon, Bullard, Clemens, Dean, Detert, Diaz de la Portilla, Evers, Flores, Galvano, Garcia, Gardiner, Gibson, Grimsley, Hukill, Joyner, Latvala, Legg, Margolis, Montford, Ring, Sachs, Simmons, Simpson, Smith, Sobel, Soto, Stargel, and Thompson—

SR 1750—A resolution recognizing April 24, 2014, as "Sandra Host Day" in the Florida Senate.

WHEREAS, Sandra Host has coordinated and managed the Spouse Programs of the House of Representatives and the Senate during her 30 years of service to the Florida Legislature, and

WHEREAS, throughout three decades of legislative service, Sandra Host has welcomed hundreds of legislative spouses to Tallahassee, introducing them to their extended legislative family, always showing dedication and commitment to her position, and

WHEREAS, Sandra Host's educational, social, and service-oriented programs have engaged our legislative spouses in meaningful, enjoyable, and uplifting activities, adding value to their experience in public service, and

WHEREAS, Sandra Host's warmth and grace have allowed her to forge lasting friendships with our legislative spouses which have enriched their lives and will endure for years to come, and

WHEREAS, "Selebration Sandra," which was hosted by our own First Lady of the Senate, Vicky Gaetz, was attended by a number of past and current legislative spouses, who hold Sandra Host in the highest esteem, and was held in honor of Sandra Host's pending retirement at the conclusion of the 2014 Legislative Session, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That we express our heartfelt appreciation and utmost respect to Sandra Host for 30 years of incomparable leadership of the Spouse Programs of the House of Representatives and the Senate, and

BE IT FURTHER RESOLVED that April 24, 2014, is recognized as "Sandra Host Day" in the Florida Senate and that a copy of this resolution be presented to Sandra Host as a token of the sentiments expressed herein.

—was introduced out of order and read by title. On motion by Senator Thrasher, **SR 1750** was read the second time in full and adopted.

REMARKS

On motion by Senator Thrasher, the following remarks were ordered spread upon the Journal:

Senator Thrasher: Let me tell you a little history. Unfortunately, as old as I am, I have a lot of history. I think that is one of the things you guys remember. It is rumored that Sandra Host and I actually went to Florida State University undergraduate school at the same time. Now I will let you all be the judge of that. She obviously looks a lot younger than I am, but we did attend Florida State in similar eras. We didn't see each other for many years. Then I got elected to the House of Representatives and, the last two years, of course, I had the privilege of being Speaker. Sandra worked in the House of Representatives. I didn't know anything about the spouses' program. I was lucky to have Jean in Tallahassee with me during that time. She started telling me about it and all the good things the program did for spouses. The main thing that Jean told me, Mr. President, was that Sandra did not have a parking place in the House of Representatives. So you can imagine when your wife tells you that a good friend of hers doesn't have a parking place, Mr. President-to-be, we got her a parking place. I think that is the one thing she remembers me for most.

But we have had a great friendship. Sandra, like a lot of us when we left the House, came down to the Senate to work. Some of you may not be as fortunate as President Gaetz, Senator Richter, Senator Hays, and Senator Bennett, when he was here. We are fortunate enough to have our spouses here. Those who aren't fortunate enough to have their spouses here may not understand what the spouse coordinator does. I'll just give you a few examples. I'm sure Senator Richter and Senator Hays can add to it, but Sandra basically provides a home away from home for spouses who come up here. Not only the ones who come up all the time, but the ones who come up for days here and there when they can. She provides a warm, inviting place for spouses to come to be with other spouses. They have the camaraderie of knowing that there are other spouses down here in the same boat as they are in. That's a very positive thing. She is a counselor. I remember one time, when I was Speaker, I was walking back in my office, and I overheard my wife on the phone with one of our daughters. She said, "I guess if I died right now, he'd bury me after session." I know you've never been there Mr. President, but I heard from Sandra later, "You might want to spend a little more time talking to your wife about some of the things you are doing." That was great counsel, and I will never forget it.

They also have a lot of activities. They go to farms, visit master crafters at Florida State where they do beading, and all kinds of things. Vicky has led all of that activity. They go shopping, a lot of shopping, I can tell you. If you ever really want a good meal, you go up to that fifth floor spouses' lounge, and you get a good meal. Sandra is flexible. She found out that I like pigs in a blanket. Whenever I go up there, I get pigs in a blanket, which is one of my favorite foods. Senator Dean, I don't know about you but I can eat a lot of pigs in a blanket. I don't know, Mr. President, but she might start serving us bologna sandwiches if we get up there, because the President and I like bologna sandwiches. For thirty years, she has done this incredible job with grace, style, dignity, and class, and always with a smile.

I know that she and Bruce are getting ready to spend a lot of time together on the road, visiting their lovely daughters in California and Nashville, Tennessee. I know that they will be very, very happy. There is an old saying that I like, but don't necessarily apply it to me yet. "Wherever somebody goes, they bring a lot of happiness." Wherever Sandra has gone, she's brought happiness to the people she has served and so much joy to all of us. We love her and care so much about her. That plaque and the words in it came from our hearts. We care about you and Bruce. We simply wish you the very best. Godspeed.

Senator Richter: Thank you, Mr. President. Senator Thrasher, what wonderful words you just said about a wonderful, wonderful person. You did point out, before I go into my comments, our colleague, Senator Bennett. Look at him; look at the smile on his face up there. Leave it to him to be surrounded with all the women. Always figuring it out.

Members, we have term limits, you all know we have term limits here. We have term limits across the hall. Well, those term limits mean that you are here no more than eight years and you are gone, or you are switching chambers. But, as was just indicated, the spouses who come up here weren't necessarily term limited because they had Sandra Host full-term. I've had the good fortune to have Diana, my wife, come up for session and spend the weeks with me. I know all the colleagues don't have that good fortune, but I have had it. What we do in this process, what we do in this whole legislative process is we interact with one

another. We try to pass good legislation. What we walk away with are memories. At the end of the day, we take home our memories. Those are good memories. Those are fond memories that we carry in our pockets or in our purses. You have those memories to reflect back on the time that we've had here in Tallahassee.

So, we only come up here maybe 90 days a year; 60 for session and 30 spread around with committee meetings. But the 90 days a year that we are here, our spouses are treated to the best memories. I know, because Diana shares her experiences with me each night. When we get home, she talks about how Sandra had us go here, and Sandra did this for us, and Sandra did that for us. Sandra took us shopping. A lot of shopping, Senator Thrasher says, but it's the memories. When we walk out of here, we're not going to remember the bills that we passed or the fights that we had. We are going to remember the friendships that we endured, that we kept, that we created and the memories that go along with those friendships. Memories do not have term limits.

You've given everybody in that balcony, and many who are not here, that couldn't make the trip to recognize you today, memories that they will cherish, that they will hold forever. Memories that have one thing in common: the beautiful, wonderful, Sandra Host.

Senator Hays: Thank you, Mr. President. My memories are not as ancient as those of Senator Thrasher, but my memories and my thanks are every bit as rich and full as those of Senator Thrasher. Sandra, many times I have said that on any given Saturday or Sunday during football season, there are 22 players in the spotlight. But those guys could never accomplish what they do without the trainers, the coaches, and all the other auxiliary people that are behind the scenes enabling them to perform at the level that they do. We are no different in this body. What we are able to do is because of people like you who so graciously and so generously give your time to help our teammates, our spouses, give us the kind of support that can only come from a spouse. You are an enabler for that, and we sincerely thank you. Bruce has been so generous to share you with us. Bruce, we thank you. It has been great to build a friendship, and as one who loves my wife very dearly, it means so much to me. All summer long this year all I heard from her is "I have got to be there during Sandra's last year." If she were not here this year, I don't know what would happen. But she is here. She loves you because of what you have been able to do for her and for all of the other spouses as a friend. She sees you interacting with them and it means so much to all of us. We just thank you, thank you, thank you so much for your generosity and your love that you share with all of them. Thank you.

Senator Stargel: Thank you, Mr. President. I bring a little different perspective to this because I actually was part of the Spouse Coalition for several years when my husband was in the House of Representatives. I got to know Sandra from that aspect of it. I can say from experience that the encouragement and the strength she gives the spouses is a whole different perspective than when we are here on the floor and are in the chaos that's going on. It is harder when you are up there and you see the chaos. You see your spouse in turmoil or see the frustration, and you don't have the full picture of what's happening.

Sandra's been around for a while working for the spouses, and she would always say, "We've seen this before" or "It will be okay tomorrow" or "These things come and go," and she kind of kept the spouses calm and tempered and focused. A lot of the things they do, along with the shopping and the field trips that I did in the Spouse program, are things that I've not had the opportunity to do as a member.

We toured the Supreme Court and saw the back working of the Supreme Court, something I've not taken the time to do, when I'm not here working. They toured other facilities around here, the Mission, and various different things. It's knowledge that I've learned from that program which I am able to bring to this part of being a member here today. It is a vital process to have that camaraderie with the other spouses when you see your husband or your wife going through this process. You know that the world is not going to end and that tomorrow will be a better day and that you can be a support for your husband or wife. I also would like to say that my husband is part of the spouse program now, and she treats the men in the spouse program with the same amount of grace and respect and encouragement as she does with the women, which is quite a treat. My husband got the opportunity to read poetry with all the women on Valentine's Day a couple years ago.

It's a gender neutral organization. Men and women can be a part of it, and she has done a fabulous job. She was a real encouragement for me when I was there and still an encouragement to me today. Thank you for all that you did.

SPECIAL GUESTS

The President recognized Sandra Host, who was present in the chamber, and thanked her for her hard work and dedication toward the Spouse Programs.

SPECIAL ORDER CALENDAR

On motion by Senator Soto, the Senate resumed consideration of—

CS for CS for HB 755—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term “family cases” has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

—which was previously considered and amended this day with pending **Amendment 1 (421524)** by Senator Soto.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment to **Amendment 1 (421524)** which was adopted:

Amendment 1A (268402) (with title amendment)—Delete lines 9-11 and insert:

(3) Upon certification by the Florida Board of Bar Examiners that an applicant who is an unauthorized immigrant who was brought to this state as a minor and who has been a resident of this state for more than 10 years has fulfilled all requirements for admission to

And the title is amended as follows:

Delete lines 36-37 and insert: applicant who is an unauthorized immigrant under certain circumstances; amending ss. 741.30,

Amendment 1 (421524) as amended was adopted.

Pursuant to Rule 4.19, **CS for CS for HB 755** as amended was placed on the calendar of Bills on Third Reading.

On motion by Senator Galvano—

CS for SB 1046—A bill to be entitled An act relating to public records; amending s. 316.066, F.S.; providing an exemption from public records requirements for certain personal contact information contained in motor vehicle crash reports; 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.

Pursuant to Rule 4.19, **CS for SB 1046** was placed on the calendar of Bills on Third Reading.

CS for SB 834—A bill to be entitled An act relating to legal notices; amending s. 50.0211, F.S.; requiring legal notices to be posted on a newspaper's website on web pages with specified titles; prohibiting

charging a fee or requiring registration for viewing online legal notices; establishing the period for which legal notices are required to be published on the statewide website; requiring that legal notices be archived on the statewide website for a specified period; deleting a provision relating to harmless error; amending s. 50.061, F.S.; clarifying payment provisions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 834**, on motion by Senator Latvala, by two-thirds vote **CS for HB 781** was withdrawn from the Committees on Governmental Oversight and Accountability; Judiciary; Appropriations; and Rules.

On motion by Senator Latvala—

CS for HB 781—A bill to be entitled An act relating to legal notices; amending s. 50.0211, F.S.; requiring legal notices to be posted on a newspaper's website on web pages with specified titles; prohibiting charging a fee or requiring registration for viewing online legal notices; establishing the period for which legal notices are required to be published on the statewide website; requiring that legal notices be archived on the statewide website for a specified period; deleting a provision relating to harmless error; amending s. 50.061, F.S.; clarifying payment provisions; providing an effective date.

—a companion measure, was substituted for **CS for SB 834** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 781** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

CS for CS for SB 1320—A bill to be entitled An act relating to public records; creating s. 662.148, F.S.; providing definitions; providing an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; providing for the authorized release of certain information by the office; authorizing the publication of certain information; providing a penalty; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1320** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 1672—A bill to be entitled An act relating to property insurance; amending s. 626.621, F.S.; providing additional grounds for refusing, suspending, or revoking a license or appointment of an insurance agent, adjuster, customer representative, or managing general agent based on the acceptance of payment for certain referrals; amending s. 626.854, F.S.; prohibiting a public adjuster or public adjuster apprentice from choosing the persons or entities that will perform repair work; amending s. 627.351, F.S.; postponing the date that new construction or substantial improvement is not eligible for coverage by the corporation; deleting reference to the Residential Property and Casualty Joint Underwriting Association with respect to issuing certain residential or commercial policies; requiring the corporation to cease offering new commercial residential policies providing multiperil coverage after a certain date and continue offering commercial residential wind-only policies; authorizing the corporation to offer commercial residential policies excluding wind; providing exceptions; specifying the amount of the surcharge to be assessed against personal lines, commercial lines, and coastal accounts to cover a projected deficit; requiring the corporation's board to contract with the Division of Administrative Hearings to hear protests of the corporation's decisions regarding the purchase of commodities and contractual services and issue a recommended order; requiring the board to take final action in a public meeting; revising the date for submitting the annual loss-ratio report for residential coverage; amending s. 627.3518, F.S.; defining the term

“surplus lines insurer”; requiring the corporation to implement procedures for diverting ineligible applicants and existing policyholders for commercial residential coverage from the corporation by a certain date; deleting the requirement that the corporation report such procedures to the Legislature; authorizing eligible surplus lines insurers to participate in the corporation’s clearinghouse program and providing criteria for such eligibility; conforming cross-references; providing that certain applicants who accept an offer from a surplus lines insurer are considered to be renewing; repealing s. 627.3519, F.S., relating to an annual report requirement for aggregate net probable maximum losses; amending s. 627.35191, F.S.; requiring the corporation to annually provide certain estimates for the next 12-month period to the Legislature and the Financial Services Commission; amending s. 627.711, F.S.; prohibiting a mitigation inspector from offering or delivering compensation, and an insurance agency, agent, customer representative, or employee from accepting compensation for referring an owner to the inspector or inspection company; authorizing an insurer to exempt a uniform mitigation verification form from independent verification under certain circumstances; providing that the form provided to the corporation is not subject to verification and the property is not subject to reinspection under certain circumstances; amending s. 817.234; prohibiting a contractor from paying, waiving, or rebating a property insurance deductible; providing penalties; providing effective dates.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Simmons moved the following amendments which were adopted:

Amendment 1 (716160)—Delete lines 906-910 and insert:

(d) A contractor, or a person acting on behalf of a contractor, may not knowingly or willfully and with intent to injure, defraud, or deceive, pay, waive, or rebate all or part of an insurance deductible applicable to payment to the contractor, or a person acting on behalf of a contractor, for repairs to property covered by a property insurance policy. A person who violates this paragraph

Amendment 2 (153650) (with title amendment)—Between lines 912 and 913 insert:

Section 9. The board of governors of Citizens Property Insurance Corporation shall develop a plan to establish a sinkhole stabilization repair program to ensure the repair and remediation of sinkhole damage to homes and shall submit such plan to the Financial Services Commission by December 1, 2014, for review, modification, and approval. Upon the commission’s approval, the board shall implement the plan by March 31, 2015. Effective March 31, 2015, any claim against a corporation policy that covers residential sinkhole loss and for which it is determined that a covered sinkhole loss has occurred must be included in and governed by the repair program for the purpose of making stabilization repairs.

And the title is amended as follows:

Between lines 64 and 65 insert: requiring the board of governors of Citizens Property Insurance Corporation to develop, and upon commission approval, implement a plan to establish a sinkhole stabilization repair program to cover residential sinkhole loss by a certain date;

RECONSIDERATION OF AMENDMENT

On motion by Senator Latvala, the Senate reconsidered the vote by which **Amendment 2 (153650)** was adopted. **Amendment 2** was withdrawn.

Pursuant to Rule 4.19, **CS for CS for SB 1672** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 870—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract; amending s. 627.7311, F.S.; providing that a county may enact and en-

force ordinances applicable to certain health care clinics; amending s. 627.902, F.S.; providing that premium financing does not apply to installment payment arrangements that do not involve the advancement of funds; amending s. 627.94072, F.S.; providing an alternative form of a nonforfeiture provision for long-term care insurance; amending s. 629.271, F.S.; authorizing reciprocal insurers to return a portion of unassigned funds to their subscribers; amending s. 631.54, F.S.; defining the term “assessment year”; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying the conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; deleting the requirement that insurers file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 870**, on motion by Senator Smith, by two-thirds vote **CS for HB 375** was withdrawn from the Committees on Banking and Insurance; and Judiciary.

On motion by Senator Smith, the rules were waived and—

CS for HB 375—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract; amending s. 627.94072, F.S.; authorizing the offer of a nonforfeiture benefit in the form of a return of premium under specified circumstances; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 870** and read the second time by title.

Senator Smith moved the following amendment:

Amendment 1 (481316) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (1) of section 624.425, Florida Statutes, is amended to read:

624.425 Agent countersignature required, property, casualty, surety insurance.—

(1) Except as stated in s. 624.426, no authorized property, casualty, or surety insurer shall assume direct liability as to a subject of insurance resident, located, or to be performed in this state unless the policy or contract of insurance is issued by or through, and is countersigned by, an agent who is regularly commissioned and licensed currently as an agent and appointed as an agent for the insurer under this code. *However, the absence of a countersignature does not affect the validity of the policy or contract.* If two or more authorized insurers issue a single policy of insurance against legal liability for loss or damage to person or property caused by a ~~the~~ nuclear energy hazard, or a single policy insuring against loss or damage to property by radioactive contamination, whether or not also insuring against one or more other perils *that may be insured proper to insure* against in this state, such policy if otherwise lawful may be countersigned on behalf of all of the insurers by a licensed and appointed agent of ~~the any~~ insurer appearing thereon. The producing agent shall receive on each policy or contract the full and usual commission allowed and paid by the insurer to its agents on business written or transacted by them for the insurer.

Section 2. Section 627.7311, Florida Statutes, is amended to read:

627.7311 Effect of law ~~on personal injury protection policies.~~—

(1) The provisions and procedures authorized in ss. 627.730-627.7405 shall be implemented by insurers offering policies pursuant to the Florida Motor Vehicle No-Fault Law. The Legislature intends that these provisions and procedures have full force and effect regardless of their express inclusion in an insurance policy form, and a specific provision or procedure authorized in ss. 627.730-627.7405 shall control over general provisions in an insurance policy form. An insurer is not required to amend its policy form or to expressly notify providers, clai-

mants, or insureds in order to implement and apply such provisions or procedures.

(2) Sections 627.730-627.7405 do not preclude a county from enacting and enforcing an ordinance applicable to health care clinics that receive reimbursement under the Florida Motor Vehicle No-Fault Law.

Section 3. Subsection (2) of section 627.902, Florida Statutes, is amended to read:

627.902 Premium financing by an insurer or subsidiary.—

(2) ~~Nothing in~~ This part or ~~in~~ part XV of this chapter does not disallow ~~disallows~~ or otherwise apply ~~applies~~ to:

(a) Installment payment arrangements offered by an insurer if such arrangements do not involve the advancement of funds which would constitute financing; or

(b) A discount for an ~~any~~ insured who pays the entire premium for the entire policy term at the inception of the term if the discount is found to be actuarially justified by the office and approved by the office pursuant to the provisions of part I of this chapter. Such actuarially justified and approved discount ~~may shall~~ not be deemed a component of or related to premium financing.

Section 4. Subsection (2) of section 627.94072, Florida Statutes, is amended to read:

627.94072 Mandatory offers.—

(2) An insurer that offers a long-term care insurance policy, certificate, or rider in this state ~~shall must~~ offer a nonforfeiture protection provision providing reduced paid-up insurance, extended term, shortened benefit period, or ~~any~~ other benefit ~~benefits~~ approved by the office if all or part of a premium is not paid. A nonforfeiture provision may also be offered in the form of a return of premium on the death of the insured, or on the complete surrender or cancellation of the policy or contract. Nonforfeiture benefits and any additional premium for such benefits must be computed in an actuarially sound manner, using a methodology that has been filed with and approved by the office.

Section 5. Section 629.271, Florida Statutes, is amended to read:

629.271 Distribution of savings.—

(1) A reciprocal insurer may ~~from time to time~~ return to its subscribers any unused premiums, savings, or credits accruing to their accounts. ~~Any~~ Such distribution may ~~shall~~ not unfairly discriminate between classes of risks, or policies, or between subscribers, but ~~such~~ distribution may vary as to classes of subscribers based on ~~upon~~ the experience of such classes.

(2) In addition to the option provided in subsection (1), a domestic reciprocal insurer may, upon the prior written approval of the office, pay to its subscribers a portion of unassigned funds of up to 10 percent of surplus with distribution limited to 50 percent of net income from the previous calendar year. Such distribution may not unfairly discriminate between classes of risks, or policies, or between subscribers, but may vary as to classes of subscribers based on the experience of such classes.

Section 6. Subsections (2) through (9) of section 631.54, Florida Statutes, are renumbered as subsections (3) through (10), respectively, and a new subsection (2) is added to that section to read:

631.54 Definitions.—As used in this part, the term:

(2) "Assessment year" means the 12-month period, which may begin on the first day of any calendar quarter, whether January 1, April 1, July 1, or October 1, as specified in an order issued by the office directing insurers to pay an assessment to the association. Upon entry of the order, insurers may begin collecting assessments from policyholders for the assessment year.

Section 7. Subsections (3) and (4) of section 631.57, Florida Statutes, are amended to read:

631.57 Powers and duties of the association.—

(3)(a) To the extent necessary to secure ~~the~~ funds for the respective accounts for the payment of covered claims, to pay the reasonable costs to administer ~~such accounts the same, and to the extent necessary~~ to secure ~~the~~ funds for the account specified in s. 631.55(2)(b) or to retire indebtedness, including, without limitation, the principal, redemption premium, if any, and interest on, and related costs of issuance of, bonds issued under s. 631.695 and the funding of ~~any~~ reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, the office, upon certification of the board of directors, shall levy assessments *initially estimated* in the proportion that each insurer's net direct written premiums in this state in the classes protected by the account bears to the total of said net direct written premiums received in this state by all such insurers for the preceding calendar year for the kinds of insurance included within such account. Assessments shall be remitted to and administered by the board of directors in the manner specified by the approved plan and paragraph (f). Each insurer so assessed shall have at least 30 days' written notice as to the date the *initial assessment payment* is due and payable. Every assessment shall be ~~made as~~ a uniform percentage applicable to the net direct written premiums of each insurer in the kinds of insurance included within the account in which the assessment is made. The assessments levied against any insurer ~~may shall~~ not exceed in any one year more than 2 percent of that insurer's net direct written premiums in this state for the kinds of insurance included within such account during the calendar year next preceding the date of such assessments.

(b) If sufficient funds from such assessments, together with funds previously raised, are not available in any one year in the respective account to make all the payments or reimbursements then owing to insurers, the funds available shall be prorated and the unpaid portion ~~shall be paid as soon thereafter~~ as funds become available.

(c) The Legislature finds and declares that all assessments paid by an insurer or insurer group as a result of a levy by the office, including assessments levied pursuant to paragraph (a) and emergency assessments levied pursuant to paragraph (e), constitute advances of funds from the insurer to the association. An insurer may fully recoup such advances by applying the uniform assessment percentage levied by the office to all ~~a separate recoupment factor to the premium of~~ policies of the same kind or line as were considered by the office in determining the assessment liability of the insurer or insurer group *as set forth in paragraph (f)*.

1. Assessments levied under subparagraph (f)1. are paid before policy surcharges are collected and result in a receivable for policy surcharges collected in the future. This amount, to the extent it is likely that it will be realized, meets the definition of an admissible asset as specified in the National Association of Insurance Commissioners' Statement of Statutory Accounting Principles No. 4. The asset shall be established and recorded separately from the liability regardless of whether it is based on a retrospective or prospective premium-based assessment. If an insurer is unable to fully recoup the amount of the assessment because of a reduction in writings or withdrawal from the market, the amount recorded as an asset shall be reduced to the amount reasonably expected to be recouped.

2. Assessments levied under subparagraph (f)2. are paid after policy surcharges are collected so that the recognition of assets is based on actual premium written offset by the obligation to the association.

(d) ~~No~~ State funds may not ~~of any kind shall~~ be allocated or paid to the ~~said~~ association or any of its accounts.

(e)1.~~a~~ In addition to assessments ~~otherwise~~ authorized in paragraph (a), and to the extent necessary to secure the funds for the account specified in s. 631.55(2)(b) for the direct payment of covered claims of insurers rendered insolvent by the effects of a hurricane and to pay the reasonable costs to administer such claims, or to retire indebtedness, including, without limitation, the principal, redemption premium, if any, and interest on, and related costs of issuance of, bonds issued under s. 631.695 and the funding of any reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, the office, upon certification of the board of directors, shall levy emergency assessments upon insurers holding a certificate of authority. The emergency assessments payable under this paragraph by any insurer ~~may shall~~ not exceed in any single year more than 2 percent of that insurer's direct written premiums, net of refunds,

in this state during the preceding calendar year for the kinds of insurance within the account specified in s. 631.55(2)(b).

~~2.b. Any~~ Emergency assessments authorized under this paragraph shall be levied by the office upon insurers referred to in *subparagraph 1. sub-subparagraph a.*, upon certification as to the need for such assessments by the board of directors. ~~If in the event~~ the board of directors participates in the issuance of bonds in accordance with s. 631.695, emergency assessments shall be levied in each year that bonds issued under s. 631.695 and secured by such emergency assessments are outstanding, in such amounts up to such 2 percent ~~2 percent~~ limit as required in order to provide for the full and timely payment of the principal of, redemption premium, if any, and interest on, and related costs of issuance of, such bonds. The emergency assessments ~~provided for in this paragraph~~ are assigned and pledged to the municipality, county, or legal entity issuing bonds under s. 631.695 for the benefit of the holders of such bonds; in order ~~to enable such municipality, county, or legal entity~~ to provide for the payment of the principal of, redemption premium, if any, and interest on such bonds, the cost of issuance of such bonds, and the funding of any reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, without ~~the necessity of any~~ further action by the association, the office, or any other party. ~~If to the extent~~ bonds are issued under s. 631.695 and the association determines to secure such bonds by a pledge of revenues received from the emergency assessments, such bonds, upon such pledge of revenues, shall be secured by and payable from the proceeds of such emergency assessments, and the proceeds of emergency assessments levied under this paragraph shall be remitted directly to and administered by the trustee or custodian appointed for such bonds.

3.e. Emergency assessments *used to defease bonds issued under this part paragraph* may be payable in a single payment or, at the option of the association, may be payable in 12 monthly installments with the first installment being due and payable at the end of the month after an emergency assessment is levied and subsequent installments being due ~~by not later than~~ the end of each succeeding month.

4.d. If emergency assessments are imposed, the report required by s. 631.695(7) ~~must shall~~ include an analysis of the revenues generated from the emergency assessments imposed under this paragraph.

5.e. If emergency assessments are imposed, the references in sub-subparagraph (1)(a)3.b. and s. 631.695(2) and (7) to assessments levied under paragraph (a) ~~must shall~~ include emergency assessments imposed under this paragraph.

6.2. If the board of directors participates in the issuance of bonds in accordance with s. 631.695, an annual assessment under this paragraph shall continue while the bonds issued with respect to which the assessment was imposed are outstanding, including any bonds the proceeds of which were used to refund bonds issued pursuant to s. 631.695, unless adequate provision has been made for the payment of the bonds in the documents authorizing the issuance of such bonds.

7.3. Emergency assessments under this paragraph are not premium and are not subject to the premium tax, to any fees, or to any commissions. An insurer is liable for all emergency assessments that the insurer collects and shall treat the failure of an insured to pay an emergency assessment as a failure to pay the premium. An insurer is not liable for uncollectible emergency assessments.

(f) ~~The recoupment factor applied to policies in accordance with paragraph (c) shall be selected by the insurer or insurer group so as to provide for the probable recoupment of both assessments levied pursuant to paragraph (a) and emergency assessments over a period of 12 months, unless the insurer or insurer group, at its option, elects to recoup the assessment over a longer period. The recoupment factor shall apply to all policies of the same kind or line as were considered by the office in determining the assessment liability of the insurer or insurer group issued or renewed during a 12 month period. If the insurer or insurer group does not collect the full amount of the assessment during one 12 month period, the insurer or insurer group may apply recalculated recoupment factors to policies issued or renewed during one or more succeeding 12 month periods. If, at the end of a 12 month period, the insurer or insurer group has collected from the combined kinds or lines of policies subject to assessment more than the total amount of the assessment paid by the insurer or insurer group, the excess amount shall be disbursed as follows:~~

1. *The association, office, and insurers remitting assessments pursuant to paragraph (a) or paragraph (e) must comply with the following:*

a. *In the order levying an assessment, the office shall specify the actual percentage amount to be collected uniformly from all the policyholders of insurers subject to the assessment and the date on which the assessment year begins, which may not begin until 90 days after the association board certifies such an assessment.*

b. *Insurers shall make an initial payment to the association before the beginning of the assessment year on or before the date specified in the order of the office.*

c. *Insurers that have written insurance in the calendar year before the year in which the assessment is certified by the board shall make an initial payment based on the net direct written premium amount from the prior calendar year as set forth in the insurers' annual statements, multiplied by the uniform percentage of premium specified in the order issued by the office. Insurers that have not written insurance in the prior calendar year in any of the lines under the account which are being assessed, but that are writing insurance as of, or after, the date the board certifies the assessment to the office, shall pay an amount based on a good faith estimate of the amount of net direct written premium anticipated to be written in the subject lines of business for the assessment year, multiplied by the uniform percentage of premium specified in the order issued by the office.*

d. *Insurers shall file a reconciliation report with the association within 45 days after the end of the assessment year which indicates the amount of the initial payment to the association before the assessment year, whether such amount was based on net direct written premium contained in a prior calendar year annual statement or a good faith projection, the amount actually collected during the assessment year, and such other information contained on a form adopted by the association and provided to the insurers in advance. If the insurer collected from policyholders more than the amount initially paid, the insurer shall pay the excess amount to the association. If the insurer collected from policyholders an amount which is less than the amount initially paid to the association, the association shall credit the insurer that amount against future assessments. Such payment reconciliation report, and any payment of excess amounts collected from policyholders, shall be completed and remitted to the association within 90 days after the end of the assessment year. The association shall send a final reconciliation report on all insurers to the office within 120 days after each assessment year.*

e. *Insurers remitting reconciliation reports to the association under this paragraph are subject to s. 626.9541(1)(e). ~~If the excess amount does not exceed 15 percent of the total assessment paid by the insurer or insurer group, the excess amount shall be remitted to the association within 60 days after the end of the 12 month period in which the excess recoupment charges were collected.~~*

2. *The association may use a monthly installment method instead of the method described in sub-subparagraphs 1.b. and c. or in combination thereof based on the association's projected cash flow. If the association projects that it has cash on hand for the payment of anticipated claims in the applicable account for at least 6 months, the board may make an estimate of the assessment needed and may recommend to the office the assessment percentage that may be collected as a monthly assessment. The office may, in the order levying the assessment on insurers, specify that the assessment is due and payable monthly as the funds are collected from insureds throughout the assessment year, in which case the assessment shall be a uniform percentage of premium collected during the assessment year and shall be collected from all policyholders with policies in the classes protected by the account. All insurers shall collect the assessment without regard to whether the insurers reported premium in the year preceding the assessment. Insurers are not required to advance funds if the association and the office elect to use the monthly installment option. All funds collected shall be retained by the association for the payment of current or future claims. This subparagraph does not alter the obligation of an insurer to remit assessments levied pursuant to this subsection to the association. If the excess amount exceeds 15 percent of the total assessment paid by the insurer or insurer group, the excess amount shall be returned to the insurer's or insurer group's current policyholders by refunds or premium credits. The association shall use any remitted excess recoupment amounts to reduce future assessments.*

(g) Amounts recouped pursuant to this subsection for assessments levied under paragraph (a) due to insolvencies on or after July 1, 2010, are considered premium solely for premium tax purposes and are not subject to fees or commissions. However, insurers shall treat the failure of an insured to pay a recoupment charge as a failure to pay the premium.

~~(h) At least 15 days before applying the recoupment factor to any policies, the insurer or insurer group shall file with the office a statement for informational purposes only setting forth the amount of the recoupment factor and an explanation of how the recoupment factor will be applied. Such statement shall include documentation of the assessment paid by the insurer or insurer group and the arithmetic calculations supporting the recoupment factor. The insurer or insurer group may use the recoupment factor at any time after the expiration of the 15-day period. The insurer or insurer group need submit only one informational statement for all lines of business using the same recoupment factor.~~

~~(i) No later than 90 days after the insurer or insurer group has completed the recoupment process, the insurer or insurer group shall file with the office, for information purposes only, a final accounting report documenting the recoupment. The report shall provide the amounts of assessments paid by the insurer or insurer group, the amounts and percentages recouped by year from each affected line of business, and the direct written premium subject to recoupment by year. The insurer or insurer group need submit only one report for all lines of business using the same recoupment factor.~~

(h) Assessments levied under this subsection are levied upon insurers. This subsection does not create a cause of action by a policyholder with respect to the levying of, or a policyholder's duty to pay, such assessments.

(4) The office ~~department~~ may exempt or temporarily defer any insurer from any regular or emergency assessment if *the office finds that the insurer is impaired or insolvent or if an assessment would result in such insurer's financial statement reflecting an amount of capital or surplus less than the sum of the minimum amount required by any jurisdiction in which the insurer is authorized to transact insurance.*

Section 8. Section 631.64, Florida Statutes, is amended to read:

631.64 Recognition of assessments ~~in rates.~~—*Charges or recoupments shall be separately displayed on premium statements to enable policyholders to determine the amount charged for association assessments but may not be included in rates filed and approved by the office. The rates and premiums charged for insurance policies to which this part applies may include amounts sufficient to recoup a sum equal to the amounts paid to the association by the member insurer less any amounts returned to the member insurer by the association, and such rates shall not be deemed excessive because they contain an amount reasonably calculated to recoup assessments paid by the member insurer.*

Section 9. Subsection (5) of section 627.727, Florida Statutes, is amended to read:

627.727 Motor vehicle insurance; uninsured and underinsured vehicle coverage; insolvent insurer protection.—

(5) Any person having a claim against an insolvent insurer as defined in s. 631.54(6) under ~~the provisions of~~ this section shall present such claim for payment to the Florida Insurance Guaranty Association only. In the event of a payment to a ~~any~~ person in settlement of a claim arising under ~~the provisions of~~ this section, the association is not subrogated or entitled to ~~any~~ recovery against the claimant's insurer. The association, however, has the rights of recovery as set forth in chapter 631 in the proceeds recoverable from the assets of the insolvent insurer.

Section 10. Subsection (1) of section 631.55, Florida Statutes, is amended to read:

631.55 Creation of the association.—

(1) There is created a nonprofit corporation to be known as the "Florida Insurance Guaranty Association, Incorporated." All insurers defined as member insurers in s. 631.54(7) shall be members of the association as a condition of their authority to transact insurance in this state, and, further, as a condition of such authority, an insurer *must* ~~shall~~ agree to reimburse the association for all claim payments the association makes on *the said* insurer's behalf if such insurer is subse-

quently rehabilitated. The association shall perform its functions under a plan of operation established and approved under s. 631.58 and shall exercise its powers through a board of directors established under s. 631.56. The corporation shall have all those powers granted or permitted nonprofit corporations, as provided in chapter 617.

Section 11. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract; amending s. 627.7311, F.S.; providing that a county may enact and enforce ordinances applicable to certain health care clinics; amending s. 627.902, F.S.; providing that premium financing does not apply to installment payment arrangements that do not involve the advancement of funds; amending s. 627.94072, F.S.; providing an alternative form of a nonforfeiture provision for long-term care insurance; amending s. 629.271, F.S.; authorizing reciprocal insurers to return a portion of unassigned funds to their subscribers; amending s. 631.54, F.S.; defining the term "assessment year"; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying the conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; deleting the requirement that insurers file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Smith moved the following amendments to **Amendment 1 (481316)** which were adopted:

Amendment 1A (425584)—Delete line 56 and insert: *which would constitute financing and do not exceed the service charges provided under s. 627.901; or*

Amendment 1B (568526) (with title amendment)—Between lines 4 and 5 insert:

Section 1. Paragraphs (b) and (c) of subsection (9) of section 440.49, Florida Statutes, are amended to read:

440.49 Limitation of liability for subsequent injury through Special Disability Trust Fund.—

(9) SPECIAL DISABILITY TRUST FUND.—

~~(b)1-~~ The Special Disability Trust Fund shall be maintained by annual assessments upon the insurance companies writing compensation insurance in ~~this the~~ state, the commercial self-insurers under ss. 624.462 and 624.4621, the assessable mutuals as defined in s. 628.6011, and the self-insurers under this chapter, which assessments ~~shall~~ become due and *must* be paid quarterly at the same time and in addition to the assessments provided ~~under in~~ s. 440.51.

1. Pursuant to this paragraph, the department shall ~~estimate~~ annually *estimate* in advance the amount necessary for the administration of this subsection and the maintenance of ~~the this fund and shall make~~ such assessment in the manner hereinafter provided. By July 1 of each year, the department shall calculate the assessment rate, which must be based on the net premiums written by carriers and self-insurers, the amount of premiums calculated by the department for self-insured employers, the sum of the anticipated disbursements and expenses of the fund for the next calendar year, and the expected fund balance for the next calendar year. Such assessment rate shall take effect January 1 of the next calendar year. Such amount shall be prorated among insurance companies writing workers' compensation insurance in the state, self-insurers, and self-insured employers.

2. A reimbursement request that has been approved but remains unpaid as of June 30, 2014, must be paid by October 31, 2014. ~~The annual assessment shall be calculated to produce during the next calendar year~~

an amount which, when combined with that part of the balance anticipated to be in the fund on December 31 of the current calendar year which is in excess of \$100,000, is equal to the average of:

a. ~~The sum of disbursements from the fund during the immediate past 3 calendar years, and~~

b. ~~Two times the disbursements of the most recent calendar year.~~

e. ~~Such assessment rate shall first apply on a calendar year basis for the period beginning January 1, 2012, and shall be included in workers' compensation rate filings approved by the office which become effective on or after January 1, 2012. The assessment rate effective January 1, 2011, shall also apply to the interim period from July 1, 2011, through December 31, 2011, and shall be included in workers' compensation rate filings, whether regular or amended, approved by the office which become effective on or after July 1, 2011. Thereafter, the annual assessment rate shall take effect January 1 of the next calendar year and shall be included in workers' compensation rate filings approved by the office which become effective on or after January 1 of the next calendar year. Assessments shall become due and be paid quarterly.~~

~~Such amount shall be prorated among the insurance companies writing compensation insurance in the state and the self insurers.~~

3. ~~The net premiums written by the companies for workers' compensation in this state and the net premium written applicable to the self insurers in this state are the basis for computing the amount to be assessed as a percentage of net premiums. Such payments shall be made by each carrier and self insurer to the department for the Special Disability Trust Fund in accordance with such regulations as the department prescribes.~~

3.4. ~~The Chief Financial Officer is authorized to receive and shall credit to the such Special Disability Trust fund any sum or sums that may at any time be contributed to the state by the United States under an any Act of Congress, or otherwise, to which the state is may be or become entitled by reason of any payments made out of the such fund.~~

(c) ~~Notwithstanding the Special Disability Trust fund assessment rate calculated pursuant to paragraph (b) this section, the rate assessed may shall not exceed 2.5 4.52 percent.~~

And the title is amended as follows:

Delete line 453 and insert: An act relating to insurance; amending s. 440.49, F.S.; revising the methodology for calculating the assessment rate against specified insurers for funding the Special Disability Trust Fund; reducing the upper limit on the rate; amending s. 624.425,

Amendment 1C (876998) (with title amendment)—Delete lines 30-48.

And the title is amended as follows:

Delete lines 456-458 and insert: amending s. 627.902, F.S.;

Amendment 1 (481316) as amended was adopted.

Pursuant to Rule 4.19, **CS for HB 375** as amended was placed on the calendar of Bills on Third Reading.

HM 281—A memorial to the President of the United States, urging the President to issue final approval for construction and completion of the Keystone XL pipeline project.

—was read the second time by title. On motion by Senator Hays, **HM 281** was adopted and certified to the House.

CS for SB 866—A bill to be entitled An act relating to a review under the Open Government Sunshine Review Act; amending s. 893.0551, F.S., which makes confidential and exempt certain information of a patient or patient's agent, health care practitioner, and others held by the Department of Health; specifying that the Attorney General, health care regulatory boards, and law enforcement agencies may disclose certain confidential and exempt information to certain entities only if such information is relevant to an active investigation that prompted the re-

quest for the information; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all nonrelevant confidential and exempt information before disclosing such information; requiring a law enforcement agency to enter into a user agreement before such agency may receive information from the prescription drug monitoring database; requiring the law enforcement agency to ensure the continued confidentiality of all confidential and exempt information; authorizing a health care practitioner to share a patient's information with that patient and put such information in the patient's medical record upon consent; authorizing certain impaired practitioner consultants to access information for a specified purpose; authorizing the department to disclose a patient advisory report to a health care practitioner under certain circumstances; prohibiting an agency or person who obtains specified confidential and exempt information from disclosing such information except under certain circumstances; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 866**, on motion by Senator Bean, by two-thirds vote **HB 7177** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Bean, the rules were waived and—

HB 7177—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 893.0551, F.S., relating to an exemption from public record requirements for certain information held by the Department of Health pursuant to the prescription drug monitoring program; specifying that the Attorney General, health care regulatory boards, and law enforcement agencies may disclose confidential and exempt information in certain instances if such information is relevant to an active investigation; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all non-relevant confidential and exempt information before disclosing such information; authorizing the department to disclose, under certain circumstances, relevant information to a law enforcement agency, rather than requiring the department to disclose confidential and exempt information; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—a companion measure, was substituted for **CS for SB 866** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following amendment which was adopted:

Amendment 1 (488238) (with title amendment)—Delete lines 97-146 and insert:

(c) A law enforcement agency that has initiated an active investigation involving a specific violation of law regarding prescription drug abuse or diversion of prescribed controlled substances *and that has entered into a user agreement with the department. A law enforcement agency may request information from the department but may not have direct access to its database.* The law enforcement agency may disclose to a criminal justice agency, as defined in s. 119.011, only the confidential and exempt information received from the department *that is relevant to a criminal justice agency as defined in s. 119.011 as part of an identified active investigation that prompted the request for such information is specific to a violation of prescription drug abuse or prescription drug diversion law as it relates to controlled substances. A law enforcement agency may request information from the department but may not have direct access to its database.*

(d) A health care practitioner who certifies that the information is necessary to provide medical treatment to a current patient in accordance with ss. 893.05 and 893.055.

(e) A pharmacist who certifies that the requested information will be used to dispense controlled substances to a current patient in accordance with ss. 893.04 and 893.055.

(f) A patient or the legal guardian or designated health care surrogate for an incapacitated patient, if applicable, making a request as provided in s. 893.055(7)(c)4.

(g) The patient's pharmacy, prescriber, or dispenser who certifies that the information is necessary to provide medical treatment to his or her current patient in accordance with s. 893.055.

(h) *An impaired practitioner consultant who is retained by the department under s. 456.076 for the purpose of reviewing the controlled substance prescription history of a practitioner who has agreed to be evaluated or monitored by the consultant. An impaired practitioner consultant may request information from the department but may not have direct access to the database.*

(4) *If the department determines consistent with its rules that a pattern of controlled substance abuse exists, the department may ~~shall~~ disclose such confidential and exempt information to the applicable law enforcement agency in accordance with s. 893.055(7)(4). The law enforcement agency may disclose to a criminal justice agency, as defined in s. 119.011, only the confidential and exempt information received from the department that is relevant to a criminal justice agency as defined in s. 119.011 as part of an identified active investigation that is specific to a violation of s. 893.13(7)(a)8., s. 893.13(8)(a), or s. 893.13(8)(b).*

(5) *Before disclosing confidential and exempt information to a criminal justice agency or a law enforcement agency pursuant to this section, the disclosing person or entity must take steps to ensure the continued confidentiality of all confidential and exempt information. At a minimum, these steps must include redacting any nonrelevant information.*

(6)(5) *An ~~any~~ agency or person who obtains any ~~such~~ confidential and exempt information pursuant to this section must maintain the confidential and exempt status of that information and may not disclose such information unless authorized by law. Information shared with a state attorney pursuant to paragraph (3)(a) or paragraph (3)(c) may be released only in response to a discovery demand if such information is directly related to the criminal case for which the information was requested. Unrelated information may be released only upon an order of a court of competent jurisdiction.*

And the title is amended as follows:

Delete lines 12-20 and insert: requiring a law enforcement agency to enter into a user agreement before such agency may receive information from the prescription drug monitoring database; authorizing certain impaired practitioner consultants indirect access to information for a specified purpose; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all nonrelevant confidential and exempt information before disclosing such information; authorizing the department to disclose, under certain circumstances, relevant information to a law enforcement agency, rather than requiring the department to disclose confidential and exempt information; prohibiting an agency or person who obtains specified confidential and exempt information from disclosing such information except under certain circumstances; saving the

Pursuant to Rule 4.19, **HB 7177** as amended was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for SB 828—A bill to be entitled An act relating to the court system; repealing s. 25.151, F.S., relating to a prohibition on the practice of law by a retired justice of the Supreme Court; repealing ss. 25.191 and 25.231, F.S., relating to the appointment and duties of a Clerk of the Supreme Court; amending s. 25.241, F.S.; deleting a requirement regarding the salary of the Clerk of the Supreme Court, to conform; repealing s. 25.281, F.S., relating to compensation of the Marshal of the Supreme Court; repealing s. 25.351, F.S., relating to the acquisition of books by the Supreme Court; repealing s. 26.01, F.S., relating to the number of judicial circuits; amending s. 26.021, F.S.; specifying the number of judicial circuits; repealing certain residency requirements for circuit judges; repealing s. 26.51, F.S., relating to payment of the salaries of circuit judges; amending s. 26.55, F.S.; excluding retired judges practicing law from the Conference of Circuit Judges of Florida; re-

moving a requirement that circuit court judges attend and participate in such conference; requiring that the conference operate according to the Rules of Judicial Administration; revising requirements for such conferences; repealing s. 27.55, F.S., relating to compensation and certain expenditures of public defenders; creating s. 29.23, F.S.; providing for certain judicial branch salaries; repealing ss. 35.12, 35.13, 35.19, and 35.21, F.S., relating to the chief judge, quorum, compensation of judges, and clerk, respectively, of the district courts of appeal; amending s. 35.22, F.S.; deleting a requirement for the appointment and salary of a clerk for each district court of appeal; repealing ss. 35.25 and 35.27, F.S., relating to duties of the clerk and compensation of the marshal, respectively, of the district courts of appeal; repealing s. 38.13, F.S., relating to replacement of disqualified judges of the district courts of appeal; amending s. 43.20, F.S.; revising the number of members of the Judicial Qualifications Commission to conform to requirements of the State Constitution; repealing s. 57.101, F.S., relating to the charging of costs against the losing party for certain copies of records in the Supreme Court; repealing s. 92.15, F.S., relating to an evidentiary rule regarding evidence of title to land passing from the United States; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendments which were adopted:

Amendment 1 (166104)—Delete line 96 and insert:

(12) The twelfth circuit is composed of *DeSoto*, Manatee,

Amendment 2 (368874)—Delete line 179 and insert:

Section 13. Section 35.22, Florida

Pursuant to Rule 4.19, **CS for SB 828** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

Consideration of **CS for CS for SB 586** and **CS for CS for SB 850** was deferred.

SB 1108—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., relating to an exemption from public record requirements for personal identifying information of certain dependent children of current or former agency officers or employees; making an editorial change; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motions by Senator Simpson, **SB 1108** was passed by the required constitutional two-thirds vote of the members present and voting and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for CS for SB 286—A bill to be entitled An act relating to concrete masonry education; providing a short title; creating the Florida Concrete Masonry Education Council, Inc.; requiring the council to operate under a written contract with the Department of Economic Opportunity; providing powers and duties of the council; providing restrictions; providing for appointment and terms of the governing board of the council; authorizing the council to accept grants, donations, contributions, and gifts under certain circumstances; authorizing the council to make payments to other organizations under certain circumstances; providing for collection of a voluntary assessment on concrete masonry units; requiring manufacturers who elect to pay the assessment to commit to paying the assessment for a specified period; requiring the council to adopt bylaws; providing for the adoption of bylaws and amendments to bylaws; providing an effective date.

—as amended April 23 was read the third time by title.

On motion by Senator Richter, **CS for CS for SB 286** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for CS for SB 172—A bill to be entitled An act relating to notaries public; creating s. 117.055, F.S.; requiring a notary public to record specified information in a notarial journal when performing certain notarial acts; requiring that a notary public retain a notarial journal for a specified period; requiring a notary public to notify the Notary Section of the Executive Office of the Governor if a notarial journal is lost, stolen, misplaced, destroyed, erased, compromised, rendered unusable, or becomes otherwise inaccessible during the retention period; requiring notary employees of a law firm to maintain a separate notarial journal for certain notarial acts pertaining to the law firm and its clients; providing that such a notarial journal is the exclusive property of the law firm; requiring the law firm to comply with notarial journal maintenance and security requirements; providing that all other notarial journals are the exclusive property of a notary public; requiring a notary public to secure a notarial journal; providing that failure to comply with notarial journal requirements does not invalidate a lawful notarization; providing that failure to comply with the notarial journal requirements constitutes grounds for suspension, nonrenewal, or denial of a notary public commission; providing applicability; amending s. 117.10, F.S.; exempting certain acts of specified law enforcement and correctional officers from the notarial journal requirements; providing an effective date.

—as amended April 23 was read the third time by title.

On motion by Senator Soto, **CS for CS for SB 172** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Clemens	Grimsley
Abruzzo	Dean	Hays
Bean	Detert	Hukill
Benacquisto	Diaz de la Portilla	Joyner
Bradley	Evers	Latvala
Brandes	Galvano	Lee
Braynon	Gardiner	Legg
Bullard	Gibson	Margolis

Montford	Simmons	Soto
Richter	Simpson	Stargel
Ring	Smith	Thompson
Sachs	Sobel	Thrasher

Nays—1

Flores

Vote after roll call:

Yea—Garcia

HB 559—A bill to be entitled An act relating to military veterans; amending ss. 1.01 and 295.125, F.S.; revising references from the “Korean Conflict” and the “Vietnam Era” to the “Korean War” and the “Vietnam War,” respectively, and from “Korean Conflict Veteran” to “Korean War Veteran”; reordering and amending s. 320.089, F.S.; authorizing the issuance of a Combat Medical Badge license plate; revising references; establishing a method of proof of eligibility for certain specialty license plates; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **HB 559** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Richter
Abruzzo	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Hays

CS for HB 591—A bill to be entitled An act relating to newborn health screening; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn’s hearing and metabolic tests or screenings to the newborn’s health care practitioner; defining the term “health care practitioner” as it relates to such release; amending s. 383.145, F.S.; updating a reference; creating s. 383.146, F.S.; requiring an audiologist to provide an opportunity for the parent or legal guardian of an infant or toddler who is diagnosed with a permanent hearing impairment to provide contact information so that he or she may receive information directly from specified service providers; requiring the Department of Health to post on its website a list of certain service providers and institutions; requiring the audiologist to transmit a consent form to such providers; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for HB 591** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bradley	Clemens
Abruzzo	Brandes	Dean
Bean	Braynon	Detert
Benacquisto	Bullard	Diaz de la Portilla

Evers	Joyner	Simmons
Flores	Latvala	Simpson
Galvano	Lee	Smith
Garcia	Legg	Sobel
Gardiner	Margolis	Soto
Gibson	Montford	Stargel
Grimsley	Richter	Thompson
Hays	Ring	Thrasher
Hukill	Sachs	

Nays—None

CS for SB 726—A bill to be entitled An act relating to the Re-employment Assistance Appeals Commission; amending s. 443.012, F.S.; revising membership requirements of the commission; removing a provision requiring payment of a daily stipend for certain commissioners; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for SB 726** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

HB 7009—A bill to be entitled An act relating to security for public deposits; amending s. 280.02, F.S.; revising definitions; amending s. 280.03, F.S.; clarifying provisions exempting public deposits from state security requirements; amending s. 280.04, F.S.; revising the collateral-pledging level for public deposits; amending s. 280.05, F.S.; conforming provisions to changes made by the act; amending s. 280.051, F.S.; updating terms; repealing s. 280.071, F.S., relating to the Qualified Public Depository Oversight Board; amending s. 280.085, F.S.; providing that a notice of the default or insolvency of a qualified public depository is not required under certain circumstances; amending s. 280.10, F.S.; requiring information from a nonqualified bank, savings bank, or savings association that acquires public depository by default or insolvency; amending s. 280.11, F.S.; conforming cross-references; amending s. 280.16, F.S.; deleting certain provisions relating to required reports and forms; amending s. 280.17, F.S.; revising notice requirements for public depositors; revising restrictions on loss protection provisions in certain circumstances in which a public depositor fails to comply with the notice requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **HB 7009** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Braynon	Flores
Abruzzo	Bullard	Galvano
Bean	Clemens	Garcia
Benacquisto	Dean	Gardiner
Bradley	Diaz de la Portilla	Gibson
Brandes	Evers	Grimsley

Hays	Montford	Sobel
Hukill	Richter	Soto
Joyner	Ring	Stargel
Latvala	Sachs	Thompson
Lee	Simmons	Thrasher
Legg	Simpson	
Margolis	Smith	

Nays—None

Vote after roll call:

Yea—Detert

CS for SB 762—A bill to be entitled An act relating to family care councils; amending s. 393.502, F.S.; revising the membership of the family care council within each service area of the Agency for Persons with Disabilities; requiring consent of a grandchild’s parent or legal guardian for appointment of a grandparent to a family care council; requiring the parent or legal guardian to provide notice of consent to the agency; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for SB 762** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Galvano	Richter
Abruzzo	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Flores

CS for CS for CS for SB 702—A bill to be entitled An act relating to pharmacy audits; creating s. 465.1885, F.S.; enumerating the rights of pharmacies relating to audits of pharmaceutical services which are conducted by certain entities; providing a list of audits not subject to such rights; providing an exemption from the right to notice of an on-site audit under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for CS for SB 702** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Detert	Joyner
Abruzzo	Diaz de la Portilla	Latvala
Bean	Evers	Lee
Benacquisto	Flores	Legg
Bradley	Galvano	Margolis
Brandes	Gardiner	Montford
Braynon	Gibson	Richter
Bullard	Grimsley	Ring
Clemens	Hays	Sachs
Dean	Hukill	Simmons

Simpson	Soto	Thrasher	Flores	Latvala	Simpson
Smith	Stargel		Galvano	Lee	Smith
Sobel	Thompson		Garcia	Legg	Sobel
			Gardiner	Margolis	Soto
Nays—None			Gibson	Montford	Stargel
			Grimsley	Richter	Thompson
Vote after roll call:			Hays	Ring	Thrasher
Yea—Garcia			Hukill	Sachs	
			Joyner	Simmons	

CS for HB 731—A bill to be entitled An act relating to the POW-MIA Chair of Honor Memorial; creating s. 265.0031, F.S.; providing legislative intent; defining the term “Capitol Complex”; establishing the POW-MIA Chair of Honor Memorial; authorizing the Florida chapters of Rolling Thunder, Inc., to fund the memorial; requiring the Department of Management Services to designate an area of the Capitol Complex for the memorial; requiring the department to consult with the Department of Veterans’ Affairs and the Florida chapters of Rolling Thunder, Inc., regarding specific aspects of the memorial; providing an effective date.

—as amended April 23 was read the third time by title.

On motion by Senator Hukill, **CS for HB 731** as amended was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Evers	Legg
Abruzzo	Flores	Margolis
Bean	Galvano	Montford
Benacquisto	Garcia	Ring
Bradley	Gardiner	Simmons
Brandes	Gibson	Simpson
Braynon	Grimsley	Smith
Bullard	Hays	Soto
Clemens	Hukill	Stargel
Dean	Joyner	Thompson
Detert	Latvala	Thrasher
Diaz de la Portilla	Lee	

Nays—None

Vote after roll call:

Yea—Richter

CS for CS for SB 708—A bill to be entitled An act relating to insurance claims; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.409, F.S.; providing that a claim for residential property insurance cannot be denied based on certain credit information; amending s. 627.4133, F.S.; providing that a policy or contract may not be cancelled based on certain credit information; amending s. 627.7015, F.S.; revising the rule requirements relating to the property insurance mediation program administered by the department; creating s. 627.70151, F.S.; providing grounds for challenging an umpire’s impartiality in estimating the amount of a property loss; amending s. 627.706, F.S.; redefining the terms “neutral evaluator” and “professional engineer”; amending s. 627.7074, F.S.; specifying grounds for denying, suspending, or revoking approval of a neutral evaluator; creating s. 627.7142, F.S.; establishing a Homeowner Claims Bill of Rights for residential property insurance policyholders; providing that such bill of rights does not provide a cause of action; providing effective dates.

—as amended April 23 was read the third time by title.

On motion by Senator Bean, **CS for CS for SB 708** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bradley	Clemens
Abruzzo	Brandes	Dean
Bean	Braynon	Detert
Benacquisto	Bullard	Diaz de la Portilla

Nays—None

Vote after roll call:

Yea—Evers

Yea to Nay—Flores

CS for CS for SB 820—A bill to be entitled An act relating to transportation 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.

—as amended April 23 was read the third time by title.

On motions by Senator Bullard, **CS for CS for SB 820** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for SB 862—A bill to be entitled An act relating to prescription drug monitoring; amending s. 893.055, F.S.; defining and redefining terms; revising provisions relating to the comprehensive electronic database system and prescription drug monitoring program maintained by the Department of Health; allowing impaired practitioner consultants retained by the department access to certain information; providing requirements for the release of information shared with a state attorney in response to a discovery demand; providing procedures for the release of information to a law enforcement agency during an active investigation; requiring the department to adopt a user agreement by rule; requiring the department to enter into a user agreement with the law enforcement agency requesting the release of information; providing requirements for the user agreement; requiring a law enforcement agency under a user agreement to conduct annual audits; providing for the restriction, suspension, or termination of a user agreement; providing for access to the program database by the program manager and designated support staff; authorizing the department to provide a patient advisory report to the appropriate health care practitioner if the program manager determines that a specified pattern exists; authorizing the department to provide relevant information that does not contain personal identifying information to a law enforcement agency if the program manager determines that a specified pattern exists; authorizing the law enforcement agency to use such information to determine whether an active investigation is warranted; authorizing the department to fund the program with up to \$500,000 of funds generated under ch. 465, F.S.;

authorizing the department to seek federal or private funds to support the program; repealing language creating a direct-support organization to fund the program; deleting obsolete provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for SB 862** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for SB 1142—A bill to be entitled An act relating to ticket sales; amending s. 817.355, F.S.; providing that a person who counterfeits, forges, alters, clones, or possesses a ticket, card, wristband, or other medium that accesses or is associated with a specified ticket, token, or paper with the intent to defraud commits a misdemeanor of the first degree; providing enhanced criminal penalties for second and subsequent violations concerning fraudulent creation or possession of an admission ticket; providing criminal penalties for persons who commit such violations involving more than a specified number of tickets, cards, wristbands, or other media that access or are associated with a specified ticket, token, or paper; amending s. 817.361, F.S.; defining terms; prohibiting the sale, offer for sale, or transfer of certain multiuse tickets or a card, wristband, or other medium that accesses or is associated with such multiuse ticket; providing criminal penalties; providing enhanced criminal penalties for second or subsequent violations of provisions relating to the sale, offer for sale, or transfer of certain multiuse tickets; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **CS for SB 1142** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

HB 1049—A bill to be entitled An act relating to divers; amending s. 327.331, F.S.; defining the terms “divers-down buoy” and “divers-down symbol”; revising the definition of “divers-down flag”; requiring all divers to prominently display a divers-down flag or buoy in the area in which

the diving occurs; requiring vessel operators encountering divers-down buoys to take specified actions; prohibiting a divers-down buoy from being used or displayed onboard a vessel; conforming provisions to changes made by the act; making technical changes; amending ss. 327.395 and 327.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Abruzzo, **HB 1049** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for CS for SB 1308—A bill to be entitled An act relating to insurer solvency; amending s. 624.10, F.S.; providing additional definitions applicable to the Florida Insurance Code; amending s. 624.319, F.S.; clarifying that production of documents does not waive the attorney-client or work-product privileges; amending s. 624.402, F.S.; conforming a cross-reference; amending s. 624.4085, F.S.; revising a definition; providing additional calculations for determining whether an insurer has a company action level event; revising provisions relating to mandatory control level events; amending s. 624.424, F.S.; requiring an insurer’s annual statement to include an actuarial opinion summary; providing criteria for such summary; providing an exception for life and health insurers; updating provisions; requiring insurers reinsuring through a captive insurance company to file a report containing certain information; amending s. 625.121, F.S.; revising the Standard Valuation Law; distinguishing the provisions from valuations done pursuant to the National Association of Insurance Commissioner’s (NAIC) valuation manual and incorporating certain provisions included in the manual; exempting certain documents from civil proceedings; revising the methods for evaluating the valuation of industrial life insurance policies; revising provisions relating to calculating additional premium; updating provisions relating to reserve calculations for indeterminate premium plans; creating s. 625.1212, F.S.; providing for the valuation of policies and contracts after the adoption of the NAIC’s valuation manual; providing applicability; defining terms; requiring the office to value insurer reserves; requiring actuarial opinions of the reserves and a supporting memorandum to the opinions; requiring the insurer to apply the standard prescribed in the valuation manual; providing exceptions; providing requirements for a principle-based valuation of reserves; requiring an insurer to submit certain data to the office; directing the Financial Services Commission to adopt rules; creating s. 625.1214, F.S.; providing for the use of confidential information; prohibiting the use of such information in private civil actions; amending s. 627.476, F.S.; revising the Standard Nonforfeiture Law; distinguishing provisions subject to the valuation manual and providing for the application of tables found in the manual; amending s. 628.461, F.S.; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company which a person is prohibited from acquiring unless certain requirements have been met; deleting a provision authorizing an insurer to file a disclaimer of affiliation and control in lieu of a letter notifying the Office of Insurance Regulation of the Financial Services Commission of the acquisition of the voting securities of a domestic stock company under certain circumstances; requiring the statement notifying the office to include additional information; conforming a provision to changes made by the act; providing that control is presumed to exist under certain conditions; specifying how control may be rebutted and how a controlling

interest may be divested; deleting definitions; amending s. 628.801, F.S.; requiring an insurer to annually file a registration statement by a specified date; revising the requirements and standards for the rules establishing the information and statement form for the registration; requiring an insurer to file an annual enterprise risk report; authorizing the office to conduct examinations to determine the financial condition of registrants; providing that failure to file a registration or report is a violation of the section; providing additional grounds, requirements, and conditions with respect to a waiver from the registration requirements; amending s. 628.803, F.S.; providing sanctions for persons who violate certain provisions relating to the acquisition of controlling stock; creating s. 628.804, F.S.; providing for the groupwide supervision of international insurance groups; defining terms; providing for the selection of a groupwide supervisor; authorizing the commission to adopt rules; creating s. 628.805, F.S.; authorizing the office to participate in supervisory colleges; authorizing the office to assess fees on insurers for participation; amending ss. 636.045 and 641.225, F.S.; applying certain statutes related to solvency to prepaid limited health service organizations and health maintenance organizations; amending s. 641.255, F.S.; providing for applicability of specified provisions to a health maintenance organization that is a member of a holding company; providing effective dates and a contingent effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for CS for SB 1308** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Galvano	Richter
Abruzzo	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Dean

HB 7031—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to notify the Legislative Auditing Committee if a district school board fails to take corrective action subsequent to an audit; amending s. 120.74, F.S.; exempting educational units from rule review and reporting requirements; amending s. 120.81, F.S.; conforming cross-references; amending s. 409.1451; conforming cross-references; repealing ss. 411.226, 411.227, and 411.228, F.S., relating to the Learning Gateway program; amending s. 496.404, F.S.; conforming cross-references; amending s. 775.215 F.S.; conforming cross-references; amending s. 984.151, F.S.; authorizing a district school superintendent's designee to submit a truancy petition; repealing s. 1000.01(5), F.S., relating to obsolete education governance transfers; amending s. 1000.21, F.S.; revising the definition of the term "Next Generation Sunshine State Standards"; repealing ss. 1000.33 and 1000.37, F.S., relating to the distribution of copies of educational compacts to other states; amending s. 1001.10, F.S.; deleting and revising certain duties of the Commissioner of Education relating to educational plans and programs; repealing s. 1001.25, F.S., relating to educational television; amending s. 1001.26, F.S.; revising Department of Education duties relating to the public broadcasting program system; prohibiting the use of educational television stations for the advancement of political candidates; providing penalties; repealing ss. 1001.47(7) and 1001.50(6), F.S., relating to obsolete district school superintendent salary provisions; repealing s. 1001.62, F.S., relating to obsolete provisions for the transfer of benefits arising under local or special acts; repealing s.

1001.73(3), F.S., relating to the abolished Board of Regents as trustee; amending s. 1002.20, F.S.; correcting cross-references and conforming provisions; amending s. 1002.31, F.S.; revising provisions relating to school district controlled open enrollment plans; amending s. 1002.3105, F.S.; conforming provisions; amending s. 1002.321, F.S.; conforming provisions; amending s. 1002.33, F.S.; deleting required training before charter school application; conforming cross-references and provisions; amending s. 1002.34, F.S.; conforming cross-references; revising provisions relating to department assistance to charter technical career centers; amending s. 1002.345, F.S.; revising provisions relating to expedited review of deteriorating financial conditions for a charter school or charter technical career center; deleting an annual reporting requirement; amending s. 1002.39, F.S.; deleting obsolete provisions relating to eligibility for a John M. McKay Scholarship; amending s. 1002.41, F.S.; correcting cross-references; repealing s. 1002.415, F.S., relating to the K-8 Virtual School Program; amending s. 1002.45, F.S.; conforming cross-references; amending s. 1002.455, F.S.; conforming provisions; repealing s. 1002.65, F.S., relating to aspirational goals for credentials of prekindergarten instructors; amending s. 1003.01, F.S.; conforming cross-references; amending s. 1003.02, F.S.; requiring instructional materials to be consistent with course descriptions; amending a. 1003.03, F.S.; conforming cross-references; amending s. 1003.41, F.S.; deleting an obsolete cost analysis requirement relating to a separate financial literacy course; amending s. 1003.4156, F.S.; revising course and assessment requirements for middle grades students for promotion to high school; providing an exemption for transfer students from certain course grade and assessment requirements; repealing s. 1003.428, F.S., relating to obsolete requirements for high school graduation; amending s. 1003.4281, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising course and assessment requirements for the award of a standard high school diploma; providing requirements for a student in an adult general education program to be awarded a standard high school diploma; revising requirements for award of a certificate of completion; providing an exemption for transfer students from certain course grade and assessment requirements; providing specificity regarding course and assessment requirements for graduation for certain cohorts of high school students transitioning to new graduation requirements; providing for future repeal of transition requirements; amending s. 1003.4285, F.S.; revising requirements for standard high school diploma designations; amending s. 1003.438, F.S.; conforming cross-references; repealing s. 1003.451(5), F.S., relating to State Board of Education rulemaking; amending s. 1003.49, F.S.; conforming cross-references; amending s. 1003.493, F.S.; conforming a cross-reference; amending s. 1003.4935, F.S.; conforming a cross-reference; amending s. 1003.57, F.S., relating to exceptional student instruction; amending s. 1003.621, F.S.; revising audit criteria for academically high-performing school districts; repealing s. 1004.02(4), F.S., relating to the definition of the term "adult high school credit program"; amending s. 1004.0961, F.S.; providing for Board of Governors regulations; repealing s. 1004.3825, F.S., relating to authorization for a medical degree program; repealing s. 1004.387, F.S., relating to authorization for a pharmacy degree program; repealing s. 1004.445(2), F.S., relating to the board of directors of the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute; repealing s. 1004.75, F.S., relating to training school consolidation pilot projects; amending s. 1004.935, F.S.; conforming cross-references; repealing s. 1006.141, F.S., relating to a statewide school safety hotline; amending s. 1006.147, F.S.; deleting obsolete provisions relating to school district bullying and harassment policies; repealing s. 1006.148(2), F.S., relating to a department-developed model dating violence and abuse policy; amending s. 1006.15, F.S.; conforming cross-references; amending s. 1006.28, F.S.; conforming provisions relating to instructional materials; amending s. 1006.31, F.S.; conforming provisions relating to duties of an instructional materials reviewer; amending s. 1006.34, F.S.; revising provisions relating to standards used in the selection of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to district school board purchase of instructional materials; amending s. 1006.42, F.S.; conforming provisions relating to the responsibility of parents for instructional materials; amending s. 1007.02, F.S.; deleting a popular name and providing applicability for the term "student with a disability"; amending s. 1007.2615, F.S.; deleting obsolete provisions relating to an American Sign Language task force; amending s. 1007.263, F.S.; conforming cross-references; amending ss. 1007.264 and 1007.265, F.S.; conforming provisions; amending s. 1007.271, F.S.; correcting cross-references; amending s. 1008.22, F.S.; conforming and revising provisions relating to the implementation of statewide, standardized comprehensive assessments, end-of-course assessments, and waivers for students

with disabilities; requiring the commissioner to publish an implementation schedule for transition to new assessments; conforming provisions relating to concordant scores and comparative scores for assessments; amending s. 1008.25, F.S.; conforming assessment provisions for student progression; amending s. 1008.33, F.S.; deleting obsolete provisions relating to implementation of certain school turnaround options; repealing s. 1008.331, F.S., relating to supplemental educational services in Title I schools; amending s. 1008.3415, F.S.; correcting a cross-reference; repealing s. 1008.35, F.S., relating to best financial management practices for school districts; amending s. 1009.22, F.S.; deleting obsolete provisions relating to workforce education post-secondary student fees; amending s. 1009.40, F.S.; conforming cross-references; amending s. 1009.531, F.S.; conforming cross-references; amending s. 1009.532, F.S.; correcting cross-references; amending s. 1009.536, F.S.; correcting cross-references; repealing s. 1009.56, F.S., relating to the Seminole and Miccosukee Indian Scholarship Program; repealing s. 1009.69, F.S., relating to the Virgil Hawkins Fellows Assistance Program; amending s. 1009.91, F.S.; conforming a cross-reference; amending s. 1009.94, F.S.; conforming a cross-reference; repealing part V of chapter 1009, F.S., relating to the Florida Higher Education Loan Authority; repealing s. 1011.71(3)(b) and (c), F.S., relating to expired authorization for certain millage levy; repealing s. 1011.76(4), F.S., relating to best financial management practices review under the Small School District Stabilization Program; amending s. 1011.80, F.S.; correcting a cross-reference; amending s. 1012.05, F.S.; deleting department and commissioner duties relating to teacher recruitment and retention; amending s. 1012.22, F.S.; conforming provisions; repealing s. 1012.33(9), F.S., relating to obsolete provisions for payment of professional service contracts; amending s. 1012.34, F.S.; correcting cross-references relating to measuring student performance in personnel evaluations; amending s. 1012.44, F.S.; deleting obsolete provisions; amending s. 1012.561, F.S.; deleting an obsolete provision; repealing s. 1012.595, F.S., relating to an obsolete saving clause for educator certificates; amending s. 1012.885, F.S.; deleting certain provisions relating to remuneration of Florida College System institution presidents; amending s. 1012.975, F.S.; deleting certain provisions relating to remuneration of state university presidents; amending s. 1012.98, F.S.; requiring continuing education training for kindergarten teachers; amending s. 1013.35, F.S.; revising audit requirements for school district educational planning and construction activities; amending s. 1013.47, F.S.; deleting provisions relating to payment of wages of certain persons employed by contractors; repealing s. 1013.49, F.S., relating to toxic substances in educational facilities; repealing s. 1013.512, F.S., relating to the Land Acquisition and Facilities Advisory Board; repealing s. 1013.54, F.S., relating to the cooperative development and use of satellite educational facilities; repealing s. 20 of chapter 2010-24, Laws of Florida, relating to Department of Revenue authorization to adopt emergency rules; providing an effective date.

—as amended April 23 was read the third time by title.

On motion by Senator Montford, **HB 7031** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Galvano	Montford
Abruzzo	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Benacquisto, Detert

CS for SB 1190—A bill to be entitled An act relating to family law; providing legislative findings; creating Part III of ch. 61, F.S., entitled the “Collaborative Law Act”; creating s. 61.55, F.S.; declaring the purpose of the act; creating s. 61.56, F.S.; defining terms; creating s. 61.57, F.S.; declaring that a collaborative law process commences when the parties enter into a collaborative law participation agreement; providing that a tribunal may not order a party to participate in a collaborative law process over the party’s objection; providing conditions under which a collaborative law process is concluded; creating s. 61.58, F.S.; providing for confidentiality of communications made during the collaborative law process; providing exceptions; providing that the effective date of specified provisions are contingent upon approval and publication of Florida Supreme Court rules governing specified subjects; providing effective dates.

—was read the third time by title.

On motion by Senator Lee, **CS for SB 1190** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for CS for SB 132—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; authorizing the collection of annual use fees for the Fallen Law Enforcement Officers license plate, the Florida Sheriffs Association license plate, the Keiser University license plate, and the Moffitt Cancer Center license plate; amending s. 320.08058, F.S.; revising provisions relating to the distribution of annual use funds to the Astronauts Memorial Foundation, Inc., for the Challenger/Columbia specialty license plate; requiring the St. Johns River Alliance, Inc., and National Hispanic Corporate Achievers, Inc., to each record a certain number of sales within a certain timeframe; requiring the Department of Highway Safety and Motor Vehicles to discontinue the plates under certain circumstances; providing for repeal on a specified date; creating a Fallen Law Enforcement Officers license plate, a Florida Sheriffs Association license plate, a Keiser University license plate, and a Moffitt Cancer Center license plate; establishing an annual use fee for the plates; providing for the distribution of use fees received from the sale of such plates; providing effective dates.

—as amended April 23 was read the third time by title.

On motion by Senator Latvala, **CS for CS for SB 132** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Latvala
Abruzzo	Evers	Lee
Bean	Flores	Legg
Benacquisto	Galvano	Margolis
Bradley	Garcia	Montford
Brandes	Gibson	Richter
Braynon	Grimsley	Ring
Bullard	Hays	Sachs
Clemens	Hukill	Simmons
Dean	Joyner	Simpson

Smith Soto Thompson
Sobel Stargel Thrasher

Nays—1

Gardiner

Vote after roll call:

Yea—Detert

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in **CS for CS for SB 132** provide a special private gain or loss to a principal by whom I or my spouse, parent, or child is retained or employed. The nature of the interest and the persons or entities involved are specified below:

CS for CS for SB 132 revises provisions relating to the distribution of annual use funds to the Astronauts' Memorial Foundation, Inc.

I work for the Astronauts' Memorial Foundation, Inc.

As permitted by Senate Rule, I may vote on this matter.

Senator Thad Altman, 16th District

CS for HB 7081—A bill to be entitled An act relating to tax administration; amending s. 196.1995, F.S.; requiring certain real property improvements and tangible personal property additions to occur within a specified period in order to qualify for a specified ad valorem tax exemption; amending s. 212.03, F.S.; providing that certain charges for the impoundment of an aircraft, boat, or motor vehicle by a law enforcement agency are not subject to taxation; amending s. 212.07, F.S.; conforming a cross-reference; providing that a dealer who willfully fails to collect certain taxes or fees after the Department of Revenue provides notice commits a criminal offense; providing civil and criminal penalties; amending s. 212.12, F.S.; deleting provisions providing criminal and civil penalties for failing to register a business as a dealer and for failing to collect specified taxes after the department provides notice; amending s. 212.14, F.S.; authorizing the department to adopt rules; defining the term "person"; amending s. 212.18, F.S.; providing that a person who engages in acts requiring a certificate of registration and willfully fails to register after the department provides notice commits a criminal offense; providing criminal penalties; reenacting s. 212.20(6)(c), F.S., relating to the disposition of funds collected from the imposition of specified fees, to incorporate the amendments made by the act to s. 212.18(3), F.S., in a reference thereto; amending s. 213.0535, F.S.; providing that certain tax data may be published as statistics under certain circumstances; amending s. 213.13, F.S.; revising the date for transmitting certain funds collected by the clerks of court to the department; amending s. 213.21 F.S.; authorizing the department to delegate to the executive director of the department greater compromise authority for closing agreements; creating s. 213.295, F.S.; providing definitions; providing that a person who knowingly sells, purchases, installs, transfers, possesses, uses, or accesses an automated sales suppression device, a zapper, or phantomware commits a criminal offense; providing civil and criminal penalties; providing that automated sales suppression devices, zappers, and phantomware are contraband articles; amending s. 443.131, F.S.; requiring employers to produce certain records in order to receive a reduced contribution rate; amending s. 443.141, F.S.; revising the interest rate for unpaid employer contributions or reimbursements; increasing the number of days during which an employer may protest a determination and assessment; providing that certain local ordinances conveying ad valorem tax exemptions shall not be invalidated on specified grounds if the local governing body acted in accordance with this act; providing effective dates.

—was read the third time by title.

On motion by Senator Hukill, **CS for HB 7081** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

SB 392—A bill to be entitled An act relating to state speed zones; amending s. 316.183, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 316.187, F.S.; raising the maximum allowable speed limit on certain highways; increasing the maximum allowable speed limit on roadways under the jurisdiction of the Department of Transportation; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **SB 392** was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Diaz de la Portilla	Lee
Bean	Evers	Richter
Benacquisto	Flores	Ring
Bradley	Galvano	Simmons
Brandes	Garcia	Simpson
Braynon	Gardiner	Smith
Bullard	Grimsley	Soto
Clemens	Hays	Stargel
Dean	Latvala	Thrasher

Nays—11

Abruzzo	Joyner	Sachs
Detert	Legg	Sobel
Gibson	Margolis	Thompson
Hukill	Montford	

SB 566—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit for the volunteer service work performed; providing examples of volunteer service work; requiring that the hours of volunteer service work performed be documented in writing and the document be signed by the student, the student's parent or guardian, and a representative of the organization for which the student performed the volunteer service work; deleting obsolete provisions; providing an effective date.

—was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Montford moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (877064) (with title amendment)—Before line 24 insert:

Section 1. Paragraph (c) of subsection (2) of section 1009.531, Florida Statutes, is amended to read:

1009.531 Florida Bright Futures Scholarship Program; student eligibility requirements for initial awards.—

(2)

(c) A student graduating from high school in the 2012-2013 academic year and thereafter is eligible to accept an initial award for 2 years following high school graduation and to accept a renewal award for 5 years following high school graduation. A student who applies for an award by high school graduation and who meets all other eligibility requirements, but who does not accept his or her award, may reapply during subsequent application periods up to 2 years after high school graduation. For a student who enlists in the United States Armed Forces immediately after completion of high school, the 2-year eligibility period for his or her initial award and the 5-year renewal period shall begin upon the date of separation from active duty. For a student who is receiving a Florida Bright Futures Scholarship award and discontinues his or her education to enlist in the United States Armed Forces, the remainder of his or her 5-year renewal period shall commence upon the date of separation from active duty. *For a student who is unable to accept an initial award immediately after completion of high school due to a full-time religious or service obligation for at least 18 months, the 2-year eligibility period for his or her initial award and the 5-year renewal period begin upon the completion of his or her religious or service obligation. The full-time religious or service obligation must be documented in writing and verified by the entity for which the student completed such obligation.* If a course of study is not completed after 5 academic years, an exception of 1 year to the renewal timeframe may be granted due to a verifiable illness or other documented emergency pursuant to s. 1009.40(1)(b)4.

And the title is amended as follows:

Delete line 3 and insert: Scholarship Program; amending s. 1009.531, F.S.; providing that the initial award and renewal period for students who are unable to accept an initial award immediately after completion of high school due to a full-time religious or service obligation begins upon the completion of the religious or service obligation; requiring verification from the entity for which the student completed such obligation; amending ss. 1009.534, 1009.535,

On motion by Senator Lee, **SB 566** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Galvano	Montford
Abruzzo	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—1

Flores

Vote after roll call:

Yea—Brandes

CS for CS for SB 764—A bill to be entitled An act relating to hearsay; amending s. 90.803, F.S.; providing that certain statements are an

exception to the hearsay rule and thus admissible; providing an effective date.

—was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Detert moved the following amendment which failed to receive the required two-thirds vote:

Amendment 1 (400988)—Delete lines 15-37 and insert:

(25) *DOMESTIC VIOLENCE.*—A statement describing any act of domestic violence, as such is defined in s. 741.28, that was made to enable law enforcement assistance to meet an ongoing emergency.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment:

Amendment 2 (971002) (with title amendment)—Delete lines 9-37 and insert:

Section 1. Section 90.807, Florida Statutes, is created to read:

90.807 *Residual exception.*—A statement not specifically covered by s. 90.803 or s. 90.804 but having equivalent circumstantial guarantees of trustworthiness is not excluded by the hearsay rule if the court determines that:

(1) *The statement is offered as evidence of a material fact;*

(2) *The statement is more probative on the point for which it is offered than any other evidence which the proponent can procure through reasonable efforts; and*

(3) *The general purposes of this code and the interests of justice will best be served by admission of the statement into evidence.*

However, a statement may not be admitted under this section unless the proponent of the statement makes known to the adverse party, sufficiently in advance of the trial or hearing to provide the adverse party with a fair opportunity to prepare to meet it, the proponent's intention to offer the statement and the particulars of the statement, including the name and address of the declarant.

And the title is amended as follows:

Delete lines 2-5 and insert: An act relating to hearsay; creating s. 90.807, F.S.; creating a residual hearsay exception for certain statements; requiring the court to make specified determinations regarding a statement for the residual exception to apply; providing for notice of intention to offer such statement; providing an effective date.

WHEREAS, domestic violence cases are often difficult to resolve due to the subsequent refusal of a victim to testify or other unique factors, and

WHEREAS, if a victim's prior statements satisfy the credibility requirements of s. 90.803 or s. 90.804, Florida Statutes, such statements should be admitted as evidence by the court, NOW, THEREFORE,

On motion by Senator Simmons, **Amendment 2 (971002)** was withdrawn.

On motion by Senator Detert, further consideration of **CS for CS for SB 764** was deferred.

MOTION

On motion by Senator Thrasher, the rules were waived and **CS for CS for SB 764** was retained on the Bills on Third Reading Calendar.

On motion by Senator Lee, by unanimous consent—

CS for SB 650—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 733.604, F.S., which provides exemptions from public records requirements for the inventories of an estate or elective estate filed with the clerk of court or the accountings filed with the clerk of court in an estate proceeding; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

—was taken up out of order and read the third time by title.

On motions by Senator Lee, **CS for SB 650** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Richter
Abruzzo	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

On motion by Senator Brandes, by unanimous consent—

SB 1262—A bill to be entitled An act relating to public records and meetings; amending s. 627.0628, F.S.; providing an exemption from public records and public meetings requirements for trade secrets used to design an insurance flood loss model held in records or discussed in meetings of the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or the appointed consumer advocate; providing for legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was taken up out of order and read the third time by title.

On motions by Senator Brandes, **SB 1262** was passed by the required constitutional two-thirds vote of the members present and voting and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

Mr. President	Galvano	Richter
Abruzzo	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Detert

On motion by Senator Richter, by unanimous consent—

CS for CS for SB 1278—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain informal enforcement actions by the Office of Financial Regulation, to which penalties apply for willful disclosure of such confidential information; providing an exemption from public records requirements for certain trade secrets held by the office, to which penalties apply for willful disclosure of such confidential information; defining terms; providing for future legislative review and repeal of the section; providing a statement of public necessity; providing a contingent effective date.

—as amended April 23 was taken up out of order and read the third time by title.

On motions by Senator Richter, **CS for CS for SB 1278** as amended was passed by the required constitutional two-thirds vote of the members present and voting and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gardiner	Sachs
Brandes	Gibson	Simpson
Braynon	Grimsley	Smith
Bullard	Hays	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thrasher
Diaz de la Portilla	Legg	

Nays—None

Vote after roll call:

Yea—Hukill, Simmons

On motion by Senator Ring, by unanimous consent—

SB 1678—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 social security numbers of current and former agency employees held by an employing agency; saving the exemption from repeal under the Open Government Sunset Review Act; authorizing an employing agency to disclose the social security number of a current or former agency employee under certain circumstances; providing an effective date.

—was taken up out of order and read the third time by title.

On motions by Senator Ring, **SB 1678** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for CS for SB 782—A bill to be entitled An act relating to government data practices; amending s. 257.36, F.S.; requiring the Division of Library and Information Services of the Department of State to adopt rules providing procedures for an agency to establish schedules for the physical destruction or other disposal of records containing personal identification information; creating part IV of ch. 282, F.S., consisting of s. 282.801, F.S.; providing definitions; requiring an agency that collects and maintains personal identification information to post a privacy policy on the agency’s website; prescribing minimum requirements for a privacy policy; requiring an agency to provide notice of the installation of cookies on an individual’s computer; requiring that an individual who would otherwise be granted access to an agency’s website be granted access even if he or she declines to have the cookie installed; providing an exception; requiring that privacy policy requirements be specified in a contract between a public agency and a contractor; providing exceptions; specifying that a violation does not create a civil cause of action; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; providing report requirements; creating s. 429.55, F.S.; requiring the Agency for Health Care Administration to provide specified data on assisted living facilities by a certain date; providing minimum requirements for such data; authorizing the agency to create a comment webpage regarding assisted living facilities; providing minimum requirements; authorizing the agency to provide links to certain third-party websites; authorizing the agency to adopt rules; amending s. 408.05, F.S.; dissolving the Center for Health Information and Policy Analysis within the Agency for Health Care Administration; requiring the agency to coordinate a system to promote access to certain data and information; requiring that certain health-related data be included within the system; assigning duties to the agency relating to the collection and dissemination of data; establishing conditions for the funding of the system; requiring the Office of Program Policy Analysis and Government Accountability to monitor the agency’s implementation of the health information system; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature after completion of the implementation; providing report requirements; reenacting s. 120.54(8), F.S., relating to rulemaking, to incorporate the amendment made to s. 257.36, F.S., in a reference thereto; amending ss. 20.42, 381.026, 395.301, 395.602, 395.6025, 408.07, 408.18, 465.0244, 627.6499, and 641.54, F.S.; conforming provisions to changes made by the act; providing appropriations; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for SB 782** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

CS for CS for SB 1150—A bill to be entitled An act relating to medical tourism; amending s. 288.0001, F.S.; requiring an analysis of medical tourism in the Economic Development Programs Evaluation; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care destination; amending s. 288.923, F.S.; requiring the Division of Tourism Marketing to include in its 4-year plan a discussion of the promotion of medical tourism; creating s. 288.924, F.S.; requiring the plan to promote national and international awareness of the qualifications, scope of services, and specialized expertise of health

care providers in this state, to promote national and international awareness of certain business opportunities to attract practitioners to destinations in this state, and to include an initiative to showcase qualified health care providers; requiring a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation to be allocated for the medical tourism marketing plan; requiring the Florida Tourism Industry Marketing Corporation to create a matching grant program; specifying criteria for the grant program; requiring that a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation be allocated for the grant program; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for SB 1150** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

HB 7029—A bill to be entitled An act relating to the code of student conduct; amending s. 1006.07, F.S.; providing that simulating a firearm or weapon while playing or wearing certain clothing or accessories is not grounds for disciplinary action or referral to the criminal justice or juvenile justice system; providing actions that constitute simulating a firearm or weapon while playing; providing criteria for determining whether certain student conduct warrants disciplinary action; providing criteria for determining appropriate consequences for such conduct; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **HB 7029** was passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Diaz de la Portilla	Legg
Abruzzo	Evers	Montford
Bean	Flores	Richter
Benacquisto	Galvano	Ring
Bradley	Garcia	Simmons
Brandes	Gardiner	Simpson
Braynon	Grimsley	Soto
Bullard	Hays	Stargel
Clemens	Hukill	Thompson
Dean	Latvala	Thrasher
Detert	Lee	

Nays—6

Gibson	Margolis	Smith
Joyner	Sachs	Sobel

HB 7097—A bill to be entitled An act relating to ratification of rules of the Office of Insurance Regulation; ratifying specified rules requiring title insurance agencies and the retail offices of certain title insurance underwriters to electronically submit certain statistical data, for the sole

and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **HB 7097** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

MOTIONS

On motion by Senator Thrasher, the rules were waived and the bills remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

On motion by Senator Thrasher, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Friday, April 25, 2014.

On motion by Senator Thrasher, the rules were waived and **CS for SB 582** was removed from the Special Order Calendar for Monday, April 28, 2014.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, April 24, 2014: CS for SB 514, CS for SB 546, CS for SB 758, CS for CS for SB 790, CS for CS for SB 832, CS for SB 866, CS for CS for SB 1000, CS for CS for SB 1466, CS for SB 918, CS for CS for SB 1274, CS for SB 952, CS for SB 104, CS for SB 318, CS for SB 1008, SB 1046, CS for SB 834, CS for CS for SB 1320, CS for SB 1672, CS for SB 870, HM 281.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Appropriations recommends the following pass: SB 712; CS for CS for CS for SB 746; CS for SB 810; CS for SB 876; SB 886; CS for SB 1090; CS for SB 1206

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: SB 142; CS for SB 312; CS for CS for SB 364; CS for SB 484; SB 510; CS for SB 518; SB 550; CS for SB 638; SB 734; CS for CS for SB 798; CS for SB 872; CS for CS for SB 898; CS for SB 950; CS for SB 1018; CS for SB 1030; CS for SB 1122; CS for SB 1328; CS for SB 1354; SB 1394; SB 1582

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senator Hays—

CS for SB 142—A bill to be entitled An act relating to access to health care for the underserved; amending s. 766.1115, F.S.; revising the definition of the term “contract”; extending the period of time for which a health care provider remains an agent of the state after an individual under his or her care is deemed ineligible; requiring that a contract with a governmental contractor for health care services include a provision allowing a voluntary contribution toward certain dental laboratory work; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; amending s. 466.00673, F.S.; delaying the future repeal of provisions authorizing the health access dental license; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senators Simpson, Dean, Abruzzo, Garcia, Stargel, Sachs, and Brandes—

CS for CS for SB 312—A bill to be entitled An act relating to agriculture; amending s. 193.461, F.S.; authorizing a property appraiser to grant an agricultural classification after the application deadline upon a showing of extenuating circumstances; providing that participation in certain dispersed water storage programs does not change a land’s agricultural classification for assessment purposes; amending s. 212.08, F.S.; expanding the exemption for certain farm equipment from the sales and use tax imposed under ch. 212, F.S., to include irrigation equipment, replacement parts and accessories for irrigation equipment, and repairs of irrigation equipment; amending s. 373.4591, F.S.; authorizing agricultural landowners to establish baseline wetland and surface water conditions before implementing certain best management practice implementation agreements; requiring establishment of a process for review of proposed baseline condition determinations; providing an effective date.

By the Committees on Appropriations; Criminal Justice; and Communications, Energy, and Public Utilities; and Senator Brandes—

CS for CS for CS for SB 364—A bill to be entitled An act relating to computer crimes; amending s. 721.071, F.S.; conforming a cross-reference; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; defining and redefining terms; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization introduces a computer contaminant or modifies or destroys data, programs, or supporting documentation residing or existing internal or external to a computer, computer system, computer network, or electronic device commits an offense against intellectual property; providing that a person who willfully, knowingly, and without authorization discloses or takes data, programs, or supporting documentation that is a trade secret or is confidential residing or existing internal or external to a computer, computer system, computer network, or electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining terms; providing that a person who willfully, knowingly, and without authorization accesses a computer, computer system, computer network, or electronic device, disrupts the ability to transmit data to or from a computer, computer system, computer network, or electronic device, damages a computer, computer system, computer network, or electronic device, or engages in the audio or video surveillance of an individual without the individual’s authorization by accessing a computer, computer system, computer network, or electronic device commits an offense against the users of computer networks and electronic devices; providing exceptions; providing applicability; providing criminal penalties; creating s. 815.061, F.S.; defining the term “public utility”; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senators Braynon and Brandes—

CS for CS for SB 484—A bill to be entitled An act relating to the rental car surcharge; amending s. 212.0606, F.S.; providing an alternative surcharge for use of a motor vehicle pursuant to an agreement with a car-sharing service for less than a specified number of consecutive hours; defining the term “car-sharing service”; providing applicability; making technical changes; providing an effective date.

By the Committee on Appropriations; and Senator Ring—

CS for SB 510—A bill to be entitled An act relating to local government neighborhood improvement districts; amending s. 163.506, F.S.; providing that an ordinance that creates a local government neighborhood improvement district may authorize the district to incur certain debts and pledge the special assessment power of the district to pay such debts for the purpose of financing certain capital projects; providing conditions on the exercise of such power; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senators Flores and Altman—

CS for CS for SB 518—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are of certain age to include a child booster seat; providing exceptions; subjecting a violation to penalties; providing an effective date.

By the Committee on Appropriations; and Senator Hukill—

CS for SB 550—A bill to be entitled An act relating to traveling across county lines to commit a felony offense; creating s. 843.22, F.S.; defining the terms “county of residence” and “felony offense” for the purpose of the crime of traveling across county lines with the intent to commit a felony offense; providing a criminal penalty; amending s. 903.046, F.S.; adding the crime of traveling across county lines with the intent to commit a felony offense to the factors a court must consider in determining whether to release a defendant on bail; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Brandes—

CS for CS for SB 638—A bill to be entitled An act relating to charities; amending s. 212.08, F.S.; excluding charitable organizations or sponsors disqualified by the Department of Agriculture and Consumer Services from receiving certain tax exemptions; amending s. 212.084, F.S.; requiring the Department of Revenue to revoke or deny a sales tax exemption to charitable organizations or sponsors disqualified by the department; providing for a limited appeal of the denial or revocation of the sales tax exemption; amending s. 496.403, F.S.; revising the applicability of the Solicitation of Contributions Act; amending s. 496.404, F.S.; defining terms; redefining the term “professional solicitor”; amending s. 496.405, F.S.; revising the timeframe within which a charitable organization or sponsor must report changes to certain information provided to the department on an initial or renewal registration statement; providing for the automatic expiration of a registration for failure to file a renewal or financial statement by a certain date; deleting a provision to extend the time to file a renewal statement; deleting a requirement that the renewal statement be filed subsequent to the financial statement; specifying the information that must be submitted by a parent organization on a consolidated financial statement; requiring a parent organization to attach certain Internal Revenue Service forms and schedules to a consolidated financial statement; extending the time allowed for the department to review certain initial or renewal registration statements; providing that failure of a charitable organization or sponsor to make certain disclosures in a registration statement results in the automatic suspension of an active registration for a specified period; prohibiting the officers, directors, trustees, or employees of a charitable organization or sponsor from allowing certain persons to solicit contributions on behalf of the charitable organization or sponsor; specifying that the prohibition against certain persons soliciting contributions on behalf of a charitable organization or sponsor due to the commission of certain felonies includes those felonies committed

in any state as well as any misdemeanor in another state which constitutes a disqualifying felony in this state; authorizing the department to deny or revoke the registration of a charitable organization or sponsor under certain circumstances; requiring a charitable organization or sponsor that has ended solicitation activities in this state to notify the department in writing; making technical changes; creating s. 496.4055, F.S.; defining the term “conflict of interest transaction”; requiring the board of directors of a charitable organization or sponsor, or an authorized committee thereof, to adopt a policy regarding conflict of interest transactions; specifying certain requirements of the policy; requiring a charitable organization or sponsor to provide the department with a copy of the policy; amending s. 496.407, F.S.; requiring that the financial statements of certain charitable organizations or sponsors be audited or reviewed; specifying requirements and standards for the audit or review of a financial statement; requiring that an alternative financial statement submitted by certain charitable organizations or sponsors be prepared by a certified public accountant or other professional; authorizing the department to require an audit or review of any financial statement and to extend the time to file a financial statement under certain circumstances; providing that the registration of a charitable organization or sponsor be suspended upon its failure to file a financial statement within an extension period; making technical changes; creating s. 496.4071, F.S.; requiring certain charitable organizations or sponsors to report specified supplemental financial information to the department by a certain date; creating s. 496.4072, F.S.; requiring certain charitable organizations or sponsors who solicit contributions for a specific disaster relief effort to submit quarterly financial statements to the department; specifying information to be included in the quarterly financial statement and the length of the required reporting period; requiring the department to post notice of specific disaster relief efforts subject the reporting requirements; amending ss. 496.409 and 496.410, F.S.; prohibiting a professional fundraising consultant or professional solicitor from entering into a contract or agreement with a charitable organization or sponsor that has not complied with certain requirements; extending the time that the department may review initial or renewal registration statements of professional fundraising consultants or professional solicitors which contain certain disclosures; providing that the failure of a professional fundraising consultant or professional solicitor to make certain disclosures in an initial or renewal registration statement results in automatic suspension of an active registration; prohibiting the officers, trustees, directors, or employees of a professional fundraising consultant or a professional solicitor from allowing certain persons to solicit contributions on behalf of the professional fundraising consultant or professional solicitor; specifying that the prohibition against acting as a professional solicitor or the employment of certain persons by a professional solicitor due to the commission of certain felonies includes those felonies committed in any state as well as any misdemeanor in another state which constitutes a disqualifying felony in this state; authorizing the department to deny or revoke the registration of a professional fundraising consultant or professional solicitor under certain circumstances; revising required information in the initial or renewal application of a professional solicitor; deleting a provision authorizing the payment of a single registration fee for certain professional solicitors; requiring a professional solicitor to provide additional specified information to the department in a solicitation notice; creating s. 496.4101, F.S.; requiring each officer, director, trustee, or owner of a professional solicitor and any employee of a professional solicitor that conducts certain telephonic solicitations to obtain a solicitor license from the department; specifying application information and the application procedure for a solicitor license; requiring that each applicant for a solicitor license submit a complete set of their fingerprints to certain agencies, entities, or vendors; requiring that the applicant's fingerprints be submitted to the Department of Law Enforcement for state processing; requiring the Department of Law Enforcement to forward the applicant's fingerprints to the Federal Bureau of Investigation for national processing; providing that fees for fingerprint processing and retention be borne by the applicant; providing for retention of the fingerprints; requiring the department to notify the Department of Law Enforcement of individuals who are no longer licensed; requiring that a solicitor license be renewed annually or expire automatically upon nonrenewal; requiring that an applicant for a solicitor license pay certain licensing fees; providing that licensing fees be deposited into the General Inspection Trust Fund; requiring that an applicant for a solicitor license report changes in information submitted to the department in a specified manner along with a processing fee; specifying violations; requiring the department to adopt rules allowing applicants to engage in solicitation activities without a solicitor license

on an interim basis; authorizing the department to deny or revoke a solicitor license under specified circumstances; requiring that certain administrative proceedings be conducted pursuant to chapter 120; amending ss. 496.411 and 496.412, F.S.; expanding and revising required solicitation disclosures of charitable organizations, sponsors, and professional solicitors; requiring that certain exempt charitable organizations or sponsors also provide such solicitation disclosures; requiring that such solicitation disclosures be placed online under certain circumstances; creating s. 496.4121, F.S.; defining the term “collection receptacle”; requiring that collection receptacles display permanent signs or labels; specifying requirements for the physical appearance of such labels or signs and the information displayed thereon; requiring that a charitable organization or sponsor using a collection receptacle provide certain information to a donor upon request; amending s. 496.415, F.S.; providing that the submission of false, misleading, or inaccurate information in a document connected with a solicitation or sales promotion is unlawful; providing that the failure to remit specified funds to a charitable organization or sponsor is unlawful; amending s. 496.419, F.S.; increasing administrative fines for violations of the Solicitation of Contributions Act; creating s. 496.4191, F.S.; requiring the department to immediately suspend a registration or processing of an application for registration for a specified period if the registrant, applicant, or any officer or director thereof is criminally charged with certain offenses; creating s. 496.430, F.S.; requiring the department to disqualify a charitable organization or sponsor from receiving a sales tax exemption under specified circumstances; providing that a charitable organization or sponsor may appeal a disqualification order; specifying appeal procedure; providing that a disqualification order remains effective for a specified period; requiring the department to provide a final disqualification order to the Department of Revenue within a specified period; providing that a final disqualification order is conclusive as to a charitable organization or sponsor’s right to a sales tax exemption; requiring the Department of Revenue to revoke or deny a sales tax exemption to a charitable organization or sponsor subject to a final disqualification order within a specified period; prohibiting a charitable organization or sponsor from appealing or challenging the revocation or denial of a sales tax exemption certificate under certain circumstances; creating s. 496.431, F.S.; providing for severability; amending s. 741.0305, F.S.; conforming a cross-reference; providing an appropriation and authorizing positions; providing an effective date.

By the Committee on Appropriations; and Senators Sobel and Abruzzo—

CS for SB 734—A bill to be entitled An act relating to cancer control and research; amending s. 1004.435, F.S.; revising definitions; revising the membership of the Florida Cancer Control and Research Advisory Council and selection of the council chairperson; authorizing renewal of member terms; revising compensation of council members; renaming the Florida Cancer Plan; requiring the council to collaborate with the Florida Biomedical Research Advisory Council to formulate and review a statewide research plan; requiring the council to develop and review a statewide treatment plan; deleting council, Board of Governors, and State Surgeon General duties relating to the awarding of grants and contracts for cancer-related programs; deleting council duties relating to the development of written summaries of treatment alternatives; deleting financial aid provisions and the Florida Cancer Control and Research Fund; amending ss. 458.324 and 459.0125, F.S.; conforming provisions; providing an effective date.

By the Committee on Gaming; and Senators Sobel, Soto, Clemens, Abruzzo, and Margolis—

CS for SB 742—A bill to be entitled An act relating to racing animals; amending s. 550.2415, F.S.; revising the prohibition on the use of medication or drugs on animals; revising penalties for such use; revising procedures for testing animals for medication or drugs; requiring the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to maintain records of greyhounds injured while racing; providing for the content of such records; providing fines for making false statements on an injury form; providing an effective date.

By the Committees on Appropriations; Judiciary; and Regulated Industries; and Senator Ring—

CS for CS for CS for SB 798—A bill to be entitled An act relating to residential properties; amending s. 509.013, F.S.; revising the definition of the term “public lodging establishment”; amending s. 509.032, F.S.; providing that timeshare projects are not subject to annual inspection requirements; amending s. 509.221, F.S.; providing nonapplicability of certain public lodging establishment requirements to timeshare projects; amending s. 509.241, F.S.; providing that a condominium association that does not own any units classified as timeshare projects is not required to apply for or receive a public lodging establishment license; amending s. 509.242, F.S.; revising the definition of the term “public lodging establishment” to include a “timeshare project”; deleting reference to the term “timeshare plan” in the definition of “vacation rental”; defining the term “timeshare project”; amending s. 509.251, F.S.; providing that timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application; amending s. 712.05, F.S.; clarifying existing law relating to notification for purposes of preserving marketable title; amending s. 718.111, F.S.; authorizing an association to inspect and repair abandoned condominium units; providing conditions to determine if a unit is abandoned; providing a mechanism for an association to recover costs associated with maintaining an abandoned unit; providing that in the absence of an insurable event, the association or unit owners are responsible for repairs; removing uninsured losses as a common expense of a condominium; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board or committee member’s participation in a meeting via real-time videoconferencing, Internet-enabled videoconferencing, or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; prohibiting the board from voting via e-mail; amending s. 718.116, F.S.; clarifying the meaning of the term “previous owner”; limiting the present owner’s liability for unpaid assessments to those that accrued before the association acquired title; repealing s. 718.50151, F.S., relating to the Community Association Living Study Council and its membership functions; amending s. 718.707, F.S.; extending the date by which a condominium parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing for suspension from office of a director or officer who is charged with one or more of certain felony offenses; providing procedures for filling such vacancy or reinstating such member under specific circumstances; providing a mechanism for a person who is convicted of a felony to be eligible for board membership; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.303, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; amending s. 720.306, F.S.; providing for specified notice to members in lieu of copies of an amendment; creating s. 720.316, F.S.; providing emergency powers of a homeowners’ association; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Richter and Soto—

CS for CS for SB 872—A bill to be entitled An act relating to Alzheimer’s disease; amending s. 252.355, F.S.; requiring the Division of Emergency Management, in coordination with local emergency management agencies, to maintain a registry of persons with special needs; requiring the division to develop and maintain a special needs shelter registration program by a specified date; requiring specified agencies and authorizing specified health care providers to provide registration

information to special needs clients or their caregivers and to assist emergency management agencies in registering persons for special needs shelters; amending s. 381.0303, F.S.; providing additional staffing requirements for special needs shelters; requiring special needs shelters to establish designated shelter areas for persons with Alzheimer's disease or related forms of dementia; authorizing the Department of Health, in coordination with the division, to adopt rules relating to standards for the special needs registration program; creating s. 381.82, F.S.; establishing the Ed and Ethel Moore Alzheimer's Disease Research Program within the department; requiring the program to provide grants and fellowships for research relating to Alzheimer's disease; creating the Alzheimer's Disease Research Grant Advisory Board; providing for appointment and terms of members; providing for organization, duties, and operating procedures of the board; requiring the department to provide staff to assist the board in carrying out its duties; requiring the board to annually submit recommendations for proposals to be funded; requiring a report be submitted to the Governor, Legislature, and State Surgeon General; exempting certain activities of the board from the Administrative Procedures Act; authorizing the department to adopt rules; providing that implementation of the program is subject to appropriation; amending s. 430.502, F.S.; updating the name of the memory disorder clinic established in Brevard County; requiring the Department of Elderly Affairs to develop minimum performance standards for memory disorder clinics to receive base-level annual funding; requiring the department to provide incentive-based funding, subject to appropriation, for certain memory disorder clinics; providing an effective date.

By the Committees on Appropriations; Commerce and Tourism; and Communications, Energy, and Public Utilities; and Senators Abruzzo and Soto—

CS for CS for CS for SB 898—A bill to be entitled An act relating to the communications services tax; amending s. 202.11, F.S.; revising the definition of the term “information services” to include certain data processing and other services; providing applicability; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Stargel—

CS for CS for SB 950—A bill to be entitled An act relating to educator certification; amending s. 1004.04, F.S.; providing requirements for certain instructional personnel who supervise or direct preservice field experience courses or internships; amending s. 1012.2315, F.S.; authorizing a school district to assign to a school that has earned failing grades certain newly hired instructional personnel; amending s. 1012.27, F.S.; revising the powers of a district school superintendent to include filling instructional positions and assigning newly hired instructional personnel; amending s. 1012.56, F.S.; deleting an obsolete provision; revising acceptable means of demonstrating mastery of general knowledge, subject area knowledge, and professional preparation and education competence; authorizing the State Board of Education to adopt rules; revising components of a competency-based professional development certification and education competency program; repealing s. 1012.56(17), F.S., relating to a study to compare the performance of certain certificateholders; amending s. 1012.585, F.S.; revising certain requirements for the renewal or reinstatement of a professional certificate; amending s. 1012.98, F.S.; authorizing a consortium of certain charter schools to develop a professional development system; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Detert—

CS for CS for SB 1018—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6108, F.S.; removing the requirement that an applicant for private investigative, private security, and repossession services provide a written statement by a fingerprint technician or licensed physician under certain conditions; amending s. 493.6113, F.S.; revising recertification training requirements for Class “G” licensees; amending s. 493.6115, F.S.; adding specific handguns to the list of firearms a Class “G” licensee may carry while performing his or her duties; amending s. 493.6305, F.S.; authorizing specified Class “D” licensees to carry an

authorized concealed firearm under certain circumstances; amending s. 501.016, F.S.; requiring a health studio to maintain a bond in favor of the department, rather than the state; authorizing liability for specified injuries to be determined in an administrative proceeding or through a civil action; providing that certain claims may be paid only upon an order of the department issued in an administrative proceeding; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the process by which a consumer may file a claim against a bond or other form of security; requiring a health studio to pay the department indebtedness determined by final order within 30 days; providing the process by which the department may make a demand if the health studio fails to timely make the payment; providing that the department shall be awarded attorney fees and costs in certain circumstances; amending s. 501.059, F.S.; prohibiting a telephone solicitor or a person from initiating an outbound telephone call to a consumer, a donor, or a potential donor under certain circumstances; repealing s. 501.143, F.S., relating to the Dance Studio Act; amending s. 501.603, F.S.; defining the term “novelty payment”; conforming a cross-reference; amending s. 501.611, F.S.; requiring the bond required of a commercial telephone seller to be in favor of the department for the use and benefit of a purchaser who is injured by specified acts; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing procedures that a purchaser must follow in filing a claim against the bond or other form of security; providing for payment of indebtedness by the commercial telephone seller to the department; requiring the department to make demand on a surety if a commercial telephone seller fails to pay certain indebtedness within 30 days and providing a process; providing that attorney fees and costs must be awarded to the department in certain circumstances; conforming provisions to changes made by the act; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from accepting a novelty payment; deleting a provision that prohibits a commercial telephone seller or salesperson from requiring payment to be made by credit card; amending s. 501.913, F.S.; providing that the registration certificate for each brand of antifreeze distributed in this state expires 1 year from the date of issue; amending s. 525.16, F.S.; requiring all previous fines to be disregarded if a new violation of provisions relating to gasoline and oil inspections has not occurred within 3 years after the date of a previous violation; creating s. 526.015, F.S., relating to lubricating oil standards and labeling requirements; prohibiting a person from selling, distributing, or offering for sale or distribution lubricating oil that does not meet specified standards or labeling requirements; requiring such noncompliant products to be placed under a stop-sale order and the lot identified and tagged by the department; prohibiting a person from selling, distributing, or offering for sale or distribution a product under stop-sale order; requiring the department to issue a release order under certain circumstances; repealing s. 526.50(6), F.S., relating to the definition of terms related to the sale of brake fluid; amending s. 526.51, F.S.; providing that a permit authorizing a registrant to sell brake fluid in this state is valid for a specified period from the date of issue; conforming provisions to changes made by the act; amending s. 539.001, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a pawnbroker; providing for payment of indebtedness by the pawnbroker to the department; providing the procedure that a consumer must follow if the pawnbroker fails to make the payment; providing that the agency shall be awarded attorney fees and costs in certain circumstances; amending s. 559.929, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a seller of travel; providing for payment of indebtedness by the seller of travel to the department; providing procedures that the agency must follow if the seller of travel fails to pay certain indebtedness within 30 days and providing a process; providing that the agency shall be awarded attorney fees and costs in certain circumstances; amending s. 943.059, F.S.; providing an exception relating to the acknowledgement of arrests covered by a sealed criminal history record for a person seeking to be licensed to carry a concealed weapon or concealed firearm; providing applicability; amending ss. 205.1969 and 501.015, F.S.; conforming cross-references; providing an appropriation; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senators Bradley, Bean, Brandes, Galvano, Sobel, Soto, Gardiner, Stargel, and Simpson—

CS for CS for SB 1030—A bill to be entitled An act relating to low-THC cannabis; creating s. 456.60, F.S.; defining terms; authorizing specified physicians to order low-THC cannabis for use by specified patients; providing conditions; providing education requirements for physicians; providing duties of the Department of Health; requiring the department to create a compassionate use registry; providing requirements for the registry; requiring the department to authorize a specified number of dispensing organizations; authorizing the department to adopt specified rules; requiring the department to establish the Office of Compassionate Use; providing for inspections of dispensing organizations by the department and law enforcement agencies; providing requirements and duties for a dispensing organization; providing exceptions to specified laws; creating s. 385.30, F.S.; encouraging state universities with both medical and agricultural programs to participate in specified Federal Food and Drug Administration-approved research directed toward refractory or intractable epilepsy relief in pediatric patients; authorizing participating state universities to annually request a grant from the department; requiring a state university that requests a grant to submit a specified report to the department; providing applicability; creating s. 1004.441, F.S.; authorizing state universities with both medical and agricultural programs to conduct specified research on low-THC cannabis; authorizing the use of current state or privately obtained research funds to support such research; authorizing the department to submit a budget amendment request to use excess funds in the Biomedical Research Trust Fund to implement this act; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Bean, Gibson, Bradley, and Galvano—

CS for CS for SB 1122—A bill to be entitled An act relating to emergency allergy treatment; amending s. 381.88, F.S.; defining terms; expanding provisions to apply to all emergency allergy reactions, rather than to insect bites only; creating s. 381.885, F.S.; authorizing certain health care practitioners to prescribe epinephrine auto-injectors to an authorized entity; authorizing such entities to maintain a supply of epinephrine auto-injectors; authorizing certified individuals to use epinephrine auto-injectors; authorizing uncertified individuals to use epinephrine auto-injectors under certain circumstances; providing immunity from liability; providing an effective date.

By the Committees on Agriculture; and Commerce and Tourism; and Senator Brandes—

CS for CS for SB 1182—A bill to be entitled An act relating to secondary metals recyclers; providing for a type two transfer of the regulation of secondary metals recyclers from the Department of Revenue to the Department of Agriculture and Consumer Services; amending s. 213.05, F.S.; repealing provision that requires that the Department of Revenue regulate the registration of secondary metals recyclers; amending s. 213.053, F.S.; authorizing the Department of Revenue to share specified information with the Department of Agriculture and Consumer Services; conforming provisions to changes made by the act; amending s. 319.30, F.S.; redefining the term “certificate of registration number”; amending s. 538.18, F.S.; redefining terms; amending s. 538.19, F.S.; requiring the Department of Agriculture and Consumer Services, rather than the Department of Law Enforcement, to approve the form of certain records maintained by secondary metals recyclers; amending s. 538.20, F.S.; authorizing investigators of the Department of Agriculture and Consumer Services to inspect regulated metals property and records of secondary metals recyclers; amending s. 538.21, F.S.; clarifying a provision of law; amending s. 538.23, F.S.; providing criminal penalties for specified prohibited acts and practices; amending s. 538.25, F.S.; revising required application information for a secondary metals recycler registration; requiring that a secondary metals recycler maintain certain insurance coverage throughout the registration period; requiring that certain applicants for a secondary metals recycler registration be fingerprinted by certain agencies, entities, or vendors; requiring such agencies, entities, or vendors to submit a complete set of the applicant’s fingerprints to the Department of Law Enforcement for state processing; requiring the Department of Law Enforcement to forward the applicant’s fingerprints to the Federal Bureau of Investigation for national processing; providing that fees for fingerprint processing and retention be borne by the applicant; providing for retention of the fingerprints; requiring the department to notify the Department of Law

Enforcement of certain individuals who are no longer registered as secondary metals recyclers; requiring the department to screen results of background checks; requiring that fees be deposited into the General Inspection Trust Fund, rather than the Operating Trust Fund; requiring a secondary metals recycler to allow personnel of the Department of Agriculture and Consumer Services to inspect a registration at the listed place of business; providing remedies to the Department of Agriculture and Consumer Services if a secondary metals recycler fails to allow such inspection; repealing certain civil fines; revising criteria to deny or revoke a registration as a secondary metals recycler; providing for immediate suspension of an application for registration or a registration if the applicant or registrant, or an owner, officer, director, or trustee of an applicant or registrant is convicted of certain felonies; conforming provisions to changes made by the act; amending s. 538.26, F.S.; prohibiting a secondary metals recycler from purchasing or allowing any person to purchase certain metals on a Sunday; revising the list of regulated metals subject to certain purchase restrictions; creating s. 538.27, F.S.; providing administrative penalties; specifying administrative procedures; providing for the collection of administrative fines; creating s. 538.29, F.S.; authorizing the Department of Agriculture and Consumer Services to adopt certain rules and forms; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Latvala—

CS for CS for SB 1328—A bill to be entitled An act relating to inspectors general; amending s. 20.055, F.S.; revising provisions relating to the duties, appointment, and removal of agency inspectors general; updating a cross-reference; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Grimsley—

CS for CS for SB 1354—A bill to be entitled An act relating to health care; amending s. 409.967, F.S.; revising contract requirements for Medicaid managed care programs; providing requirements for plans establishing a drug formulary or preferred drug list; requiring the use of a standardized prior authorization form; providing requirements for the form and for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; creating s. 627.42392, F.S.; requiring health insurers to use a standardized prior authorization form; providing requirements for the form and for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing an exemption; creating s. 627.42393, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; amending s. 627.6131, F.S.; prohibiting an insurer from retroactively denying a claim in certain circumstances; amending s. 627.6471, F.S.; requiring insurers to post preferred provider information on a website; specifying that changes to such a website must be made within a certain time; amending s. 627.6515, F.S.; applying provisions relating to prior authorization and override protocols to out-of-state groups; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim in certain circumstances; creating s. 641.393, F.S.; requiring the use of a standardized prior authorization form by a health maintenance organization; providing requirements for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing an exemption; creating s. 641.394, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; providing an effective date.

By the Committee on Appropriations; and Senator Legg—

CS for SB 1394—A bill to be entitled An act relating to education; amending s. 402.56, F.S.; adding a superintendent of schools to the membership of the Children and Youth Cabinet; amending s. 1003.4285, F.S.; revising the requirements to earn a Merit designation on a standard high school diploma; providing an effective date.

By the Committee on Criminal Justice; and Senator Bean—

CS for SB 1416—A bill to be entitled An act relating to sexual predator and sexual offender absconders; creating s. 16.581, F.S.; providing legislative findings; creating the Sexual Predator and Sexual Offender Absconder Strike Force within the Department of Law Enforcement; providing definitions; providing for the membership and terms of the strike force; requiring the department to provide administrative services to the strike force; requiring the strike force to organize by a specified date; providing for meetings; specifying the duties of the strike force; requiring an annual report to the Governor and the Legislature; providing an appropriation; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Clemens—

CS for SB 1424—A bill to be entitled An act relating to the regulation of summer camps; amending s. 409.175, F.S.; requiring the Department of Children and Families to create an online registry of persons who have passed the background screening requirements for employment in summer camps; authorizing the department to adopt rules; providing an effective date.

By the Committee on Appropriations; and Senator Dean—

CS for SB 1582—A bill to be entitled An act relating to rehabilitation of petroleum contamination sites; amending s. 287.0595, F.S.; removing the restriction of applicability for certain contracts for pollution response action; amending s. 376.3071, F.S.; revising legislative findings and intent regarding the Petroleum Restoration Program and the rehabilitation of contamination sites; providing requirements for site rehabilitation contracts and procedures for payment of rehabilitation work under the Petroleum Restoration Program; limiting eligibility for funding under the Early Detection Incentive Program; deleting obsolete provisions relating to reimbursement for certain cleanup expenses; repealing s. 376.30711, F.S., relating to preapproved site rehabilitation; amending s. 376.30713, F.S.; providing that applicants can use a demonstration of a cost savings in meeting the required cost share commitment if bundling multiple sites; requiring the department to determine whether such cost savings demonstrations is acceptable; amending ss. 376.301, 376.302, 376.305, 376.30714, 376.3072, 376.3073, and 376.3075, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Abruzzo—

CS for SB 1584—A bill to be entitled An act relating to the Baker Act; requiring the Department of Children and Families to create a work group to provide recommendations relating to revision of the Baker Act; requiring the work group to make recommendations on specified topics; providing for membership of the work group; providing for meetings; requiring the work group to meet by a specified date; requiring a review of draft recommendations by a specified date; requiring the work group to submit a report to specified entities and the Legislature by a specified date; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 7175; has passed as amended CS for CS for HB 479, CS for CS for HB 561, CS for CS for HB 773, CS for CS for HB 791, CS for HB 7023; has passed by the required constitutional two-thirds vote of the members voting CS for CS for HB 775 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Economic Affairs Committee and Representative(s) Goodson—

HB 7175—A bill to be entitled An act relating to Department of Transportation; amending s. 11.45, F.S., deleting a provision authorizing the Auditor General to conduct audits of transportation corporations authorized under the Florida Transportation Corporation Act; amending s. 20.23, F.S.; providing for the Florida Transportation Commission to monitor certain aspects of the Mid-Bay Bridge Authority; repealing provisions for the Florida Statewide Passenger Rail Commission; amending s. 316.530, F.S.; deleting a provision relating to load limits for certain towed vehicles; amending s. 316.545, F.S.; revising the weight reduction used to determine unlawful weight of certain vehicles equipped with idle-reduction technology; amending s. 332.007, F.S.; authorizing the department to fund strategic airport investments; providing criteria; amending s. 334.044, F.S.; prohibiting the department from entering into a lease-purchase agreement; providing that certain lease-purchase agreements are not invalidated; providing an exception from a requirement to purchase all plant materials from Florida commercial nursery stock; amending s. 335.06, F.S.; providing for improvement and maintenance of certain roads that provide access to the state park system; amending s. 335.065, F.S.; authorizing the department to enter into certain concession agreements; providing for use of agreement revenues; providing that the agreements are subject to applicable federal laws; amending s. 337.11, F.S.; removing the requirement that a contractor provide a notarized affidavit as proof of motor vehicle registration; amending s. 337.14, F.S.; providing an exception to a provision that prohibits certain contractors and affiliates from qualifying to provide certain services to the department; providing construction; amending s. 337.168, F.S., relating to confidentiality of bid information; providing that a document that reveals the identity of a person who has requested or received certain information before a certain time is a public record; amending s. 337.25, F.S.; revising provisions for disposition of property by the department; authorizing the department to contract for auction services for conveyance of property; amending s. 337.251, F.S.; revising criteria for leasing certain department property; revising the time for the department to accept proposals for lease after a notice is published; directing the department to establish an application fee by rule; providing criteria for the fee and for the proposed lease; amending s. 338.161, F.S.; revising provisions authorizing the department to use its electronic toll collection and video billing systems to collect certain charges for an owner of a transportation facility; amending s. 338.26, F.S.; revising the uses of fees generated from Alligator Alley tolls to include the cost of design and construction of a fire station that may be used by certain local governments and certain related operating costs; providing that excess tolls, after payment of certain expenses, be transferred to the Everglades Trust Fund; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for wireless communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for certain fixed capital expenditures; amending s. 339.175, F.S.; revising membership and governance of a metropolitan planning organization; revising powers and duties of the Metropolitan Planning Organization Advisory Council; amending s. 339.2821, F.S.; authorizing Enterprise Florida, Inc., to be a consultant to the department for consideration of expenditures associated with and contracts for transportation projects; revising the requirements for economic development transportation project contracts between the Department of Transportation and a governmental entity; repealing the Florida Transportation Corporation Act; repealing ss. 339.401, 339.402, 339.403, 339.404, 339.405, 339.406, 339.407, 339.408, 339.409, 339.410, 339.411, 339.412, 339.414, 339.415, 339.416, 339.417, 339.418, 339.419, 339.420, and 339.421, F.S.; removing provisions for corporations to be authorized by and to act on behalf of the department for promotion and development of transportation facilities and systems; amending s. 343.82, F.S., relating to the Northwest Florida Transportation Corridor Authority and s. 343.922, F.S., relating to Tampa Bay Area Regional Transportation Authority; removing provisions for certain funding and assistance sources; amending s. 373.4137, F.S.; revising legislative intent for implementation of mitigation to offset environmental impact of department projects; revising provisions for environmental impact inventories for transportation projects proposed by the department or a transportation

authority; revising criteria for mitigation of projected impacts; requiring the Department of Transportation to include funding for environmental mitigation for projects in its work program; revising the process and criteria for the payment by the department or participating transportation authorities of mitigation implemented by water management districts or the Department of Environmental Protection; revising the requirements for the payment to a water management district or the Department of Environmental Protection of the costs of mitigation planning and implementation of the mitigation required by a permit; revising the payment criteria for preparing and implementing mitigation plans adopted by water management districts for transportation impacts based on the environmental impact inventory; adding federal requirements for the development of a mitigation plan; providing for transportation projects in the environmental mitigation plan for which mitigation has not been specified; revising a water management district's responsibilities relating to a mitigation plan; amending s. 373.618, F.S.; revising provisions related to public service warning signs; amending s. 479.01, F.S., relating to outdoor advertising signs; revising and deleting definitions; amending s. 479.02, F.S.; revising duties of the Department of Transportation relating to signs; deleting a requirement that the department adopt certain rules; creating s. 479.024, F.S.; limiting the placement of signs to commercial or industrial zones; defining the terms "parcel" and "utilities"; requiring a local government to use specified criteria to determine zoning for commercial or industrial parcels; providing that certain parcels are considered unzoned commercial or industrial areas; authorizing a permit for a sign in an unzoned commercial or industrial area in certain circumstances; prohibiting specified uses and activities from being independently recognized as commercial or industrial; providing an appeal process for an applicant whose permit is denied; requiring an applicant whose application is denied to remove an existing sign pertaining to the application; requiring the department to reduce certain transportation funding in certain circumstances; amending s. 479.03, F.S.; requiring notice to owners of intervening privately owned lands before the department enters upon such lands to remove an illegal sign; amending s. 479.04, F.S.; providing that an outdoor advertising license is not required solely to erect or construct outdoor signs or structures; amending s. 479.05, F.S.; authorizing the department to suspend a license for certain offenses and specifying activities that the licensee may engage in during the suspension; prohibiting the department from granting a transfer of an existing permit or issuing an additional permit during the suspension; amending s. 479.07, F.S.; revising requirements for obtaining sign permits; conforming and clarifying provisions; revising permit tag placement requirements for signs; deleting a provision that allows a permittee to provide its own replacement tag; revising requirements for permitting certain signs visible to more than one highway; deleting provisions limiting a pilot program to specified locations; deleting redundant provisions relating to certain new or replacement signs; deleting provisions requiring maintenance of statistics on the pilot program; amending s. 479.08, F.S.; revising provisions relating to the denial or revocation of a permit because of false or misleading information in the permit application; amending s. 479.10, F.S.; authorizing the cancellation of a permit; amending s. 479.105, F.S.; revising notice requirements to owners and advertisers relating to signs erected or maintained without a permit; revising procedures for the department to issue a permit as a conforming or non-conforming sign to the owner of an unpermitted sign; providing a penalty; amending s. 479.106, F.S.; revising provisions relating to the removal, cutting, or trimming of trees or vegetation to increase sign face visibility; providing that a specified penalty is applied per sign facing; amending s. 479.107, F.S.; deleting a fine for specified violations; amending s. 479.11, F.S.; prohibiting signs on specified portions of the interstate highway system; amending s. 479.111, F.S.; clarifying a reference to a certain agreement; amending s. 479.15, F.S.; deleting a definition; revising provisions relating to relocation of certain signs on property subject to public acquisition; amending s. 479.156, F.S.; clarifying provisions relating to the regulation of wall murals; amending s. 479.16, F.S.; exempting certain signs from specified provisions; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; prohibiting certain permit exemptions from being implemented or continued if the implementations or continuations will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.24,

F.S.; clarifying provisions relating to compensation paid for the department's acquisition of lawful signs; amending s. 479.25, F.S.; revising provisions relating to local government action with respect to erection of noise-attenuation barriers that block views of lawfully erected signs; deleting provisions to conform to changes made by the act; amending s. 479.261, F.S.; expanding the logo sign program to the limited access highway system; conforming provisions related to a logo sign program on the limited access highway system; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; amending s. 479.313, F.S.; requiring a permittee to pay the cost of removing certain signs following the cancellation of the permit for the sign; repealing s. 76 of chapter 2012-174, Laws of Florida, relating to authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program and directing the department to submit the approved pilot program for legislative approval; establishing a pilot program for the School District of Palm Beach County authorizing signage on certain school district property to recognize the names of the school district's business partners; providing for expiration of the program; requiring the Florida Transportation Commission to study the potential for state revenue from parking meters and other parking time-limit devices; authorizing to commission to retain experts; requiring the department to pay for the experts; requiring certain information from municipalities and counties; requiring certain information to be considered in the study; requiring a written report; providing for the removal of parking meters and parking time-limit devices under certain circumstance; providing for municipalities and counties to pay the cost of removal; providing for a moratorium on new parking meters of other parking time-limit devices on the state right-of-way; providing an exception; amending s. 2 of chapter 85-364, Laws of Florida, relating to the Department of Transportation; authorizing tolls from the Pinellas Bayway to be used for maintenance costs; removing provisions for funding of certain projects; amending s. 110.205, F.S.; conforming cross-references; providing effective dates.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Health & Human Services Committee, Healthy Families Subcommittee and Representative(s) Hager, Berman, Brodeur, Combee, Edwards, Harrell, Kerner, Lee, Magar, McGhee, Moskowitz, Murphy, Pafford, Peters, Pigman, Powell, Pritchett, Rooney, Stewart—

CS for CS for HB 479—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; requiring the department to approve credentialing entities to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of employees of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for advertising a recovery residence as a "certified recovery residence" unless certified; creating s. 397.4871, F.S.; providing legislative intent; requiring the department to create a voluntary certification program for recovery residence administrators; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for suspension or revocation of certification; providing a criminal penalty for advertising oneself as a "certified recovery residence administrator" unless certified; creating s. 397.4872, F.S.; providing exemptions from disqualifying offenses; requiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the

department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list; amending s. 397.407, F.S.; providing conditions for a licensed service provider to refer patients to certified recovery residences or recovery residences owned and operated by the licensed service provider; defining the term "refer"; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Community Affairs; and Appropriations.

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Fresen—

CS for CS for HB 561—A bill to be entitled An act relating to attorneys for dependent children with special needs; creating s. 39.01305, F.S.; providing legislative findings and intent; defining the term "dependent child"; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring that, if one is available, an attorney who is willing to represent a child without additional compensation be appointed; requiring that the appointment be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; requiring the Department of Children and Families to develop procedures to identify dependent children who qualify for an attorney; providing rulemaking authority; providing applicability; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

By Regulatory Affairs Committee, Business & Professional Regulation Subcommittee and Representative(s) Hutson, Saunders—

CS for CS for HB 773—A bill to be entitled An act relating to pugilistic exhibitions; amending s. 548.002, F.S.; revising and providing definitions; amending s. 548.004, F.S.; revising the duties and responsibilities of the executive director of the Florida State Boxing Commission; deleting a provision requiring the electronic recording of commission proceedings; amending s. 548.006, F.S.; clarifying the jurisdiction of the commission over certain amateur and professional matches; amending s. 548.007, F.S.; revising the applicability of chapter 548, F.S.; repealing s. 548.013, F.S., relating to a requirement that foreign copromoters be licensed; amending s. 548.014, F.S.; conforming provisions to changes made by the act; repealing s. 548.015, F.S., relating to the authority of the commission to require a concessionaire to file a form of security with the commission; amending s. 548.017, F.S.; deleting a requirement for the licensure of concessionaires and booking agents; amending s. 548.046, F.S.; providing for immediate license suspension and other disciplinary action if a participant fails or refuses to provide a urine sample or tests positive for specified prohibited substances; amending s. 548.052, F.S.; revising requirements for providing an advance payment or loan against a purse to a participant; amending s. 548.054, F.S.; revising procedure and requirements for requesting a hearing following the withholding of a purse; amending s. 548.06, F.S.; revising the calculation of gross receipts; authorizing a promoter to issue a specified amount of complimentary tickets that are not included in gross receipts; requiring authorization from the commission to issue complimentary tickets that are not included in gross receipts in an amount greater than a specified amount; providing application requirements and procedures; providing that certain promoters are not required to report specified information; requiring promoters to retain specified documents and records; authorizing the commission and the Department of Business and Professional Regulation to audit specified records retained by a promoter; requiring the commission to adopt rules; amending s. 548.066, F.S.; conforming a provision to changes made by the act; amending s. 548.07, F.S.; revising the procedure for suspension of licensure; amending s. 548.073, F.S.; requiring that commission hearings be held in accordance with the Administrative Procedure Act; providing an appropriation; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Accountability; Judiciary; and Appropriations.

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Renuart, Hutson—

CS for CS for HB 791—A bill to be entitled An act relating to coastal management; amending s. 161.053, F.S.; revising permit requirements for coastal construction and excavation; authorizing the Department of Environmental Protection, in consultation with the Fish and Wildlife Conservation Commission, to grant areawide permits for certain structures; requiring the department to adopt rules; creating s. 258.435, F.S.; requiring the Department of Environmental Protection to promote the public use of aquatic preserves and their associated uplands; authorizing the department to receive gifts and donations for specified purposes; providing restrictions for moneys received; authorizing the department to grant privileges and concessions for accommodation of visitors in and use of aquatic preserves and their associated uplands; providing criteria for granting such concessions; providing restrictions on such privileges and concessions and prohibiting them from being assigned or transferred without the department's consent; requiring the department to post descriptions of proposed privileges and concessions on the department's website; requiring the department to provide an opportunity for public comment on agreements for such privileges and concessions; amending s. 380.276, F.S.; authorizing the department to allow state agencies and local governments to use additional safety and warning devices at public beaches under certain conditions; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

By Economic Affairs Committee, Economic Development & Tourism Subcommittee and Representative(s) Hutson, Campbell—

CS for HB 7023—A bill to be entitled An act relating to economic development; amending s. 163.3180, F.S.; prohibiting a local government from applying transportation concurrency or requiring proportionate-share contribution or construction for a new business development for a specified period; providing exceptions; amending s. 163.31801, F.S.; prohibiting a county, municipality, or special district from imposing certain new or existing impact fees on a new business development for a specified period; providing exceptions; amending s. 163.3202, F.S.; requiring each county and municipality to adopt or amend and enforce certain land development regulations within a specified period after submitting a comprehensive plan; amending s. 212.098, F.S.; providing a sales tax refund for purchases of electricity by certain eligible businesses; providing an annual cap on the total amount of tax refunds that may be approved; authorizing the Department of Revenue to adopt rules; 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 an analysis of the New Markets Development Program to the Governor and Legislature within a specified period and periodically thereafter; amending s. 288.005, F.S.; providing definitions; creating s. 288.006, F.S.; providing legislative intent; restricting the use of loan program funds; providing for the reversion of appropriated funds in the event of a termination of a loan program or loan program contract; requiring eligible recipients and loan administrators to avoid potential conflicts of interest; defining the term "immediate family"; providing additional eligibility requirements for eligible recipients and loan administrator applicants; authorizing the Auditor General to conduct audits; authorizing the Department of Economic Opportunity to adopt rules; amending s. 288.018, F.S.; increasing the maximum grant amount that an organization may receive from the department under the Regional Rural Development Grants Program; renaming a "rural area of critical economic concern" as a "rural area of opportunity"; amending s. 288.987, F.S.; increasing the amount of funds that may be spent on staffing and administrative expenses of the Florida Defense Support Task Force; amending s. 290.0411, F.S.; revising legislative intent for purposes of the Florida Small Cities Community Development Block Grant Program; amending s. 290.044, F.S.; requiring the department to adopt rules establishing a competitive selection process for loan guarantees and grants awarded under the block grant program; revising the criteria for the award of grants; amending s. 290.046, F.S.; revising limits on the number of grants that an applicant may apply for and receive; requiring the department to conduct a site

visit before awarding a grant; requiring the department to rank applications according to criteria established by rule and distribute funds according to the rankings; revising scoring factors to consider in ranking applications; revising requirements for public hearings; providing that the creation of a citizen advisory task force is discretionary; deleting a provision requiring a local government to obtain department consent for an alternative citizen participation plan; amending s. 290.047, F.S.; revising the maximum percentages and amounts of block grant funds that may be spent on certain costs and expenses; amending s. 290.0475, F.S.; conforming provisions to changes made by the act; correcting a reference; amending s. 290.048, F.S.; deleting a provision authorizing the department to adopt and enforce strict requirements concerning an applicant's written description of a service area; amending s. 331.3051, F.S.; requiring Space Florida to consult with the Florida Tourism Industry Marketing Corporation in developing a space tourism marketing plan; authorizing Space Florida to enter into an agreement with the corporation for a specified purpose; revising the research and development duties of Space Florida; amending s. 443.1116, F.S.; defining the term "employer-sponsored training"; revising components required for approval of a short-time compensation plan; revising eligibility requirements for short-time compensation benefits; amending s. 443.141, F.S.; providing an employer payment schedule for contributions to the Unemployment Compensation Trust Fund; providing for applicability; amending ss. 125.271, 163.3177, 163.3187, 163.3246, 211.3103, 212.098, 218.67, 288.065, 288.0655, 288.0656, 288.1088, 288.1089, 290.0055, 339.2819, 339.63, 373.4595, 380.06, 380.0651, 985.686, and 1011.76, F.S.; renaming "rural areas of critical economic concern" as "rural areas of opportunity"; providing an effective date.

—was referred to the Committees on Community Affairs; Military and Veterans Affairs, Space, and Domestic Security; Banking and Insurance;

Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Regulatory Affairs Committee, Government Operations Subcommittee, Business & Professional Regulation Subcommittee and Representative(s) Hutson—

CS for CS for CS for HB 775—A bill to be entitled An act relating to public records; creating s. 548.062, F.S.; providing an exemption from public records requirements for proprietary confidential business information in reports required to be filed with the Florida State Boxing Commission by a promoter or obtained by the commission through an audit of a promoter's books and records; defining the term "proprietary confidential business information"; 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 Regulated Industries; Governmental Oversight and Accountability; and Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 23 was corrected and approved.

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 6:00 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, April 25 or upon call of the President.



Journal of the Senate

Number 17—Regular Session

Friday, April 25, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 10:00 a.m. A quorum present—38:

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

Excused: Senator Negron periodically for the purpose of working on Appropriations

PRAYER

The following prayer was offered by Sister Maureen Martin, Principal, John Paul II Catholic High School, Tallahassee:

Spirit of Justice,
 “Your integrity is implanted in everyone
 Yet in our world it is all too often set aside
 Or lost in self-absorption
 Prejudice and ugly bias, disregarded.
 The world’s continued oppression, denied.
 The indignity of the disabled, unnoticed.
 The gap between rich and poor, ignored.
 What will it take for the over-privileged
 To hear your imploring voice of justice?
 When will those with more than enough
 Turn and give attention to those with less?”
 (By Mary Lou Kownacki)

God of Silent Potency,
 “Through the work of our hands, the creativity of our minds and
 sensibilities of our hearts,
 You are ready at any moment
 To stir and activate our potential,
 To move our lethargy into action,
 To change despair into hopefulness,
 To soften love that has hardened
 To awaken slowly dying dreams,
 To uplift spirits caught in sadness,
 To guide the mind to clear thinking,
 To strengthen wills that are weakened,
 To free that which has been bound.”
 (By Neil Douglas-Klotz)

God of our potency, Lord of infinite compassion, help these legislators, these persons of care and courage and wisdom to be your power at work for good. Taking to heart these words of St. John Paul II: “The future is in your hearts and in your hands. God is entrusting you to the task at once difficult and uplifting of working with him in the building of the civilization of love.” Entrusting our needs to you, we say, Amen.

PLEDGE

Senate Pages, Tanner Clemons of Tallahassee; Elayna Darby of Jacksonville; India Alfonso of Dade City; and Mary Katherine Pittman of Bascom, 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. Hezi Cohen of Daytona Beach, sponsored by Senator Hukill, as the doctor of the day. Dr. Cohen specializes in family medicine.

ADOPTION OF RESOLUTIONS

On motion by Senator Evers—

By Senator Evers—

SR 1752—A resolution congratulating Florida’s own Bubba Watson on his 2014 Masters Tournament win.

WHEREAS, Bubba Watson grew up in the Panhandle community of Bagdad and was introduced to the links at the age of 6, when his father, Gerry, took him to an area golf course, and

WHEREAS, Bubba Watson was tenacious in pursuing his passion for the sport, hitting whiffle balls in his yard for hours on end instead of roughhousing with friends, and

WHEREAS, after graduating from Milton High School and without any formal training, Bubba Watson made an impressive showing as an amateur golfer, being named first-team junior college All-American while playing for Faulkner State Community College, and

WHEREAS, after transferring from Faulkner State to the University of Georgia, Bubba Watson helped the Bulldogs clinch the 2000 South-eastern Conference title, and

WHEREAS, Bubba Watson turned professional in 2003 and joined the Nationwide Tour, where he played until 2005, and

WHEREAS, Bubba Watson finished 21st on the tour's money list in 2005, making him the last player to qualify for the following year's PGA Tour, and

WHEREAS, in 2006, his rookie year with the PGA Tour, Bubba Watson earned more than \$1 million, placing 90th overall, and led the tour in driving distance with 442 yards, and

WHEREAS, in 2010, Bubba Watson claimed his first PGA Tour win at the Travelers Championship on the second hole of a sudden-death playoff, and

WHEREAS, as is characteristic of Bubba Watson's generosity of spirit and love of family, he dedicated the win to his father, who was battling cancer and died later that year, and

WHEREAS, in 2011, Bubba Watson took two PGA Tour titles, besting Phil Mickelson and Webb Simpson, and

WHEREAS, in 2012, Bubba Watson won his first major championship at the Masters Tournament, where he executed a miraculous recovery shot from deep in the woods on pine straw in a sudden-death playoff round against Louis Oosthuizen, and

WHEREAS, his first Masters Tournament title propelled Bubba Watson to a career-high 4th place in the Official World Golf Ranking, but that victory was followed by a difficult year on the PGA Tour that saw him finish with one win, six top-5 finishes, seven top-10 finishes, and three missed cuts, and

WHEREAS, on April 13, 2014, Bubba Watson won the 2014 Masters Tournament at Augusta National Golf Club by three shots with a score of -8, defeating Jordan Spieth and Jonas Blixt, and

WHEREAS, with his 2014 Masters Tournament win, Bubba Watson vaulted again to number four in the Official World Golf Ranking, joining the exclusive company of golfing greats like Jack Nicklaus, Tiger Woods, and Phil Mickelson, who also earned two masters titles in a 3-year period, and

WHEREAS, Bubba Watson's accomplishments on the PGA Tour are well-known, but he also devotes much of his time and money to charity and is a committed Christian who speaks openly about the importance of faith in his life, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That Florida's own Bubba Watson is recognized for his outstanding play on the PGA Tour and his 2014 Masters Tournament win, and

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Bubba Watson as a token of the sentiments expressed herein.

—was introduced out of order and read by title. On motion by Senator Evers, **SR 1752** was read the second time in full and adopted.

SPECIAL GUESTS

Senator Evers recognized 2014 Masters Tournament Winner Bubba Watson who was present in the chamber.

MOTION

On motion by Senator Thrasher, the rules were waived and **SR 1332** was withdrawn from its committees of reference.

At the request of Senator Thrasher—

By Senator Garcia—

SR 1332—A resolution encouraging the creation of a Turkish-Floridian Friendship Task Force to further the long-standing relationship between this state and the Republic of Turkey, build upon time-honored friendships, and promote the cultural, educational, academic, political, and economic ties between these two great nations.

WHEREAS, the Republic of Turkey and the United States of America are long-standing allies, both dearly cherishing the universal values of freedom, democracy, and human rights, and

WHEREAS, in its alliances with the United States, the Republic of Turkey has demonstrated its commitment to world peace and liberty as well as its secular and religious tolerance of others, and

WHEREAS, the Republic of Turkey has the world's 15th largest economy and Europe's 6th largest economy, is a valued trading partner with this state, and is to be commended for its contributions to the global economy, and

WHEREAS, the Republic of Turkey and this state have enjoyed a strong, vibrant, and mutually beneficial economic relationship with the prospect of further growth, and

WHEREAS, it is the custom of this state to welcome all who come, especially those who come in the interest of friendship and commerce, and

WHEREAS, it is in the best interest of this state to further cultivate the good relationship between Florida and the Republic of Turkey, and

WHEREAS, it is the policy of the Florida Legislature to recognize the contributions of our nation's allies and the value of maintaining beneficial relationships with allies, and

WHEREAS, the Turkic American Federation of Southeast (TAFS) is an independent, nonprofit organization that facilitates the mutually beneficial economic relationship between Florida and Turkey, and

WHEREAS, the organization's mission is to promote cultural, educational, academic, business, social, and arts relations and to organize events and activities to bring together the American, Turkish, Turkic, and Eurasian communities within the United States, and

WHEREAS, TAFS represents 12 member organizations in five states: Florida, Georgia, Tennessee, South Carolina, and Alabama, and

WHEREAS, TAFS brings people together by hosting public programs and private events featuring leaders and experts with diverse views on a wide range of global and regional topics through task forces, executive forums, luncheons, conferences, studies, and leadership dialogue, and

WHEREAS, the bipartisan Turkish-Floridian Friendship Task Force was created in 2014, with Senator Rene Garcia and Representative Reggie Fullwood serving as the initial network coordinators, for the purpose of providing members of the Legislature with the opportunity to strengthen Florida-Turkish relations, address issues that concern Turkish Americans in Florida, promote cultural, educational, academic, political, and economic relations between the people of this state and the Turkish people, and coordinate hospitality and educational events and exchanges with TAFS, and

WHEREAS, a Turkish-Floridian Friendship Day reception will be held in Tallahassee on April 1, 2014, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That we recognize the Turkic American Federation of Southeast for its efforts to promote intercultural understanding and goodwill, and the Turkish-Floridian Friendship Task Force for its cooperation with TAFS, and extend best wishes on the occasion of the Turkish-Floridian Friendship Day reception.

BE IT FURTHER RESOLVED that we encourage the creation of a Turkish-Floridian Friendship Task Force by members of this body and the House of Representatives to further the long-standing relations between this state and the Republic of Turkey, build upon time-honored friendships, and promote cultural, educational, academic, political, and economic relations between Florida and Turkey.

—**SR 1332** was introduced, read and adopted by publication.

At the request of Senator Legg—

By Senator Legg—

SR 1746—A resolution recognizing the 2014 State Champion J.W. Mitchell High School ice hockey team.

WHEREAS, J.W. Mitchell High School in New Port Richey is known for consistently living up to its slogan, "We make excellence matter. Mustangs do this every day, every lesson, every class period, and every time," and

WHEREAS, on February 23, 2014, the J.W. Mitchell High School Mustangs ice hockey team won its second Tier II state championship in three seasons, and

WHEREAS, the J.W. Mitchell High School Mustangs ice hockey team finished the season with a 16-2-1 record, outscoring the opposition by 66 points, and

WHEREAS, the J.W. Mitchell High School Mustangs ice hockey team demonstrates excellence both on and off the ice, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the 2014 State Champion J.W. Mitchell High School ice hockey team is recognized for making excellence matter both on and off the ice.

—**SR 1746** was introduced, read and adopted by publication.

At the request of Senator Richter—

By Senator Richter—

SR 1758—A resolution expressing support for the successful negotiation of a mutually beneficial Transatlantic Trade and Investment Partnership between the United States and the European Union.

WHEREAS, the transatlantic economy is the largest in the world, encompassing nearly 50 percent of global gross domestic product (GDP), and the United States-European Union High Level Working Group on Jobs and Growth has called for an agreement to remove constraints to economic growth between these two entities, resulting in discussion of the Transatlantic Trade and Investment Partnership (TTIP), and

WHEREAS, growth of emerging marketplaces across the globe continues to lessen the share of global GDP attributable to the transatlantic economy, and

WHEREAS, expansion of global trade, especially with member nations of the European Union, is of vital importance to the growth of the economy of the United States, small business participation in the international marketplace, and job creation, and

WHEREAS, this state would benefit greatly from the ratification of a comprehensive TTIP, which would create employment opportunities for Floridians as a direct result of loosening current burdens on trade and free markets, and

WHEREAS, the successful implementation of the TTIP will increase exports to the European Union from this state, and

WHEREAS, the Constitution of the United States of America grants the Congress of the United States sole authority in regulating commerce with foreign nations, and

WHEREAS, the negotiation of a successful Transatlantic Trade and Investment Partnership will necessarily be a bipartisan cooperation between state, federal, and foreign governments, NOW, THEREFORE,

Be It Resolved by the Senate of Florida:

That successful negotiation by the Executive Branch of a mutually beneficial Transatlantic Trade and Investment Partnership between the United States and the European Union and its ratification by the United States Congress is supported.

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Florida congressional delegation.

—**SR 1758** was introduced, read and adopted by publication.

MATTERS ON RECONSIDERATION

On motion by Senator Evers, the Senate reconsidered the vote by which—

CS for CS for SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a

person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; revising exceptions to the exemption from civil liability; providing an effective date.

—passed April 23. On motion by Senator Evers, the rules were waived and **CS for CS for SB 1138** was retained on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

Consideration of **CS for CS for SB 586** was deferred.

CS for CS for SB 850—A bill to be entitled An act relating to education; amending s. 1001.42, F.S.; requiring a school that includes certain grades to include information, data, and instructional strategies in its school improvement plan; requiring a school that includes certain grades to implement an early warning system based on indicators to identify students in need of additional academic support; amending s. 1002.32, F.S.; revising the kind of lab schools that receive a proportional share of the sparsity supplement; amending s. 1003.42, F.S.; providing State Board of Education duties relating to middle grades courses; amending s. 1003.4203, F.S.; requiring a district school board, in consultation with the district school superintendent, to make CAPE Digital Tool certificates and CAPE industry certifications available to students, including students with disabilities, in prekindergarten through grade 12, to enable students to attain digital skills; providing eligibility for additional FTE funding; requiring innovative programs and courses that combine academic and career instructional tools and industry certifications into education for both college and career preparedness; providing for additional FTE funding; providing for grade point average calculation; requiring the Department of Education to collaborate with Florida educators and school leaders to provide technical assistance to district school boards regarding implementation; authorizing public schools to provide students with access to third-party assessment centers and career and professional academy curricula; encouraging third-party assessment providers and career and professional academy curricula providers to provide annual training; amending s. 1003.4281, F.S.; deleting calculations for paid and unpaid high school credits; amending s. 1003.4285, F.S.; revising requirements to earn a Scholar designation on a standard high school diploma; revising requirements to earn a Merit designation on a standard high school diploma; creating s. 1003.4298, F.S.; requiring the third-party assessment center providers to report return on investment to students and students' families regarding completing CAPE industry certifications and CAPE Digital Tool certificates; providing criteria for the return on investment report; amending s. 1003.4935, F.S.; authorizing additional FTE funding for certain Digital Tool certificates and industry certifications; amending s. 1003.53, F.S.; authorizing dropout prevention and academic intervention services for a student identified by a school's early warning system; amending s. 1006.135, F.S.; including middle grades schools under provisions prohibiting hazing; revising the definition of the term "hazing"; requiring a school district policy that prohibits hazing and establishes consequences for an act of hazing; revising penalty provisions and providing for applicability; creating s. 1007.273, F.S.; requiring a Florida College System institution to work with each district school board in its designated service area to establish a collegiate high school program; providing options for participation in a collegiate high school program; requiring a Florida College System institution to execute a contract with each district school board in its designated service area to establish the program; authorizing another Florida College System institution to execute a contract with the district school board in certain circumstances; requiring each district school board to execute the contract with the local Florida College System institution; requiring the contract to be executed by a specified date for the purpose of implementation; specifying information that must be included in the contract; specifying requirements for student performance contracts for students participating in the collegiate high school program; providing the calculation for funding the collegiate high school program; prohibiting a Florida College System institution from reporting certain funds for purposes of funding or receiving the standard tuition rate per credit hour for a student enrolled in a dual enrollment course at the institution unless the institution establishes a collegiate high school program; authorizing district school boards to execute a contract with a state university or certain independent colleges and universities to establish the collegiate high

school program; amending s. 1008.44, F.S.; requiring the department to annually identify CAPE Digital Tool certificates and CAPE industry certifications; authorizing the Commissioner of Education to recommend adding certain certificates and certifications; providing requirements for inclusion of CAPE Digital Tool certificates and CAPE industry certifications on the funding list; authorizing the commissioner to limit certain Digital Tool certificates and CAPE industry certifications to students in certain grades; providing requirements for the Articulation Coordinating Committee; amending s. 1011.62, F.S.; specifying requirements relating to additional FTE funding based on completion of certain courses or programs and issuance of CAPE industry certification; deleting obsolete provisions; deleting provisions regarding Florida Cyber Security Recognition, Florida Digital Arts Recognition, and Florida Digital Tool Certificates; amending s. 1012.98, F.S.; providing requirements relating to professional development, including inservice plans and instructional strategies, for middle grades educators; requiring the Department of Education to disseminate professional development in the use of integrated digital instruction; renaming the Florida Agricultural and Mechanical University Crestview Education Center as the "Senator Durell Peaden, Jr., FAMU Educational Center"; providing an effective date.

—as amended April 11 was read the third time by title.

On motion by Senator Legg, **CS for CS for SB 850** as amended was passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Diaz de la Portilla	Legg
Abruzzo	Flores	Margolis
Altman	Galvano	Montford
Bean	Garcia	Richter
Benacquisto	Gardiner	Ring
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hukill	Soto
Bullard	Joyner	Stargel
Clemens	Latvala	Thompson
Dean	Lee	Thrasher

Nays—None

Vote after roll call:

Yea—Detert, Evers, Hays, Sachs, Simmons, Sobel

Consideration of **CS for CS for SB 764** was deferred.

CS for SB 1726—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term "public receiving facility"; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing that implementation is subject to specific appropriations; providing an effective date.

—was read the third time by title.

On motion by Senator Sobel, **CS for SB 1726** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bean	Brandes
Abruzzo	Benacquisto	Braynon
Altman	Bradley	Bullard

Clemens	Hays	Sachs
Dean	Hukill	Simmons
Detert	Joyner	Simpson
Diaz de la Portilla	Latvala	Smith
Evers	Lee	Sobel
Flores	Legg	Soto
Garcia	Margolis	Stargel
Gardiner	Montford	Thompson
Gibson	Richter	Thrasher
Grimsley	Ring	

Nays—None

Vote after roll call:

Yea—Galvano

CS for CS for CS for SB 602—A bill to be entitled An act relating to the residency of candidates and public officers; creating ss. 99.0125 and 111.015, F.S.; requiring a candidate or public officer required to reside in a specific geographic area to have only one domicile at a time; providing factors that may be considered when determining residency; providing exceptions for active duty military members; amending ss. 14.01, 16.01, 17.02, 19.23, and 114.03, F.S.; specifying the applicability of residency requirements on the Governor and Cabinet officers; specifying that the act does not apply to members of the Legislature; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for CS for CS for SB 602** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

CS for CS for HB 287—A bill to be entitled An act relating to certificates of need; amending s. 408.034, F.S.; decreasing the subdistrict average occupancy rate that the Agency for Health Care Administration is required to maintain as a goal of its nursing-home-bed-need methodology; conforming a provision to changes made by the act; authorizing an applicant to aggregate the need of geographically contiguous subdistricts within a district for a proposed community nursing home under certain circumstances; requiring the proposed nursing home site to be located in the subdistrict with the greater need under certain circumstances; recognizing an additional positive application factor for an applicant who voluntarily relinquishes certain nursing home beds; requiring the applicant to demonstrate that it meets certain requirements; amending s. 408.036, F.S.; providing that, under certain circumstances, replacement of a nursing home and relocation of a portion of a nursing home's licensed beds to another facility, or to establish a new facility, is a health-care-related project subject to expedited review; conforming a cross-reference; revising the requirements for projects that are exempted from applying for a certificate of need; creating s. 408.0436, F.S.; prohibiting the agency from approving a certificate-of-need application for new community nursing home beds under certain circumstances; defining the term "batching cycle"; providing for future repeal; repealing s. 408.0435, F.S., relating to the moratorium on the approval of certificates

of need for additional community nursing home beds; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for CS for HB 287** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	

Nays—None

CS for CS for HB 409—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Abruzzo moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (663072) (with title amendment)—Delete lines 73-529 and insert:
Florida Statutes, are amended, subsections (11) through (17) of that section are redesignated as subsections (13) through (19), respectively, and new subsections (11) and (12) are added to that section, to read:

817.568 Criminal use of personal identification information.—

(6) Any person who willfully and without authorization fraudulently uses personal identification information concerning an individual who is younger less than 18 years of age or 60 years of age or older without first obtaining the consent of that individual or of his or her legal guardian commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(7) Any person who is in the relationship of parent or legal guardian, or who otherwise exercises custodial authority over an individual who is younger less than 18 years of age or 60 years of age or older, who willfully

and fraudulently uses personal identification information of that individual commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(11) A person who willfully and without authorization fraudulently uses personal identification information concerning an individual who is 60 years of age or older; a disabled adult as defined in s. 825.101; a public servant as defined in s. 838.014; a veteran as defined in s. 1.01; a first responder as defined in s. 125.01045; an individual who is employed by the State of Florida; or an individual who is employed by the Federal Government without first obtaining the consent of that individual commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(12) In addition to any sanction imposed when a person pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, a violation of this section, the court shall impose a surcharge of \$1,001. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision.

(a) The sum of \$500 of the surcharge shall be deposited into the Department of Law Enforcement Operating Trust Fund for the department to provide grants to local law enforcement agencies to investigate offenses related to the criminal use of personal identification information as provided in s. 943.0412.

(b) The sum of \$500 of the surcharge shall be deposited into the State Attorneys Revenue Trust Fund for the purpose of funding prosecutions of offenses relating to the criminal use of personal identification information.

(c) The clerk of the court shall retain \$1 of each \$1,001 surcharge that he or she collects as a service charge of the clerk's office.

(d) The surcharge may not be waived by the court. In the event that the person has been ordered to pay restitution in accordance with s. 775.089, the surcharge shall be included in a judgment.

Section 3. Subsections (2), (3), and (8) of section 825.101, Florida Statutes, are amended to read:

825.101 Definitions.—As used in this chapter:

(2) “Caregiver” means a person who has been entrusted with or has assumed responsibility for the care or the property of an elderly person or disabled adult. “Caregiver” includes, but is not limited to, relatives, court-appointed or voluntary guardians, adult household members, neighbors, health care providers, and employees and volunteers of facilities as defined in subsection (6)(7).

~~(3) “Deception” means:~~

~~(a) Misrepresenting or concealing a material fact relating to:~~

~~1. Services rendered, disposition of property, or use of property, when such services or property are intended to benefit an elderly person or disabled adult;~~

~~2. Terms of a contract or agreement entered into with an elderly person or disabled adult; or~~

~~3. An existing or preexisting condition of any property involved in a contract or agreement entered into with an elderly person or disabled adult; or~~

~~(b) Using any misrepresentation, false pretense, or false promise in order to induce, encourage, or solicit an elderly person or disabled adult to enter into a contract or agreement.~~

~~(8) “Intimidation” means the communication by word or act to an elderly person or disabled adult that the elderly person or disabled adult will be deprived of food, nutrition, clothing, shelter, supervision, medicine, medical services, money, or financial support or will suffer physical violence.~~

Section 4. Section 825.103, Florida Statutes, is amended to read:

825.103 Exploitation of an elderly person or disabled adult; penalties.—

(1) "Exploitation of an elderly person or disabled adult" means:

(a) Knowingly, ~~by deception or intimidation~~, obtaining or using, or endeavoring to obtain or use, an elderly person's or disabled adult's funds, assets, or property with the intent to temporarily or permanently deprive the elderly person or disabled adult of the use, benefit, or possession of the funds, assets, or property, or to benefit someone other than the elderly person or disabled adult, by a person who:

1. Stands in a position of trust and confidence with the elderly person or disabled adult; or
2. Has a business relationship with the elderly person or disabled adult;

(b) Obtaining or using, endeavoring to obtain or use, or conspiring with another to obtain or use an elderly person's or disabled adult's funds, assets, or property with the intent to temporarily or permanently deprive the elderly person or disabled adult of the use, benefit, or possession of the funds, assets, or property, or to benefit someone other than the elderly person or disabled adult, by a person who knows or reasonably should know that the elderly person or disabled adult lacks the capacity to consent; ~~or~~

(c) Breach of a fiduciary duty to an elderly person or disabled adult by the person's guardian, *trustee who is an individual*, or agent under a power of attorney which results in an unauthorized appropriation, sale, or transfer of property. *An unauthorized appropriation under this paragraph occurs when the elderly person or disabled adult does not receive the reasonably equivalent financial value in goods or services, or when the fiduciary violates any of these duties:*

1. For agents appointed under chapter 709:
 - a. Committing fraud in obtaining their appointments;
 - b. Abusing their powers;
 - c. Wasting, embezzling, or intentionally mismanaging the assets of the principal or beneficiary; or
 - d. Acting contrary to the principal's sole benefit or best interest; or
2. For guardians and trustees who are individuals and who are appointed under chapter 736 or chapter 744:
 - a. Committing fraud in obtaining their appointments;
 - b. Abusing their powers; or
 - c. Wasting, embezzling, or intentionally mismanaging the assets of the ward or beneficiary of the trust;

(d) *Misappropriating, misusing, or transferring without authorization money belonging to an elderly person or disabled adult from an account in which the elderly person or disabled adult placed the funds, owned the funds, and was the sole contributor or payee of the funds before the misappropriation, misuse, or unauthorized transfer. This paragraph only applies to the following types of accounts:*

1. Personal accounts;
2. Joint accounts created with the intent that only the elderly person or disabled adult enjoys all rights, interests, and claims to moneys deposited into such account; or
3. Convenience accounts created in accordance with s. 655.80; or

(e) *Intentionally or negligently failing to effectively use an elderly person's or disabled adult's income and assets for the necessities required for that person's support and maintenance, by a caregiver or a person who stands in a position of trust and confidence with the elderly person or disabled adult.*

(2) *Any inter vivos transfer of money or property valued in excess of \$10,000 at the time of the transfer, whether in a single transaction or multiple transactions, by a person age 65 or older to a nonrelative whom the transferor knew for fewer than 2 years before the first transfer and for which the transferor did not receive the reasonably equivalent financial*

value in goods or services creates a permissive presumption that the transfer was the result of exploitation.

(a) *This subsection applies regardless of whether the transfer or transfers are denoted by the parties as a gift or loan, except that it does not apply to a valid loan evidenced in writing that includes definite repayment dates. However, if repayment of any such loan is in default, in whole or in part, for more than 65 days, the presumption of this subsection applies.*

(b) *This subsection does not apply to:*

1. *Persons who are in the business of making loans.*
2. *Bona fide charitable donations to nonprofit organizations that qualify for tax exempt status under the Internal Revenue Code.*

(c) *In a criminal case to which this subsection applies, if the trial is by jury, jurors shall be instructed that they may, but are not required to, draw an inference of exploitation upon proof beyond a reasonable doubt of the facts listed in this subsection. The presumption of this subsection imposes no burden of proof on the defendant.*

(3)(a) *If the funds, assets, or property involved in the exploitation of the elderly person or disabled adult is valued at \$50,000 ~~\$100,000~~ or more, the offender commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(b) *If the funds, assets, or property involved in the exploitation of the elderly person or disabled adult is valued at \$10,000 ~~\$20,000~~ or more, but less than \$50,000 ~~\$100,000~~, the offender commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(c) *If the funds, assets, or property involved in the exploitation of an elderly person or disabled adult is valued at less than \$10,000 ~~\$20,000~~, the offender commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(4) *If a person is charged with financial exploitation of an elderly person or disabled adult that involves the taking of or loss of property valued at more than \$5,000 and property belonging to a victim is seized from the defendant pursuant to a search warrant, the court shall hold an evidentiary hearing and determine, by a preponderance of the evidence, whether the defendant unlawfully obtained the victim's property. If the court finds that the property was unlawfully obtained, the court may order it returned to the victim for restitution purposes before trial on the charge. This determination is inadmissible in evidence at trial on the charge and does not give rise to any inference that the defendant has committed an offense under this section.*

Section 5. Section 943.0412, Florida Statutes, is created to read:

943.0412 Identity Theft and Fraud Grant Program.—

(1) *There is created the Identity Theft and Fraud Grant Program within the department to award grants to support local law enforcement agencies in the investigation and enforcement of personal identification information theft and fraud.*

(2) *Funds collected pursuant to s. 817.568(12)(a) and any funds specifically appropriated for the grant program shall be awarded annually by the department to local law enforcement agencies. The total amount of grants awarded may not exceed funding appropriated for the grant program.*

(3) *The department may establish criteria and set specific time periods for the acceptance of applications and for the selection process for awards.*

Section 6. Paragraph (a) of subsection (5) of section 775.0844, Florida Statutes, is amended to read:

775.0844 White Collar Crime Victim Protection Act.—

(5) Any person who commits an aggravated white collar crime as defined in this section and in so doing either:

- (a) ~~Victimizes 10 or more elderly persons, as defined in s. 825.101(5);~~

and thereby obtains or attempts to obtain \$50,000 or more, commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 7. Paragraphs (f), (g), and (h) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(f) LEVEL 6

Florida Statute	Felony Degree	Description
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
499.0051(3)	2nd	Knowing forgery of pedigree papers.
499.0051(4)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
499.0051(5)	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.
790.115(2)(d)	2nd	Discharging firearm or weapon on school property.
790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
790.164(1)	2nd	False report of deadly explosive, weapon of mass destruction, or act of arson or violence to state property.
790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.

Florida Statute	Felony Degree	Description
794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
794.05(1)	2nd	Unlawful sexual activity with specified minor.
800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years.
800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.
812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
812.015(9)(a)	2nd	Retail theft; property stolen \$300 or more; second or subsequent conviction.
812.015(9)(b)	2nd	Retail theft; property stolen \$3,000 or more; coordination of others.
812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.
825.102(1)	3rd	Abuse of an elderly person or disabled adult.
825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.
825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000 \$20,000 .
825.103(2)(e)	3rd	
827.03(2)(c)	3rd	Abuse of a child.
827.03(2)(d)	3rd	Neglect of a child.
827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
836.05	2nd	Threats; extortion.
836.10	2nd	Written threats to kill or do bodily injury.
843.12	3rd	Aids or assists person to escape.
847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.	461.012(1)	3rd	Practicing podiatric medicine without a license.
847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.	462.17	3rd	Practicing naturopathy without a license.
914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.	463.015(1)	3rd	Practicing optometry without a license.
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.	464.016(1)	3rd	Practicing nursing without a license.
944.40	2nd	Escapes.	465.015(2)	3rd	Practicing pharmacy without a license.
944.46	3rd	Harboring, concealing, aiding escaped prisoners.	466.026(1)	3rd	Practicing dentistry or dental hygiene without a license.
944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.	467.201	3rd	Practicing midwifery without a license.
951.22(1)	3rd	Intoxicating drug, firearm, or weapon introduced into county facility.	468.366	3rd	Delivering respiratory care services without a license.
(g) LEVEL 7			483.828(1)	3rd	Practicing as clinical laboratory personnel without a license.
Florida Statute	Felony Degree	Description	484.901(9)	3rd	Practicing medical physics without a license.
316.027(1)(b)	1st	Accident involving death, failure to stop; leaving scene.	484.013(1)(c)	3rd	Preparing or dispensing optical devices without a prescription.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.	484.053	3rd	Dispensing hearing aids without a license.
316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.	484.053	3rd	Dispensing hearing aids without a license.
327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.	494.0018(2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.	560.123(8)(b)1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
409.920 (2)(b)1.a.	3rd	Medicaid provider fraud; \$10,000 or less.	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
409.920 (2)(b)1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
456.065(2)	3rd	Practicing a health care profession without a license.	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew driver's license or identification card; other registration violations.
456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.	775.21(10)(b)	3rd	Sexual predator working where children regularly congregate.
458.327(1)	3rd	Practicing medicine without a license.	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
459.013(1)	3rd	Practicing osteopathic medicine without a license.	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
460.411(1)	3rd	Practicing chiropractic medicine without a license.	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
782.071	2nd	Killing of a human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).	794.08(4)	3rd	Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.
782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).	796.03	2nd	Procuring any person under 16 years for prostitution.
784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.	800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.
784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.	800.04(5)(c)2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender 18 years or older.
784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.	806.01(2)	2nd	Maliciously damage structure by fire or explosive.
784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.	810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
784.048(7)	3rd	Aggravated stalking; violation of court order.	810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
784.07(2)(d)	1st	Aggravated battery on law enforcement officer.	810.02(3)(d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.	810.02(3)(e)	2nd	Burglary of authorized emergency vehicle.
784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.	812.014(2)(a)1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
784.081(1)	1st	Aggravated battery on specified official or employee.	812.014(2)(b)2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.	812.014(2)(b)3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
784.083(1)	1st	Aggravated battery on code inspector.	812.014(2)(b)4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
787.06(3)(a)	1st	Human trafficking using coercion for labor and services.	812.0145(2)(a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
787.06(3)(e)	1st	Human trafficking using coercion for labor and services by the transfer or transport of any individual from outside Florida to within the state.	812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).	812.131(2)(a)	2nd	Robbery by sudden snatching.
790.16(1)	1st	Discharge of a machine gun under specified circumstances.	812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.	817.034(4)(a)1.	1st	Communications fraud, value greater than \$50,000.
790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.	817.234(8)(a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.	817.234(9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.	817.234(11)(c)	1st	Insurance fraud; property value \$100,000 or more.
790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.	817.2341 (2)(b) & (3)(b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
		an insuring entity which are a significant cause of the insolvency of that entity.	893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).
817.535(2)(a)	3rd	Filing false lien or other unauthorized document.	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
825.102(3)(b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
825.103(2)(b) 825.103(3)(b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 \$20,000 or more, but less than \$50,000 \$100,000 .	893.135 (1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
827.03(2)(b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.	893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
827.04(3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.	893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.	893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
838.015	2nd	Bribery.	893.135 (1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
838.016	2nd	Unlawful compensation or reward for official behavior.	893.135 (1)(h)1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
838.021(3)(a)	2nd	Unlawful harm to a public servant.	893.135 (1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
838.22	2nd	Bid tampering.	893.135 (1)(k)2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
843.0855(2)	3rd	Impersonation of a public officer or employee.	893.1351(2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
843.0855(3)	3rd	Unlawful simulation of legal process.	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
843.0855(4)	3rd	Intimidation of a public officer or employee.	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
872.06	2nd	Abuse of a dead human body.	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
893.13(1)(e)1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	787.06(3)(b)	1st	Human trafficking using coercion for commercial sexual activity.
944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.	787.06(3)(c)	1st	Human trafficking using coercion for labor and services of an unauthorized alien.
985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.	787.06(3)(f)	1st	Human trafficking using coercion for commercial sexual activity by the transfer or transport of any individual from outside Florida to within the state.
985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	790.161(3)	1st	Discharging a destructive device which results in bodily harm or property damage.
985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.	794.011(5)	2nd	Sexual battery, victim 12 years or over, offender does not use physical force likely to cause serious injury.
(h) LEVEL 8					
Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
316.193 (3)(c)3.a.	2nd	DUI manslaughter.	794.08(3)	2nd	Female genital mutilation, removal of a victim younger than 18 years of age from this state.
316.1935(4)(b)	1st	Aggravated fleeing or attempted eluding with serious bodily injury or death.	800.04(4)	2nd	Lewd or lascivious battery.
327.35(3)(c)3.	2nd	Vessel BUI manslaughter.	806.01(1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.
499.0051(7)	1st	Knowing trafficking in contraband prescription drugs.	810.02(2)(a)	1st, PBL	Burglary with assault or battery.
499.0051(8)	1st	Knowing forgery of prescription labels or prescription drug labels.	810.02(2)(b)	1st, PBL	Burglary; armed with explosives or dangerous weapon.
560.123(8)(b)2.	2nd	Failure to report currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000 by money transmitter.	810.02(2)(c)	1st	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.
560.125(5)(b)	2nd	Money transmitter business by unauthorized person, currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000.	812.014(2)(a)2.	1st	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.
655.50(10)(b)2.	2nd	Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.	812.13(2)(b)	1st	Robbery with a weapon.
777.03(2)(a)	1st	Accessory after the fact, capital felony.	812.135(2)(c)	1st	Home-invasion robbery, no firearm, deadly weapon, or other weapon.
782.04(4)	2nd	Killing of human without design when engaged in act or attempt of any felony other than arson, sexual battery, robbery, burglary, kidnapping, aggravated fleeing or eluding with serious bodily injury or death, aircraft piracy, or unlawfully discharging bomb.	817.535(2)(b)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.
782.051(2)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony not enumerated in s. 782.04(3).	817.535(3)(a)	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.
782.071(1)(b)	1st	Committing vehicular homicide and failing to render aid or give information.	817.535(4)(a)1.	2nd	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.
782.072(2)	1st	Committing vessel homicide and failing to render aid or give information.	817.535(5)(a)	2nd	Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument.
			817.568(6)	2nd	Fraudulent use of personal identification information of an individual under the age of 18.
			825.102(2)	1st	Aggravated abuse of an elderly person or disabled adult.
			825.1025(2)	2nd	Lewd or lascivious battery upon an elderly person or disabled adult.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
825.103(3)(a) 825.103(2)(a)	1st	Exploiting an elderly person or disabled adult and property is valued at \$50,000 \$100,000 or more.	896.101(5)(b)	2nd	Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.
837.02(2)	2nd	Perjury in official proceedings relating to prosecution of a capital felony.	896.104(4)(a)2.	2nd	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,000.
837.021(2)	2nd	Making contradictory statements in official proceedings relating to prosecution of a capital felony.			
860.121(2)(c)	1st	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.			
860.16	1st	Aircraft piracy.			
893.13(1)(b)	1st	Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).			
893.13(2)(b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).			
893.13(6)(c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).			
893.135(1)(a)2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.			
893.135 (1)(b)1.b.	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.			
893.135 (1)(c)1.b.	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.			
893.135 (1)(d)1.b.	1st	Trafficking in phencyclidine, more than 200 grams, less than 400 grams.			
893.135 (1)(e)1.b.	1st	Trafficking in methaqualone, more than 5 kilograms, less than 25 kilograms.			
893.135 (1)(f)1.b.	1st	Trafficking in amphetamine, more than 28 grams, less than 200 grams.			
893.135 (1)(g)1.b.	1st	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.			
893.135 (1)(h)1.b.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 5 kilograms or more, less than 10 kilograms.			
893.135 (1)(j)1.b.	1st	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.			
893.135 (1)(k)2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.			
893.1351(3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.			
895.03(1)	1st	Use or invest proceeds derived from pattern of racketeering activity.			
895.03(2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.			
895.03(3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.			

Section 8. For the purpose of incorporating the amendment made by this act to section 825.103, Florida Statutes, in a reference thereto, subsection (1) of section 772.11, Florida Statutes, is reenacted to read:

772.11 Civil remedy for theft or exploitation.—

(1) Any person who proves by clear and convincing evidence that he or she has been injured in any fashion by reason of any violation of ss. 812.012-812.037 or s. 825.103(1) has a cause of action for threefold the actual damages sustained and, in any such action, is entitled to minimum damages in the amount of \$200, and reasonable attorney's fees and court costs in the trial and appellate courts. Before filing an action for damages under this section, the person claiming injury must make a written demand for \$200 or the treble damage amount of the person liable for damages under this section. If the person to whom a written demand is made complies with such demand within 30 days after receipt of the demand, that person shall be given a written release from further civil liability for the specific act of theft or exploitation by the person making the written demand. Any person who has a cause of action under this section may recover the damages allowed under this section from the parents or legal guardian of any unemancipated minor who lives with his or her parents or legal guardian and who is liable for damages under this section. Punitive damages may not be awarded under this section. The defendant is entitled to recover reasonable attorney's fees and court costs in the trial and appellate courts upon a finding that the claimant raised a claim that was without substantial fact or legal support. In awarding attorney's fees and costs under this section, the court may not consider the ability of the opposing party to pay such fees and costs. This section does not limit any right to recover attorney's fees or costs provided under any other law.

Section 9. (1) For the 2014-2015 fiscal year, the sum of \$72,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Law Enforcement for local law enforcement grants as provided in s. 943.0412, Florida Statutes, as created by this act.

(2) For the 2014-2015 fiscal year, the sum of \$42,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Law Enforcement, and one full-time equivalent position with associated salary rate is authorized, to administer the Identity Theft and Fraud Grant Program as provided in s. 943.0412, Florida Statutes, as created by this act.

(3) For the 2014-2015 fiscal year, the sum of \$186,000 in recurring funds is appropriated from the General Revenue Fund to the State Attorneys Revenue Trust Fund to be distributed equally to the state attorneys of the Eleventh, Fifteenth, and Seventeenth Judicial Circuits for salaries and benefits for one assistant state attorney in each circuit to prosecute personal identification information theft and fraud offenses.

And the title is amended as follows:

Delete lines 2-31 and insert: An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; providing that it is unlawful for any person to willfully and without authorization fraudulently use personal identification information concerning specified individuals without their consent; providing criminal penalties; providing for a surcharge and allocation thereof; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circum-

stances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; creating s. 943.0412, F.S.; providing legislative findings; creating the Identity Theft and Fraud Grant Program; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing appropriations and authorizing a position; providing an

On motion by Senator Richter, **CS for CS for HB 409** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

CS for CS for HB 633—A bill to be entitled An act relating to the Division of Insurance Agents and Agency Services; amending s. 20.121, F.S.; revising the name of the division; amending s. 624.310, F.S.; revising service delivery methods; amending s. 624.318, F.S.; prohibiting the removal of specified original documents under certain conditions; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; prohibiting new limited customer representative licenses from being issued after a specified date; defining the term “unaffiliated insurance agent”; amending s. 626.0428, F.S.; revising prohibitions relating to binding insurance and soliciting insurance; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee and any person under his or her supervision; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing for expiration of an agency license under specified circumstances; amending s. 626.112, F.S.; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.171, F.S.; providing an exemption from certain licensure application fees; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; amending s. 626.207, F.S.; conforming a cross-reference; amending s. 626.241, F.S.; revising the scope of the examination for a limited agent; amending s. 626.261, F.S.; deleting a provision requiring certain costs to be paid by applicants who request licensure examinations in Spanish; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses employees and authorized representatives of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s.

626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; amending s. 626.611, F.S.; requiring the department to suspend certain licenses and appointments; amending s. 626.641, F.S.; conforming a cross-reference; amending s. 626.733, F.S.; revising applicability of certain appointment provisions; amending s. 626.7355, F.S.; revising qualifications for a temporary customer representative’s license; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances on a specified date; amending s. 626.7845, F.S.; revising a prohibition against unlicensed transaction of life insurance; amending ss. 626.8411, 626.861, and 626.862, F.S.; conforming cross-references; amending s. 626.9272, F.S.; revising requirements for the licensure of nonresident surplus lines agents; creating s. 627.4553, F.S.; requiring an insurance agent who recommends the surrender of certain annuity or life insurance to provide certain information to the department; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; amending s. 627.706, F.S.; revising definitions; amending s. 627.7074, F.S.; providing grounds for the department to deny an application, or suspend or revoke approval of certification, of a neutral evaluator; requiring the department to adopt rules; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval, of a mediator; authorizing the department to adopt rules; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending s. 648.43, F.S.; revising requirements for the submission of a power of attorney; amending s. 648.49, F.S.; revising provisions relating to the duration of suspension or revocation of a license; amending ss. 943.0585 and 943.059, F.S.; prohibiting persons seeking to be licensed by the Division of Insurance Agent and Agency Services from denying or failing to acknowledge certain expunged or sealed records; conforming cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for HB 633** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Detert

CS for SB 1238—A bill to be entitled An act relating to family trust companies; amending s. 655.005, F.S.; revising the definition of the term “financial institutions codes”; creating chapter 662, F.S.; creating s. 662.10, F.S.; providing a short title; creating s. 662.102, F.S.; providing the purpose of the act; creating s. 662.111, F.S.; defining terms; creating s. 662.112, F.S.; providing for the calculation of kinship; creating s.

662.114, F.S.; exempting a family trust company or foreign licensed family trust company from licensure; creating s. 662.115, F.S.; providing for the applicability of the chapter to a family trust company or foreign licensed family trust company; creating s. 662.120, F.S.; specifying the maximum number of designated relatives allowed for a family trust company and a licensed family trust company; creating s. 662.121, F.S.; providing procedures for applying for a family trust company license; requiring a fee; creating s. 662.1215, F.S.; providing for investigations of applicants by the Office of Financial Regulation; creating s. 662.122, F.S.; providing procedures for the registration of a family trust company or a foreign licensed family trust company; requiring a fee; creating s. 662.1225, F.S.; providing requirements for a family trust company, licensed family trust company, and foreign licensed family trust company; creating s. 662.123, F.S.; requiring organizational documents to include certain provisions; authorizing the use of the term "trust"; creating s. 662.124, F.S.; requiring a minimum capital account; creating s. 662.125, F.S.; vesting exclusive authority to manage a family trust company or licensed family trust company in a board of directors or managers; providing for appointment of directors and managers; requiring certain notice to the office in specified circumstances; requiring the office to issue a notice of disapproval of a proposed appointment in specified circumstances; creating s. 662.126, F.S.; requiring that licensed family trust companies procure and maintain fidelity bonds or specified minimum capital account and errors and omissions insurance; authorizing a family trust company that is not licensed to procure and maintain such coverage; authorizing licensed and unlicensed family trust companies to procure and maintain other insurance policies; creating s. 662.127, F.S.; requiring certain books and records to be segregated; creating s. 662.128, F.S.; requiring annual license and registration renewal; requiring a fee; creating s. 662.129, F.S.; providing for the discontinuance of a licensed family trust company; creating s. 662.130, F.S.; authorizing family trust companies to conduct certain activities; creating s. 662.131, F.S.; prohibiting certain activities on the part of family trust companies; creating s. 662.132, F.S.; imposing certain requirements on the assets that form the minimum capital of licensed family trust companies and family trust companies; authorizing such trust companies to purchase or rent real or personal property, invest funds, and, while acting as a fiduciary, make certain purchases; imposing a restriction on that authorization; clarifying the degree of prudence required of fiduciaries; restricting the authority of a fiduciary to purchase certain bonds or securities; specifying additional authority of fiduciaries; applying the duty of loyalty to family trust companies in certain cases; creating s. 662.133, F.S.; requiring certain officers, directors, or managers of a licensed family trust company or a family trust company to make an oath, affirmation, affidavit, or acknowledgment on behalf of the company in certain circumstances; creating s. 662.134, F.S.; prohibiting a family trust company from advertising to the public; creating s. 662.135, F.S.; providing that a licensed family trust company is not required to post a bond to serve as a court-appointed fiduciary; creating s. 662.140, F.S.; authorizing the commission to adopt rules; creating s. 662.141, F.S.; authorizing the office to conduct examinations and investigations; requiring that family trust companies be examined at least once every 18 months; authorizing the office to accept an independent audit in lieu of conducting an examination; requiring the office to examine the books and records of a family trust company or licensed family trust company; authorizing the office to rely on a certificate of trust, trust summary, or written statement in certain circumstances; authorizing the commission to adopt rules relating to records and requirements; authorizing the office to examine the books and records of a foreign licensed family trust company; requiring family trust companies to pay examination fees tied to actual costs incurred by the office; providing a penalty for late payment and authorizing an administrative fine if late payment is intentional; creating s. 662.142, F.S.; providing for license revocation; specifying acts and conduct that constitute grounds for revocation; authorizing the office to suspend a license pending revocation; creating s. 662.143, F.S.; authorizing the office to issue a cease and desist order and an emergency cease and desist order; creating s. 662.144, F.S.; authorizing the office to collect fines for the failure to submit required reports; creating s. 662.145, F.S.; providing grounds for the removal of an officer, director, manager, employee, or agent of a licensed family trust company or a family trust company; creating s. 662.146, F.S.; providing for the confidentiality of certain company books and records; creating s. 662.147, F.S.; providing requirements for books and records of family trust companies; requiring the office to retain certain records for a specified time; allowing the introduction of certain copies into evidence; requiring the office to establish a schedule of fees for such copies; providing requirements for orders issued by courts or administrative law judges for the production of

confidential records or information; creating s. 662.150, F.S.; providing for the domestication of a foreign family trust company; creating s. 662.151, F.S.; providing for the registration of a foreign licensed family trust company; amending s. 120.80, F.S.; adding licensed family trust companies to the entities regulated by the office that are exempted from licensing timeframes under ch. 120, F.S.; amending s. 736.0802, F.S.; providing circumstances under which certain trust transactions are not voidable by a beneficiary affected by a transaction; providing circumstances under which certain transactions involving the investment or management of trust property are not presumed to be affected by conflicts of interest; providing an exception; amending s. 744.351, F.S.; exempting a family trust company from certain bond requirements and applying those requirements to licensed family trust companies and foreign licensed family trust companies; providing a contingent effective date.

—as amended April 23 was read the third time by title.

On motion by Senator Richter, **CS for SB 1238** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Detert

SENATOR RICHTER PRESIDING

CS for CS for HB 523—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation and authorizing positions; providing an effective date.

—was read the third time by title.

On motion by Senator Simpson, **CS for CS for HB 523** was passed and certified to the House. The vote on passage was:

Yeas—35

Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Mr. President, Bradley, Detert

CS for HB 7007—A bill to be entitled An act relating to public records; amending s. 338.155, F.S., relating to the payment of tolls and associated charges; providing an exemption from public records requirements for personal identifying information; 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 read the third time by title.

On motion by Senator Evers, **CS for HB 7007** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President, Thrasher

CS for SB 1140—A bill to be entitled An act relating to public records; creating s. 252.905, F.S.; creating an exemption from public records requirements for information furnished to the Division of Emergency Management by a person or business for the purpose of obtaining assistance with emergency planning; providing for retroactive application of the exemption; providing for future repeal and legislative review of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for SB 1140** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 1526—A bill to be entitled An act relating to public records; amending s. 501.171, F.S.; creating an exemption from public records requirements for information received by the Department of Legal Affairs pursuant to a notice of a data breach or pursuant to certain investigations; authorizing disclosure under certain circumstances; defining the term “proprietary information”; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Thrasher, **CS for CS for SB 1526** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Evers	Montford
Altman	Flores	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Gardiner	Simmons
Brandes	Gibson	Simpson
Braynon	Grimsley	Smith
Bullard	Hays	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Mr. President, Hukill

CS for SB 414—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of certain animal researchers at public research facilities, including state universities; providing for retroactive applicability of the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 414**, on motion by Senator Dean, by two-thirds vote **CS for HB 993** was withdrawn from the Committees on Education; Governmental Oversight and Accountability; and Rules.

On motion by Senator Dean, by two-thirds vote—

CS for HB 993—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of certain animal researchers at public research facilities, including state universities; providing for retroactive applicability of the exemption; 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 414** and read the second time by title.

On motion by Senator Dean, by two-thirds vote **CS for HB 993** 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—35

Abruzzo	Evers	Montford
Altman	Flores	Ring
Bean	Galvano	Sachs
Benacquisto	Garcia	Simmons
Bradley	Gardiner	Simpson
Brandes	Gibson	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President, Grimsley, Richter

CS for CS for SB 350—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of participants in a yellow dot critical motorist medical information program; 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 Abruzzo, **CS for CS for SB 350** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 313—A bill to be entitled An act relating to single-gender public school programs; amending s. 1002.311, F.S.; providing requirements for a district school board when establishing a gender-specific

elementary, middle, or high school; requiring school administrative and instructional personnel to participate in professional development; providing accountability requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for HB 313** was passed and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	Thrasher
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—1

Ring

Vote after roll call:

Yea—Mr. President

CS for HB 525—A bill to be entitled An act relating to public records; amending s. 790.0601, F.S.; providing an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm pursuant to s. 790.06, F.S.; providing for retroactive application of the exemption; providing for disclosure of such information under specified conditions; providing for 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 Simpson, **CS for HB 525** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—1

Joyner

Vote after roll call:

Yea—Mr. President

CS for CS for HB 783—A bill to be entitled An act relating to motor vehicle sales; amending s. 545.01, F.S.; revising and reordering definitions; defining terms; creating s. 545.045, F.S.; prohibiting an affiliated finance company from taking specified actions relating to certain finance obligations arising from a vehicle contract that contains a third-party provider’s specified automotive related product; providing factors to determine whether an automotive related product is similar in nature, scope, and quality to an automotive related product offered for sale by an affiliated finance company or its related manufacturer or wholesale distributor; providing that a violation does not constitute a criminal offense; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for HB 783** was passed and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

Vote after roll call:

Yea—Mr. President

HB 7177—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 893.0551, F.S., relating to an exemption from public record requirements for certain information held by the Department of Health pursuant to the prescription drug monitoring program; specifying that the Attorney General, health care regulatory boards, and law enforcement agencies may disclose confidential and exempt information in certain instances if such information is relevant to an active investigation; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all non-relevant confidential and exempt information before disclosing such information; authorizing the department to disclose, under certain circumstances, relevant information to a law enforcement agency, rather than requiring the department to disclose confidential and exempt information; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—as amended April 24 was read the third time by title.

On motion by Senator Bean, **HB 7177** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Diaz de la Portilla	Latvala
Altman	Evers	Lee
Bean	Flores	Legg
Benacquisto	Galvano	Margolis
Bradley	Garcia	Montford
Brandes	Gardiner	Richter
Braynon	Gibson	Ring
Bullard	Grimsley	Sachs
Clemens	Hays	Simmons
Dean	Hukill	Simpson
Detert	Joyner	Smith

Sobel	Stargel	Thrasher
Soto	Thompson	

Nays—None

Vote after roll call:

Yea—Mr. President

Consideration of **CS for SB 828** was deferred.

CS for CS for SB 1000—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool is required to compensate day laborers; requiring a labor pool to provide certain notice before a day laborer’s first pay period; specifying requirements for a labor pool that selects to compensate a day laborer by payroll debit card; authorizing a labor pool to deliver a wage statement electronically upon request by the day laborer; providing an effective date.

—was read the third time by title.

On motion by Senator Braynon, **CS for CS for SB 1000** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 1047—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.011, F.S.; defining the terms “reasonable medical judgment,” “standard medical measure,” and “viability”; amending s. 390.0111, F.S.; revising the circumstances under which a pregnancy in the third trimester may be terminated; providing the standard of medical care for the termination of a pregnancy during the third trimester; providing criminal penalties for a violation of s. 390.01112, F.S.; authorizing administrative discipline for a violation of s. 390.01112, F.S., by certain licensed professionals; creating s. 390.01112, F.S.; prohibiting the termination of a viable fetus; providing exceptions; requiring a physician to perform certain examinations to determine the viability of a fetus; providing the standard of care for the termination of a viable fetus; amending s. 797.03, F.S.; prohibiting an abortion of a viable fetus outside of a hospital; providing for severability; providing for a contingent future repeal and reversion of law; providing an effective date.

—was read the third time by title.

Senator Margolis moved the following amendment which failed to receive the required two-thirds vote:

Amendment 1 (467952) (with title amendment)—Delete line 90 and insert: violation of the requirements of this section *or s. 390.01112 or willfully performs or actively participates in a vasectomy*

And the title is amended as follows:

Delete line 11 and insert: F.S.; providing criminal penalties for any person who willfully performs or actively participates in a vasectomy; authorizing administrative discipline for a

On motion by Senator Flores, **CS for HB 1047** was passed and certified to the House. The vote on passage was:

Yeas—24

Altman	Flores	Lee
Bean	Galvano	Legg
Benacquisto	Garcia	Negron
Bradley	Gardiner	Richter
Brandes	Grimsley	Simmons
Dean	Hays	Simpson
Diaz de la Portilla	Hukill	Stargel
Evers	Latvala	Thrasher

Nays—15

Abruzzo	Gibson	Sachs
Braynon	Joyner	Smith
Bullard	Margolis	Sobel
Clemens	Montford	Soto
Detert	Ring	Thompson

Vote after roll call:

Yea—Mr. President

Consideration of **CS for CS for SB 1274** was deferred.

CS for HB 785—A bill to be entitled An act relating to workers' compensation; amending s. 440.13, F.S.; providing that oral vitamins, nutrient preparations, dietary supplements, and certain medical food are not reimbursable; amending s. 627.072, F.S.; authorizing employers to negotiate the retrospectively rated premium with insurers under certain conditions; providing an exemption; providing requirements for the filing and approval of such plans and associated forms; providing requirements for insurers engaging in the negotiation of premiums with eligible employers; providing applicability; providing construction with respect to the passage of similar legislation; amending s. 627.281, F.S.; conforming a cross-reference; providing an effective date.

—was read the third time by title.

On motion by Senator Simpson, **CS for HB 785** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 755—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term “family cases” has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

—as amended April 24 was read the third time by title.

On motion by Senator Soto, **CS for CS for HB 755** as amended was passed and certified to the House. The vote on passage was:

Yeas—25

Abruzzo	Gibson	Sachs
Braynon	Grimsley	Simmons
Bullard	Joyner	Smith
Clemens	Latvala	Sobel
Dean	Lee	Soto
Diaz de la Portilla	Margolis	Thompson
Flores	Montford	Thrasher
Garcia	Richter	
Gardiner	Ring	

Nays—12

Altman	Brandes	Hays
Bean	Detert	Hukill
Benacquisto	Evers	Legg
Bradley	Galvano	Stargel

Vote after roll call:

Nay—Mr. President

CS for HB 115—A bill to be entitled An act relating to public meetings; amending s. 1004.28, F.S.; providing an exemption from public meeting requirements for any portion of a meeting of the board of directors of a university direct-support organization, or of the executive committee or other committees of such board, at which any proposal seeking research funding from the organization or a plan or program for either initiating or supporting research is discussed; providing for review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 115** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Diaz de la Portilla	Latvala
Altman	Evers	Lee
Bean	Flores	Legg
Benacquisto	Galvano	Margolis
Bradley	Garcia	Montford
Brandes	Gardiner	Richter
Braynon	Gibson	Ring
Bullard	Grimsley	Sachs
Dean	Hays	Simmons
Detert	Hukill	Simpson

Smith	Soto	Thompson
Sobel	Stargel	Thrasher

Nays—2

Clemens	Joyner
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Vote after roll call:

Nay—Mr. President

CS for HB 609—A bill to be entitled An act relating to Article V constitutional conventions; creating s. 11.93, F.S.; providing a short title; creating s. 11.931, F.S.; providing for applicability; creating s. 11.932, F.S.; providing definitions; creating s. 11.933, F.S.; establishing qualifications of delegates and alternate delegates to an Article V constitutional convention; creating s. 11.9331, F.S.; providing for the appointment of delegates by the Legislature; creating s. 11.9332, F.S.; requiring majority vote approval in each chamber for the appointment of delegates; creating s. 11.9333, F.S.; authorizing the Legislature to recall a delegate and fill a vacancy; authorizing the presiding officers of the Legislature to call for a special legislative session to fill a vacancy; creating s. 11.9334, F.S.; establishing a legislative method for appointments and recalls; creating s. 11.9335, F.S.; providing for the reimbursement of delegates and alternate delegates for per diem and travel expenses; creating s. 11.9336, F.S.; requiring delegates and alternate delegates to execute a written oath of responsibilities; creating s. 11.9337, F.S.; providing for the filing of delegates’ oaths and the issuance of commissions; creating s. 11.934, F.S.; providing for instructions to delegates and alternate delegates; creating s. 11.9341, F.S.; establishing duties of alternate delegates; creating s. 11.9342, F.S.; establishing circumstances under which a convention vote is declared void; creating s. 11.9343, F.S.; providing circumstances under which a delegate or alternate delegate’s appointment is forfeited; creating s. 11.9344, F.S.; establishing circumstances under which the application to call an Article V convention ceases to be a continuing application and is deemed to have no effect; creating s. 11.9345, F.S.; providing penalties for a delegate or alternate delegate who votes or attempts to vote outside the scope of the Legislature’s instructions or the limits of the call for a constitutional convention; creating ss. 11.935, 11.9351, and 11.9352, F.S.; establishing a delegate advisory group, its membership, duties, and responsibilities; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 609** was passed and certified to the House. The vote on passage was:

Yeas—21

Altman	Evers	Hukill
Bean	Flores	Latvala
Benacquisto	Galvano	Lee
Bradley	Garcia	Richter
Brandes	Gardiner	Simmons
Dean	Grimsley	Stargel
Detert	Hays	Thrasher

Nays—15

Abruzzo	Joyner	Sachs
Braynon	Legg	Smith
Bullard	Margolis	Sobel
Clemens	Montford	Soto
Gibson	Ring	Thompson

Vote after roll call:

Yea—Mr. President, Diaz de la Portilla

Consideration of **CS for SB 1046** was deferred.

CS for HB 781—A bill to be entitled An act relating to legal notices; amending s. 50.0211, F.S.; requiring legal notices to be posted on a newspaper’s website on web pages with specified titles; prohibiting charging a fee or requiring registration for viewing online legal notices; establishing the period for which legal notices are required to be published on the statewide website; requiring that legal notices be archived on the statewide website for a specified period; deleting a provision relating to harmless error; amending s. 50.061, F.S.; clarifying payment provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for HB 781** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

Consideration of **CS for CS for SB 1320** was deferred.

CS for CS for SB 1672—A bill to be entitled An act relating to property insurance; amending s. 626.621, F.S.; providing additional grounds for refusing, suspending, or revoking a license or appointment of an insurance agent, adjuster, customer representative, or managing general agent based on the acceptance of payment for certain referrals; amending s. 626.854, F.S.; prohibiting a public adjuster or public adjuster apprentice from choosing the persons or entities that will perform repair work; amending s. 627.351, F.S.; postponing the date that new construction or substantial improvement is not eligible for coverage by the corporation; deleting reference to the Residential Property and Casualty Joint Underwriting Association with respect to issuing certain residential or commercial policies; requiring the corporation to cease offering new commercial residential policies providing multiperil coverage after a certain date and continue offering commercial residential wind-only policies; authorizing the corporation to offer commercial residential policies excluding wind; providing exceptions; specifying the amount of the surcharge to be assessed against personal lines, commercial lines, and coastal accounts to cover a projected deficit; requiring the corporation’s board to contract with the Division of Administrative Hearings to hear protests of the corporation’s decisions regarding the purchase of commodities and contractual services and issue a recommended order; requiring the board to take final action in a public meeting; revising the date for submitting the annual loss-ratio report for residential coverage; amending s. 627.3518, F.S.; defining the term “surplus lines insurer”; requiring the corporation to implement procedures for diverting ineligible applicants and existing policyholders for commercial residential coverage from the corporation by a certain date; deleting the requirement that the corporation report such procedures to the Legislature; authorizing eligible surplus lines insurers to participate in the corporation’s clearinghouse program and providing criteria for such eligibility; conforming cross-references; providing that certain applicants who accept an offer from a surplus lines insurer are considered to be renewing; repealing s. 627.3519, F.S., relating to an annual report requirement for aggregate net probable maximum losses; amending s. 627.35191, F.S.; requiring the corporation to annually provide certain

estimates for the next 12-month period to the Legislature and the Financial Services Commission; amending s. 627.711, F.S.; prohibiting a mitigation inspector from offering or delivering compensation, and an insurance agency, agent, customer representative, or employee from accepting compensation for referring an owner to the inspector or inspection company; authorizing an insurer to exempt a uniform mitigation verification form from independent verification under certain circumstances; providing that the form provided to the corporation is not subject to verification and the property is not subject to reinspection under certain circumstances; amending s. 817.234, F.S.; prohibiting a contractor from paying, waiving, or rebating a property insurance deductible; providing penalties; providing effective dates.

—as amended April 24 was read the third time by title.

On motion by Senator Simmons, **CS for CS for SB 1672** as amended was passed and certified to the House. The vote on passage was:

Yeas—22

Bean	Gardiner	Richter
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Smith
Brandes	Hays	Soto
Dean	Latvala	Stargel
Detert	Lee	Thrasher
Evers	Margolis	
Galvano	Montford	

Nays—16

Abruzzo	Flores	Sachs
Altman	Garcia	Simpson
Braynon	Hukill	Sobel
Bullard	Joyner	Thompson
Clemens	Legg	
Diaz de la Portilla	Ring	

Vote after roll call:

Yea—Mr. President

THE PRESIDENT PRESIDING

Consideration of **CS for HB 375** was deferred.

CS for CS for SB 1320—A bill to be entitled An act relating to public records; creating s. 662.148, F.S.; providing definitions; providing an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; providing for the authorized release of certain information by the office; authorizing the publication of certain information; providing a penalty; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for CS for SB 1320** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Bullard	Garcia
Abruzzo	Clemens	Gibson
Altman	Dean	Grimsley
Bean	Detert	Hukill
Benacquisto	Diaz de la Portilla	Latvala
Bradley	Evers	Lee
Brandes	Flores	Legg
Braynon	Galvano	Margolis

Montford	Simmons	Soto
Richter	Simpson	Stargel
Ring	Smith	Thompson
Sachs	Sobel	Thrasher

Nays—1

Joyner

Vote after roll call:

Yea—Hays

MOTION TO RECONSIDER BILL

Senator Richter moved that the Senate reconsider the vote by which—

CS for CS for HB 409—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—passed as amended this day. The motion was adopted.

On motion by Senator Richter, the rules were waived and **CS for CS for HB 409** as amended was retained on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Thrasher, by two-thirds vote all bills on the calendar of Bills on Third Reading previously passed this day were ordered immediately certified to the House.

SPECIAL ORDER CALENDAR

Consideration of **CS for SB 758**, **CS for CS for SB 790**, and **CS for CS for SB 1466** was deferred.

CS for SB 1666—A bill to be entitled An act relating to child welfare; amending s. 20.19, F.S.; requiring the Secretary of Children and Families to appoint an Assistant Secretary for Child Welfare; providing qualifications and responsibilities; amending s. 39.001, F.S.; revising the purposes of ch. 39, F.S.; requiring the department to provide for certain services for medically complex children; amending s. 39.01, F.S.; providing, revising, and deleting definitions; amending s. 39.013, F.S.; clarifying responsibilities of the department in dependency proceedings; amending s. 39.201, F.S.; requiring alleged incidents of juvenile sexual abuse involving specified children to be reported to the department's central abuse hotline; requiring the department to provide specified information on an investigation of child sexual abuse to the court; creating s. 39.2015, F.S.; requiring the department to conduct specified investigations using critical incident rapid response teams; providing requirements for such investigations and for team membership; authorizing team access to specified information; requiring the cooperation of

specified agencies and organizations; providing for reimbursement of team members; requiring the team to provide an investigation report; requiring the secretary to develop guidelines for investigations and provide team member training; requiring the secretary to appoint an advisory committee; requiring the committee to submit a report to the secretary; requiring the secretary to submit such report to the Governor and the Legislature by a specified date; creating s. 39.2022, F.S.; providing legislative intent; requiring the department to publish specified information on its website regarding the death of a child reported to the central abuse hotline; amending s. 39.301, F.S.; requiring the use of safety plans in child protection investigations in cases of present or impending danger; providing requirements for implementation of a safety plan; providing conditions for filing a petition for dependency; amending s. 39.303, F.S.; requiring physician involvement when a child protection team evaluates a report of medical neglect of a medically complex child; creating s. 39.3068, F.S.; providing requirements for investigating medical neglect; providing duties of the department; amending s. 39.307, F.S.; requiring the department to assist the family, child, and caregiver in receiving services upon a report alleging juvenile sexual abuse or inappropriate sexual behavior; requiring the department to maintain specified records; requiring child sexual abuse to be taken into account in placement consideration; requiring the department to monitor the occurrence of child sexual abuse and related services; amending s. 39.402, F.S.; requiring the department to make a reasonable effort to keep siblings together when they are placed in out-of-home care under certain circumstances; providing for sibling visitation under certain conditions; amending s. 39.501, F.S.; requiring compliance with a safety plan to be considered when deciding a petition for dependency; amending s. 39.504, F.S.; authorizing the court to order a person to comply with a safety plan that is implemented in an injunction; amending s. 39.5085, F.S.; revising legislative intent; authorizing placement of a child with a nonrelative caregiver and financial assistance for such nonrelative caregiver through the Relative Caregiver Program under certain circumstances; amending s. 39.604, F.S.; requiring certain children to attend a licensed early education or child care program; requiring the inclusion of attendance at a licensed early education or child care program in a child's safety plan; amending s. 39.701, F.S.; requiring the court to consider contact among siblings in judicial reviews; authorizing the court to remove specified disabilities of nonage at judicial reviews; amending s. 39.802, F.S.; removing department authorization to sign a petition for termination of parental rights; amending s. 39.806, F.S.; providing additional grounds for termination of parental rights; amending s. 63.212, F.S.; revising advertising requirements for adoption services; requiring a person who places an advertisement for adoption services to provide specified information; deleting a criminal penalty for knowingly publishing or assisting in the publication of an advertisement that violates specified provisions; amending s. 383.402, F.S.; requiring state and local review committees to review all child deaths that are reported to the department's central abuse hotline; revising the membership of the State Child Abuse Death Review Committee; revising the due date for and contents of a report; requiring the State Child Abuse Death Review Committee to provide training to local child abuse death review committees; amending s. 402.40, F.S.; requiring a third-party credentialing entity to establish an advisory committee; authorizing the department to approve certification of specializations; creating s. 402.402, F.S.; defining terms; providing preferences for education and work experience for child protection and child welfare personnel; requiring a report; providing training requirements for department attorneys; creating s. 402.403, F.S.; establishing a tuition exemption program for child protection and child welfare personnel; providing eligibility requirements; creating s. 402.404, F.S.; establishing a student loan forgiveness program for child protection and child welfare personnel; providing eligibility requirements; authorizing community-based care lead agencies to provide student loan forgiveness under certain circumstances; amending s. 409.165, F.S.; enhancing provision of care to medically complex children; amending s. 409.967, F.S.; revising standards for Medicaid managed care plan accountability with respect to services for dependent children and their parents; amending s. 409.972, F.S.; exempting certain Medicaid recipients from mandatory enrollment in managed care plans; providing a directive to the Division of Law Revision and Information; creating part V of ch. 409, F.S.; creating s. 409.986, F.S.; providing legislative findings and intent; providing child protection and child welfare outcome goals; defining terms; creating s. 409.987, F.S.; providing for department procurement of community-based care lead agencies; providing requirements for contracting as a lead agency; creating s. 409.988, F.S.; providing duties of a community-based care lead agency; providing licensure requirements for a lead

agency; specifying services provided by a lead agency; providing conditions for an agency or provider to act as a child's guardian; creating s. 409.990, F.S.; providing general funding provisions for lead agencies; providing for a matching grant program and the maximum amount of funds that may be awarded; requiring the department to develop and implement a community-based care risk pool initiative; providing requirements for the risk pool; transferring, renumbering, and amending s. 409.16713, F.S.; transferring provisions relating to the allocation of funds for community-based care lead agencies; conforming a cross-reference; creating s. 409.992, F.S.; providing requirements for community-based care lead agency expenditures; creating s. 409.993, F.S.; providing legislative findings; providing for lead agency and subcontractor liability; providing limitations on damages; transferring, renumbering, and amending s. 409.1675, F.S.; transferring provisions relating to receivership from community-based providers to lead agencies; conforming cross-references and terminology; creating s. 409.996, F.S.; providing duties of the department relating to community-based care and lead agencies; creating s. 409.997, F.S.; providing outcome goals for the department and specified entities with respect to the delivery of child welfare services; requiring the department to maintain an accountability system; requiring a report to the Governor and the Legislature; requiring the department to establish a technical advisory panel; requiring the department to make the results of the accountability system public; requiring a report to the Governor and the Legislature by a specified date; creating s. 827.10, F.S.; providing definitions; establishing the criminal offense of unlawful desertion of a child; providing criminal penalties; providing exceptions; amending s. 985.04, F.S.; conforming terminology; creating s. 1004.615, F.S.; establishing the Florida Institute for Child Welfare; providing purpose, duties, and responsibilities of the institute; requiring the institute to contract and work with specified entities; providing for the administration of the institute; requiring reports to the Governor and the Legislature by specified dates; amending s. 1009.25, F.S.; exempting specified child protective investigators and child protective investigation supervisors from certain tuition and fee requirements; repealing s. 402.401, F.S., relating to child welfare worker student loan forgiveness; repealing s. 409.1671, F.S., relating to outsourcing of foster care and related services; repealing s. 409.16715, F.S., relating to certain therapy for foster children; repealing s. 409.16745, F.S., relating to the community partnership matching grant program; repealing s. 1004.61, F.S., relating to a partnership between the Department of Children and Families and state universities; amending ss. 39.201, 39.302, 39.524, 316.613, 409.1676, 409.1677, 409.1678, 409.906, 409.912, 409.91211, 420.628, and 960.065, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title.

Senator Sobel moved the following amendments which were adopted:

Amendment 1 (780056)—Delete line 400 and insert:
 “Juvenile sexual abuse” means any sexual behavior by a *child* which occurs

Amendment 2 (812814)—Delete lines 840-875 and insert:
procedures. The department shall ensure that each team member receives training on the guidelines before conducting an investigation.

(11) *The secretary shall appoint an advisory committee made up of experts in child protection and child welfare, including the Statewide Medical Director for Child Protection under the Department of Health, a representative from the institute established pursuant to s. 1004.615, an expert in organizational management, and an attorney with experience in child welfare, to conduct an independent review of investigative reports from the critical incident rapid response teams and to make recommendations to improve policies and practices related to child protection and child welfare services. By October 1 of each year, the advisory committee shall submit a report to the secretary which includes findings and recommendations. The secretary shall submit the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

Section 7. Section 39.2022, Florida Statutes, is created to read:

39.2022 *Public disclosure of reported child deaths.*—

(1) *It is the intent of the Legislature to provide prompt disclosure of the basic facts of all deaths of children from birth through 18 years of age which occur in this state and which are reported to the department's*

central abuse hotline. Disclosure shall be posted on the department's public website. This section does not limit the public access to records under any other provision of law.

(2) Notwithstanding s. 39.202, if a child death is reported to the central abuse hotline, the department shall post on its website all of the following:

- (a) The date of the child's death.
- (b) Any allegations of the cause of death or the preliminary cause of death, and the verified cause of death, if known.
- (c) The county where the child resided.
- (d) The name of the community-based care lead agency, case management agency, or out-of-home licensing agency involved with the child, family, or licensed caregiver, if applicable.
- (e) Whether the child has been the subject of any prior verified reports to the department's central abuse hotline.
- (f) Whether the child was younger than 5 years of age at the time of his or her death.

Amendment 3 (401246)—Delete lines 948-949 and insert: out-of-home plan, or a combination of both. A safety plan may include tasks or responsibilities for a parent, caregiver, or legal custodian. However, a safety plan may not rely on promissory commitments by the parent,

Amendment 4 (923422) (with title amendment)—Delete lines 2103-2107 and insert: recommendations for state and local action, including specific policy, procedural, regulatory, or statutory changes, and any other recommended preventive action.

And the title is amended as follows:

Delete line 93 and insert: for a report; requiring the State

Amendment 5 (609668) (with directory and title amendments)—Delete lines 2108-2115.

And the directory clause is amended as follows:

Delete line 2043 and insert: (2), and paragraph (c) of subsection (3) of section

And the title is amended as follows:

Delete lines 93-95 and insert: for and contents of a report; amending

Amendment 6 (643116) (with title amendment)—Delete lines 2469-2479 and insert:

4. Managed care plans serving children in the care and custody of the Department of Children and Families must maintain complete medical, dental, and behavioral health encounter information and participate in making such information available to the department or the applicable contracted community-based care lead agency for use in providing comprehensive and coordinated case management. The agency and the department shall establish an interagency agreement to provide guidance for the format, confidentiality, recipient, scope, and method of information to be made available and the deadlines for submission of the data. The scope of information available to the department shall be the data that managed care plans are required to submit to the agency. The agency shall determine the plan's compliance with standards for access to medical, dental, and behavioral health services; the use of medications; and followup on all medically necessary services recommended as a result of early and periodic screening, diagnosis, and treatment.

And the title is amended as follows:

Delete line 116 and insert: to services for dependent children; requiring the department and the Agency for Health Care Administration to establish an interagency agreement for data sharing;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Sobel moved the following amendments which were adopted:

Amendment 7 (666702)—Delete line 3251 and insert: action to ensure contract compliance. The financial penalties shall require a lead agency to reallocate funds from administrative costs to direct care for children.

Amendment 8 (165602)—Delete line 3081 and insert: increased at the rate of 5 percent each year, or by the percentage change in the Consumer Price Index for All Urban Consumers, U.S. City Average, whichever is less, prorated from July

Amendment 9 (377522) (with title amendment)—Between lines 1009 and 1010 insert: Whenever a delay or disability of the child is suspected, the parent must be referred to a local child developmental screening program, such as the Child Find program of the Florida Diagnostic and Learning Resource System, for screening of the child.

And the title is amended as follows:

Between lines 39 and 40 insert: requiring a parent to be referred to a local child development screening program under certain circumstances;

Amendment 10 (924764)—Delete lines 2648-2649 and insert: lead agency, including the salaries, bonuses, and other compensation paid, by position, for the agency's chief executive officer, chief financial officer,

Amendment 11 (292200) (with title amendment)—Delete lines 2171-2262 and insert:

(1) **CHILD PROTECTIVE INVESTIGATION PROFESSIONAL STAFF REQUIREMENTS.**—The department is responsible for recruitment of qualified professional staff to serve as child protective investigators and child protective investigation supervisors. The department shall make every effort to recruit and hire persons qualified by their education and experience to perform social work functions. The department's efforts shall be guided by the goal that by July 1, 2019, at least half of all child protective investigators and supervisors will have a bachelor's degree or a master's degree in social work from a college or university social work program accredited by the Council on Social Work Education. The department, in collaboration with the lead agencies, subcontracted provider organizations, the Florida Institute for Child Welfare created pursuant to s. 1004.615, and other partners in the child welfare system, shall develop a protocol for screening candidates for child protective positions which reflects the preferences specified in paragraphs (a)-(f). The following persons shall be given preference in the recruitment of qualified professional staff, but the preferences serve only as guidance and do not limit the department's discretion to select the best available candidates:

(a) Individuals with baccalaureate degrees in social work and child protective investigation supervisors with master's degrees in social work from a college or university social work program accredited by the Council on Social Work Education.

(b) Individuals with baccalaureate or master's degrees in psychology, sociology, counseling, special education, education, human development, child development, family development, marriage and family therapy, and nursing.

(c) Individuals with baccalaureate degrees who have a combination of directly relevant work and volunteer experience, preferably in a public service field related to children's services, demonstrating critical thinking skills, formal assessment processes, communication skills, problem solving, and empathy; a commitment to helping children and families; a capacity to work as part of a team; an interest in continuous development of skills and knowledge; and personal strength and resilience to manage competing demands and handle workplace stresses.

(2) **SPECIALIZED TRAINING.**—All child protective investigators and child protective investigation supervisors employed by the department or a sheriff's office must complete specialized training either focused on serving a specific population, including, but not limited to, medically fragile children, sexually exploited children, children under 3 years of age, or families with a history of domestic violence, mental illness, or substance abuse, or focused on performing certain aspects of child protection practice, including, but not limited to, investigation techniques and analysis of family dynamics. The specialized training may be used to

fulfill continuing education requirements under s. 402.40(3)(e). Individuals hired before July 1, 2014, shall complete the specialized training by June 30, 2016, and individuals hired on or after July 1, 2014, shall complete the specialized training within 2 years after hire. An individual may receive specialized training in multiple areas.

(3) **REPORT.**—By each October 1, the department shall submit a report on the educational qualifications, turnover, and working conditions of the child protective investigators and supervisors to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(4) **ATTORNEYS EMPLOYED BY THE DEPARTMENT TO HANDLE CHILD WELFARE CASES.**—Attorneys hired on or after July 1, 2014, whose primary responsibility is representing the department in child welfare cases shall, within the first 6 months of employment, receive training in:

(a) The dependency court process, including the attorney's role in preparing and reviewing documents prepared for dependency court for accuracy and completeness;

(b) Preparing and presenting child welfare cases, including at least 1 week shadowing an experienced children's legal services attorney preparing and presenting cases;

(c) Safety assessment, safety decisionmaking tools, and safety plans;

(d) Developing information presented by investigators and case managers to support decisionmaking in the best interest of children; and

(e) The experiences and techniques of case managers and investigators, including shadowing an experienced child protective investigator and an experienced case manager for at least 8 hours.

Section 24. Section 402.403, Florida Statutes, is created to read:

402.403 Child Protection and Child Welfare Personnel Tuition Exemption Program.—

(1) There is established within the department the Child Protection and Child Welfare Personnel Tuition Exemption Program for the purpose of recruiting and retaining high-performing individuals who are employed as child protection and child welfare personnel. For purposes of this section, "child protection and child welfare personnel" includes child protective investigators and child protective investigation supervisors employed by the department and case managers and case manager supervisors employed by a community-based care lead agency or a subcontractor of a community-based care lead agency who do not possess a master's degree in social work.

And the title is amended as follows:

Delete lines 99-102 and insert: specializations; creating s. 402.402, F.S.; providing preferences for education and work experience for child protection and child welfare personnel; requiring specialized training for specified individuals; requiring a report; providing training

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Detert moved the following amendments which were adopted:

Amendment 12 (190974) (with title amendment)—Delete lines 3708-3714 and insert:

Section 43. Paragraph (d) of subsection (1) of section 1009.25, Florida Statutes, is amended, and paragraph (h) is added to that subsection, to read:

1009.25 Fee exemptions.—

(1) The following students are exempt from the payment of tuition and fees, including lab fees, at a school district that provides workforce education programs, Florida College System institution, or state university:

(d) A student who is or was at the time he or she reached 18 years of age in the custody of a relative or nonrelative under s. 39.5085 or who

was adopted from the Department of Children and Families Family Services after May 5, 1997. Such exemption includes fees associated with enrollment in applied academics for adult education instruction. The exemption remains valid until the student reaches 28 years of age.

And the title is amended as follows:

Between lines 176 and 177 insert: conforming a provision to changes made by the act;

Amendment 13 (754686) (with title amendment)—Between lines 2418 and 2419 insert:

Section 27. Paragraphs (b), (d), (h), and (i) of subsection (6) of section 409.175, Florida Statutes, are amended to read:

409.175 Licensure of family foster homes, residential child-caring agencies, and child-placing agencies; public records exemption.—

(6)

(b) Upon application, the department shall conduct a licensing study based on its licensing rules; shall inspect the home or the agency and the records, including financial records, of the agency; and shall interview the applicant. The department may authorize a licensed child-placing agency to conduct the licensing study of a family foster home to be used exclusively by that agency and to verify to the department that the home meets the licensing requirements established by the department. Upon certification by a licensed child-placing agency that a family foster home meets the licensing requirements and upon receipt of a letter from a community-based care lead agency in the service area where the home will be licensed which indicates that the family foster home meets the criteria established by the lead agency, the department shall issue the license. A letter from the lead agency is not required if the lead agency where the proposed home is located is directly supervising foster homes in the same service area.

(d)1. The department may pursue other remedies provided in this section in addition to denial or revocation of a license for failure to comply with the screening requirements. The disciplinary actions determination to be made by the department and the procedure for hearing for applicants and licensees shall be in accordance with chapter 120.

2. When the department has reasonable cause to believe that grounds for denial or termination of employment exist, it shall notify, in writing, the applicant, licensee, or summer or recreation camp, and the personnel affected, stating the specific record that which indicates non-compliance with the screening requirements.

3. Procedures established for hearing under chapter 120 shall be available to the applicant, licensee, summer day camp, or summer 24-hour camp, and affected personnel, in order to present evidence relating either to the accuracy of the basis for exclusion or to the denial of an exemption from disqualification. Such procedures may also be used to challenge a decision by a community-based care lead agency's refusal to issue a letter supporting an application for licensure. If the challenge is to the actions of the community-based care lead agency, the respondent to the challenge shall be the lead agency and the department shall be notified of the proceedings.

4. Refusal on the part of an applicant to dismiss personnel who have been found not to be in compliance with the requirements for good moral character of personnel shall result in automatic denial or revocation of license in addition to any other remedies provided in this section which may be pursued by the department.

(h) Upon determination that the applicant meets the state minimum licensing requirements and has obtained a letter from a community-based care lead agency which indicates that the family foster home meets the criteria established by the lead agency, the department shall issue a license without charge to a specific person or agency at a specific location. A license may be issued if all the screening materials have been timely submitted; however, a license may not be issued or renewed if any person at the home or agency has failed the required screening. The license is nontransferable. A copy of the license shall be displayed in a conspicuous place. Except as provided in paragraph (j), the license is valid for 1 year from the date of issuance, unless the license is suspended or revoked by the department or is voluntarily surrendered by the licensee. The license is the property of the department.

(i) *The issuance of a license to operate a family foster home or agency does not require a lead agency to place a child with the home or agency.* A license issued for the operation of a family foster home or agency, unless sooner suspended, revoked, or voluntarily returned, will expire automatically 1 year from the date of issuance except as provided in paragraph (j). Ninety days prior to the expiration date, an application for renewal shall be submitted to the department by a licensee who wishes to have the license renewed. A license shall be renewed upon the filing of an application on forms furnished by the department if the applicant has first met the requirements established under this section and the rules promulgated hereunder.

And the title is amended as follows:

Between lines 113 and 114 insert: amending s. 409.175, F.S.; revising licensing requirements and procedures for family foster homes, residential child-caring agencies, and child-placing agencies;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Detert moved the following amendment:

Amendment 14 (414800)—Delete line 1499 and insert: *child. It is preferred that siblings be kept together in a foster home. Other reasonable efforts shall include short-term placement in*

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Lee moved the following substitute amendment:

Amendment 15 (233840)—Delete line 1499 and insert: *child. It is preferred that siblings be kept together in a foster home, if available. Other reasonable efforts shall include short-term placement in*

On motion by Senator Sobel, further consideration of **CS for SB 1666** with pending **Amendment 14 (414800)** and substitute **Amendment 15 (233840)** was deferred.

CS for CS for CS for SB 1632—A bill to be entitled An act relating to special districts; designating parts I-VIII of chapter 189, F.S., relating to special districts; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 112.312, F.S.; redefining the term “agency” as it applies to the code of ethics for public officers and employees to include special districts; creating s. 112.511, F.S.; specifying applicability of procedures regarding suspension and removal of a member of the governing body of a special district; amending s. 125.901, F.S.; revising governing body membership for independent special districts created to provide funding for children’s services; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.401, F.S.; revising a short title; transferring, renumbering, and amending s. 189.402, F.S.; revising a statement of legislative purpose and intent; making technical changes; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.403, F.S.; redefining the term “special district”; transferring, renumbering, and amending ss. 189.4031, 189.4035, 189.404, 189.40401, 189.4041, and 189.4042, F.S.; deleting provisions relating to the application of a special district to amend its charter; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.4044, F.S.; revising the circumstances under which the Department of Economic Opportunity may declare a special district inactive; requiring the department to provide notice of a declaration of inactive status to certain persons and bodies; prohibiting special districts that are declared inactive from collecting taxes, fees, or assessments; providing exceptions; providing for enforcement of the prohibition; providing for costs of litigation and reasonable attorney fees in certain proceedings; transferring and renumbering ss. 189.4045 and 189.4047, F.S.; transferring, renumbering, and amending s. 189.405, F.S.; revising requirements related to education programs for new members of special district governing bodies; amending s. 189.4051, F.S.; revising definitions; conforming provisions to changes made by the act; transferring and renumbering ss. 189.4065, 189.408, and 189.4085, F.S.; transferring, renumbering, and amending ss. 189.412 and 189.413, F.S.; renaming the Special District Information Program the Special District Accountability Program; revising duties of the Special District Accountability Program; transferring and renumbering ss. 189.415,

189.4155, and 189.4156, F.S.; transferring, renumbering, and amending ss. 189.416, 189.417, and 189.418, F.S.; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.419, F.S.; revising provisions related to the failure of a special district to file certain reports or information; conforming provisions to changes made by the act; transferring and renumbering s. 189.420, F.S.; transferring, renumbering, and amending s. 189.421, F.S.; revising notification requirements for special districts that fail to file certain reports; revising available remedies for the failure of a special district to disclose required financial reports; transferring and renumbering ss. 189.4221, 189.423, 189.425, and 189.427, F.S.; transferring, renumbering, and amending s. 189.428, F.S.; revising the oversight review process for special districts; transferring, renumbering, and amending s. 189.429, F.S.; conforming a cross-reference; repealing ss. 189.430, 189.431, 189.432, 189.433, 189.434, 189.435, 189.436, 189.437, 189.438, 189.439, 189.440, 189.441, 189.442, 189.443, and 189.444, F.S., relating to the Community Improvement Authority Act; creating ss. 189.034 and 189.035, F.S.; providing applicability; requiring the Legislative Auditing Committee to provide notice of the failure of special districts to file certain required reports and requested information to certain persons and bodies; authorizing the Legislative Auditing Committee and the chair or equivalent of a local general-purpose government to convene a public hearing on the issue of a special district’s noncompliance and general oversight of the special district; requiring a special district to provide certain information to the Legislative Auditing Committee before a public hearing upon request; authorizing a local general-purpose government to request certain information from a special district created by local ordinance before a public hearing; requiring a local general-purpose government to report the findings of a public hearing to the department and the Legislative Auditing Committee; creating s. 189.055, F.S.; requiring special districts to be treated as municipalities for certain purposes; creating s. 189.069, F.S.; requiring special districts to establish and maintain an official website for certain information; requiring special districts to submit the web address of their respective websites to the department; requiring that the department’s online list of special districts include a link to the website of certain special districts; amending s. 200.065, F.S.; providing that certain downtown development authorities are independent special taxing districts authorized to levy an additional ad valorem tax on real and personal property in the district; limiting the amount of the levy; amending ss. 11.45, 100.011, 101.657, 112.061, 112.63, 112.665, 121.021, 121.051, 153.94, 163.08, 165.031, 165.0615, 171.202, 175.032, 190.011, 190.046, 190.049, 191.003, 191.005, 191.013, 191.014, 191.015, 200.001, 218.31, 218.32, 218.37, 255.20, 298.225, 343.922, 348.0004, 373.711, 403.0891, 582.32, and 1013.355, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (694030) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *Chapter 189, Florida Statutes, as amended by this act, is divided into the following parts:*

(1) *Part I, consisting of sections 189.01, 189.011, 189.012, 189.013, 189.014, 189.015, 189.016, 189.017, 189.018, and 189.019, Florida Statutes, as created by this act, and entitled “General Provisions.”*

(2) *Part II, consisting of sections 189.02 and 189.021, Florida Statutes, as created by this act, and entitled “Dependent Special Districts.”*

(3) *Part III, consisting of sections 189.03, 189.031, 189.0311, 189.033, 189.034, and 189.035, Florida Statutes, as created by this act, and entitled “Independent Special Districts.”*

(4) *Part IV, consisting of sections 189.04, 189.041, and 189.042, Florida Statutes, as created by this act, and entitled “Elections.”*

(5) *Part V, consisting of sections 189.05, 189.051, 189.052, 189.053, 189.054, and 189.055, Florida Statutes, as created by this act, and entitled “Finance.”*

(6) *Part VI, consisting of sections 189.06, 189.061, 189.062, 189.063, 189.064, 189.065, 189.066, 189.067, 189.068, 189.069, and 189.0691,*

Florida Statutes, as created by this act, and entitled "Oversight and Accountability."

(7) Part VII, consisting of sections 189.07, 189.071, 189.072, 189.073, 189.074, 189.075, 189.076, and 189.0761, Florida Statutes, as created by this act, and entitled "Merger and Dissolution."

(8) Part VIII, consisting of sections 189.08, 189.081, and 189.082, Florida Statutes, as created by this act, and entitled "Comprehensive Planning."

Section 2. Paragraph (b) of subsection (2) of section 11.40, Florida Statutes, is amended to read:

11.40 Legislative Auditing Committee.—

(2) Following notification by the Auditor General, the Department of Financial Services, or the Division of Bond Finance of the State Board of Administration of the failure of a local governmental entity, district school board, charter school, or charter technical career center to comply with the applicable provisions within s. 11.45(5)-(7), s. 218.32(1), ~~or~~ s. 218.38, or s. 218.503(3), the Legislative Auditing Committee may schedule a hearing to determine if the entity should be subject to further state action. If the committee determines that the entity should be subject to further state action, the committee shall:

(b) In the case of a special district created by:

1. A special act, notify the President of the Senate, the Speaker of the House of Representatives, the standing committees of the Senate and the House of Representatives charged with special district oversight as determined by the presiding officers of each respective chamber, the legislators who represent a portion of the geographical jurisdiction of the special district pursuant to s. 189.034(2) and the Department of Economic Opportunity that the special district has failed to comply with the law. Upon receipt of notification, the Department of Economic Opportunity shall proceed pursuant to s. 189.062 or s. 189.067. If the special district remains in noncompliance after the process set forth in s. 189.034(3), or if a public hearing is not held, the Legislative Auditing Committee may request the department to proceed pursuant to s. 189.067(3) ~~s. 189.4044 or s. 189.421.~~

2. A local ordinance, notify the chair or equivalent of the local general-purpose government pursuant to s. 189.035(2) and the Department of Economic Opportunity that the special district has failed to comply with the law. Upon receipt of notification, the department shall proceed pursuant to s. 189.062 or s. 189.067. If the special district remains in noncompliance after the process set forth in s. 189.034(3), or if a public hearing is not held, the Legislative Auditing Committee may request the department to proceed pursuant to s. 189.067(3).

3. Any manner other than a special act or local ordinance, notify the Department of Economic Opportunity that the special district has failed to comply with the law. Upon receipt of notification, the department shall proceed pursuant to s. 189.062 or s. 189.067(3).

Section 3. Subsection (2) of section 112.312, Florida Statutes, is amended to read:

112.312 Definitions.—As used in this part and for purposes of the provisions of s. 8, Art. II of the State Constitution, unless the context otherwise requires:

(2) "Agency" means any state, regional, county, local, or municipal government entity of this state, whether executive, judicial, or legislative; any department, division, bureau, commission, authority, or political subdivision of this state therein; ~~or~~ any public school, community college, or state university; or any special district as defined in s. 189.012.

Section 4. Section 112.511, Florida Statutes, is created to read:

112.511 Members of special district governing bodies; suspension; removal from office.—

(1) A member of the governing body of a special district, as defined in s. 189.012, who exercises the powers and duties of a state or a county officer, is subject to the Governor's power under s. 7(a), Art. IV of the State Constitution to suspend such officers.

(2) A member of the governing body of a special district, as defined in s. 189.012, who exercises powers and duties other than that of a state or county officer, is subject to the suspension and removal procedures under s. 112.51.

Section 5. Subsections (1), (4), and (6) of section 125.901, Florida Statutes, are amended to read:

125.901 Children's services; independent special district; council; powers, duties, and functions; public records exemption.—

(1) Each county may by ordinance create an independent special district, as defined in ss. ~~189.012~~ ~~189.403(3)~~ and 200.001(8)(e), to provide funding for children's services throughout the county in accordance with this section. The boundaries of such district shall be coterminous with the boundaries of the county. The county governing body shall obtain approval, by a majority vote of those electors voting on the question, to annually levy ad valorem taxes which shall not exceed the maximum millage rate authorized by this section. Any district created pursuant to the provisions of this subsection shall be required to levy and fix millage subject to the provisions of s. 200.065. Once such millage is approved by the electorate, the district shall not be required to seek approval of the electorate in future years to levy the previously approved millage.

(a) The governing body ~~board~~ of the district shall be a council on children's services, which may also be known as a juvenile welfare board or similar name as established in the ordinance by the county governing body. Such council shall consist of 10 members, including: the superintendent of schools; a local school board member; the district administrator from the appropriate district of the Department of Children and Family Services, or his or her designee who is a member of the Senior Management Service or of the Selected Exempt Service; one member of the county governing body; and the judge assigned to juvenile cases who shall sit as a voting member of the board, except that said judge shall not vote or participate in the setting of ad valorem taxes under this section. If there is more than one judge assigned to juvenile cases in a county, the chief judge shall designate one of said juvenile judges to serve on the board. The remaining five members shall be appointed by the Governor, and shall, to the extent possible, represent the demographic diversity of the population of the county. After soliciting recommendations from the public, the county governing body shall submit to the Governor the names of at least three persons for each vacancy occurring among the five members appointed by the Governor, and the Governor shall appoint members to the council from the candidates nominated by the county governing body. The Governor shall make a selection within a 45-day period or request a new list of candidates. All members appointed by the Governor shall have been residents of the county for the previous 24-month period. Such members shall be appointed for 4-year terms, except that the length of the terms of the initial appointees shall be adjusted to stagger the terms. The Governor may remove a member for cause or upon the written petition of the county governing body. If any of the members of the council required to be appointed by the Governor under the provisions of this subsection shall resign, die, or be removed from office, the vacancy thereby created shall, as soon as practicable, be filled by appointment by the Governor, using the same method as the original appointment, and such appointment to fill a vacancy shall be for the unexpired term of the person who resigns, dies, or is removed from office.

(b) However, any county as defined in s. 125.011(1) may instead have a governing body ~~board~~ consisting of 33 members, including: the superintendent of schools; two representatives of public postsecondary education institutions located in the county; the county manager or the equivalent county officer; the district administrator from the appropriate district of the Department of Children and Family Services, or the administrator's designee who is a member of the Senior Management Service or the Selected Exempt Service; the director of the county health department or the director's designee; the state attorney for the county or the state attorney's designee; the chief judge assigned to juvenile cases, or another juvenile judge who is the chief judge's designee and who shall sit as a voting member of the board, except that the judge may not vote or participate in setting ad valorem taxes under this section; an individual who is selected by the board of the local United Way or its equivalent; a member of a locally recognized faith-based coalition, selected by that coalition; a member of the local chamber of commerce, selected by that chamber or, if more than one chamber exists within the county, a person selected by a coalition of the local chambers; a member of the early learning coalition, selected by that coalition; a representative of a labor organization or union active in the county; a member of a local

alliance or coalition engaged in cross-system planning for health and social service delivery in the county, selected by that alliance or coalition; a member of the local Parent-Teachers Association/Parent-Teacher-Student Association, selected by that association; a youth representative selected by the local school system's student government; a local school board member appointed by the chair of the school board; the mayor of the county or the mayor's designee; one member of the county governing body, appointed by the chair of that body; a member of the state Legislature who represents residents of the county, selected by the chair of the local legislative delegation; an elected official representing the residents of a municipality in the county, selected by the county municipal league; and 4 members-at-large, appointed to the council by the majority of sitting council members. The remaining 7 members shall be appointed by the Governor in accordance with procedures set forth in paragraph (a), except that the Governor may remove a member for cause or upon the written petition of the council. Appointments by the Governor must, to the extent reasonably possible, represent the geographic and demographic diversity of the population of the county. Members who are appointed to the council by reason of their position are not subject to the length of terms and limits on consecutive terms as provided in this section. The remaining appointed members of the governing ~~body board~~ shall be appointed to serve 2-year terms, except that those members appointed by the Governor shall be appointed to serve 4-year terms, and the youth representative and the legislative delegate shall be appointed to serve 1-year terms. A member may be reappointed; however, a member may not serve for more than three consecutive terms. A member is eligible to be appointed again after a 2-year hiatus from the council.

(c) This subsection does not prohibit a county from exercising such power as is provided by general or special law to provide children's services or to create a special district to provide such services.

(4)(a) Any district created pursuant to this section may be dissolved by a special act of the Legislature, or the county governing body may by ordinance dissolve the district subject to the approval of the electorate.

(b)1.a. Notwithstanding paragraph (a), the governing body of the county shall submit the question of retention or dissolution of a district with voter-approved taxing authority to the electorate in the general election according to the following schedule:

(I) For a district in existence on July 1, 2010, and serving a county with a population of 400,000 or fewer persons as of that date . . . 2014.

(II) For a district in existence on July 1, 2010, and serving a county with a population of more than 400,000 but fewer than 2 million persons as of that date 2016.

(III) For a district in existence on July 1, 2010, and serving a county with a population of 2 million or more persons as of that date . . . 2020.

b. A referendum by the electorate on or after July 1, 2010, creating a new district with taxing authority may specify that the district is not subject to reauthorization or may specify the number of years for which the initial authorization shall remain effective. If the referendum does not prescribe terms of reauthorization, the governing body of the county shall submit the question of retention or dissolution of the district to the electorate in the general election 12 years after the initial authorization.

2. The governing ~~body board~~ of the district may specify, and submit to the governing body of the county no later than 9 months before the scheduled election, that the district is not subsequently subject to reauthorization or may specify the number of years for which a reauthorization under this paragraph shall remain effective. If the governing ~~body board~~ of the district makes such specification and submission, the governing body of the county shall include that information in the question submitted to the electorate. If the governing ~~body board~~ of the district does not specify and submit such information, the governing body of the county shall resubmit the question of reauthorization to the electorate every 12 years after the year prescribed in subparagraph 1. The governing ~~body board~~ of the district may recommend to the governing body of the county language for the question submitted to the electorate.

3. Nothing in this paragraph limits the authority to dissolve a district as provided under paragraph (a).

4. Nothing in this paragraph precludes the governing ~~body board~~ of a district from requesting that the governing body of the county submit the question of retention or dissolution of a district with voter-approved taxing authority to the electorate at a date earlier than the year prescribed in subparagraph 1. If the governing body of the county accepts the request and submits the question to the electorate, the governing body satisfies the requirement of that subparagraph.

If any district is dissolved pursuant to this subsection, each county must first obligate itself to assume the debts, liabilities, contracts, and outstanding obligations of the district within the total millage available to the county governing body for all county and municipal purposes as provided for under s. 9, Art. VII of the State Constitution. Any district may also be dissolved pursuant to s. ~~part VII of chapter 189 189.4042~~.

(6) Any district created pursuant to the provisions of this section shall comply with all other statutory requirements of general application which relate to the filing of any financial reports or compliance reports required under part III of chapter 218, or any other report or documentation required by law, including the requirements of ss. ~~189.08, 189.015, and 189.016 189.415, 189.417, and 189.418~~.

Section 6. Section 189.401, Florida Statutes, is transferred, renumbered as section 189.01, Florida Statutes, and amended to read:

~~189.01 189.401~~ Short title.—This chapter may be cited as the “Uniform Special District Accountability Act ~~of 1989~~.”

Section 7. Subsections (1), (6), and (7) of section 189.402, Florida Statutes, are transferred and renumbered as subsections (1), (2), and (3), respectively, of section 189.011, Florida Statutes, and present subsection (6) of that section is amended, to read:

~~189.011 189.402~~ Statement of legislative purpose and intent.—

~~(2)(6)~~ The Legislature finds that special districts serve a necessary and useful function by providing services to residents and property in the state. The Legislature finds further that special districts operate to serve a public purpose and that this is best secured by certain minimum standards of accountability designed to inform the public and appropriate ~~local~~ general-purpose ~~local~~ governments of the status and activities of special districts. It is the intent of the Legislature that this public trust be secured by requiring each independent special district in the state to register and report its financial and other activities. The Legislature further finds that failure of an independent special district to comply with the minimum disclosure requirements set forth in this chapter may result in action against officers of such district ~~body board~~.

Section 8. Subsection (2) of section 189.402, Florida Statutes, is transferred, renumbered as section 189.06, Florida Statutes, and amended to read:

~~189.06 189.402~~ ~~Legislative intent; centralized location~~ ~~Statement of legislative purpose and intent~~.—

~~(2)~~ It is the intent of the Legislature through the adoption of this chapter to have one centralized location for all legislation governing special districts and to:

~~(1)(a)~~ Improve the enforcement of statutes currently in place that help ensure the accountability of special districts to state and local governments.

~~(2)(b)~~ Improve communication and coordination between state agencies with respect to required special district reporting and state monitoring.

~~(3)(c)~~ Improve communication and coordination between special districts and other local entities with respect to ad valorem taxation, non-ad valorem assessment collection, special district elections, and local government comprehensive planning.

~~(4)(d)~~ Move toward greater uniformity in special district elections and non-ad valorem assessment collection procedures at the local level without hampering the efficiency and effectiveness of the current procedures.

(5)(e) Clarify special district definitions and creation methods in order to ensure consistent application of those definitions and creation methods across all levels of government.

(6)(f) Specify in general law the essential components of any new type of special district.

(7)(g) Specify in general law the essential components of a charter for a new special district.

(8)(h) Encourage the creation of municipal service taxing units and municipal service benefit units for providing municipal services in unincorporated areas of each county.

Section 9. Subsections (3), (4), (5), and (8) of section 189.402, Florida Statutes, are transferred, renumbered as subsections (1), (2), (3), and (4), respectively, of section 189.03, Florida Statutes, and amended to read:

189.03 189.402 Statement of legislative purpose and intent; *independent special districts.*—

(1)(a) The Legislature finds that:

(a) There is a need for uniform, focused, and fair procedures in state law to provide a reasonable alternative for the establishment, powers, operation, and duration of independent special districts ~~to manage and finance basic capital infrastructure, facilities, and services; and that, based upon a proper and fair determination of applicable facts, an independent special district can constitute a timely, efficient, effective, responsive, and economic way to deliver these basic services, thereby providing a means of solving the state's planning, management, and financing needs for delivery of capital infrastructure, facilities, and services in order to provide for projected growth without overburdening other governments and their taxpayers.~~

(b) It is in the public interest that any independent special district created pursuant to state law not outlive its usefulness and that the operation of such a district and the exercise by the district of its powers be consistent with applicable due process, disclosure, accountability, ethics, and government-in-the-sunshine requirements which apply both to governmental entities and to their elected and appointed officials.

~~(c) It is in the public interest that long range planning, management, and financing and long term maintenance, upkeep, and operation of basic services by independent special districts be uniform.~~

(2)(a) It is the policy of this state:

(a) That independent special districts *may be used* ~~are a legitimate alternative method available for use~~ by the private and public sectors, as authorized by state law, to manage, own, operate, construct, and finance basic capital infrastructure, facilities, and services.

(b) That the exercise by any independent special district of its powers, ~~as set forth by uniform general law~~ comply with all applicable ~~governmental comprehensive planning~~ laws, rules, and regulations.

(3)(a) It is the legislative intent ~~and purpose, based upon, and consistent with, its findings of fact and declarations of policy,~~ to authorize a uniform procedure by general law to create an independent special district, ~~as an alternative method to manage and finance basic capital infrastructure, facilities, and services. It is further the legislative intent and purpose~~ to provide by general law for the uniform operation, exercise of power, and procedure for termination of any such independent special district.

(4)(a) The Legislature finds and declares that:

(a) Growth and development issues transcend the boundaries and responsibilities of individual units of government, and often no single unit of government can plan or implement policies to deal with these issues without affecting other units of government.

(b) The provision of capital infrastructure, facilities, and services for the preservation and enhancement of the quality of life of the people of this state may require the creation of multicounty and multi-jurisdictional districts.

Section 10. Section 189.403, Florida Statutes, is transferred, renumbered as section 189.012, Florida Statutes, reordered, and amended to read:

189.012 189.403 Definitions.—As used in this chapter, the term:

(1) “Special district” means a ~~local~~ *local* unit of local government created for a ~~of~~ special purpose, as opposed to a ~~general purpose~~ *general purpose*, which has jurisdiction to operate ~~government~~ within a limited geographic boundary and is, created by general law, special act, local ordinance, or by rule of the Governor and Cabinet. ~~The special purpose or purposes of special districts are implemented by specialized functions and related prescribed powers. For the purpose of s. 196.199(1), special districts shall be treated as municipalities.~~ The term does not include a school district, a community college district, a special improvement district created pursuant to s. 285.17, a municipal service taxing or benefit unit as specified in s. 125.01, or a board which provides electrical service and which is a political subdivision of a municipality or is part of a municipality.

(2) “Dependent special district” means a special district that meets at least one of the following criteria:

(a) The membership of its governing body is identical to that of the governing body of a single county or a single municipality.

(b) All members of its governing body are appointed by the governing body of a single county or a single municipality.

(c) During their unexpired terms, members of the special district’s governing body are subject to removal at will by the governing body of a single county or a single municipality.

(d) The district has a budget that requires approval through an affirmative vote or can be vetoed by the governing body of a single county or a single municipality.

This subsection is for purposes of definition only. Nothing in this subsection confers additional authority upon local governments not otherwise authorized by the provisions of the special acts or general acts of local application creating each special district, as amended.

(3) “Independent special district” means a special district that is not a dependent special district as defined in subsection (2). A district that includes more than one county is an independent special district unless the district lies wholly within the boundaries of a single municipality.

(1)(4) “Department” means the Department of Economic Opportunity.

(4)(5) “Local governing authority” means the governing body of a unit of local general-purpose government. However, if the special district is a political subdivision of a municipality, “local governing authority” means the municipality.

(7)(6) “Water management district” for purposes of this chapter means a special taxing district which is a regional water management district created and operated pursuant to chapter 373 or chapter 61-691, Laws of Florida, or a flood control district created and operated pursuant to chapter 25270, Laws of Florida, 1949, as modified by s. 373.149.

(5)(7) “Public facilities” means major capital improvements, including, but not limited to, transportation facilities, sanitary sewer facilities, solid waste facilities, water management and control facilities, potable water facilities, alternative water systems, educational facilities, parks and recreational facilities, health systems and facilities, and, except for spoil disposal by those ports listed in s. 311.09(1), spoil disposal sites for maintenance dredging in waters of the state.

Section 11. *Subsection (1) of section 189.4031, Florida Statutes, is transferred and renumbered as section 189.013, Florida Statutes, and the catchline of that section shall read: “Special districts; creation, dissolution, and reporting requirements.”*

Section 12. Subsection (2) of section 189.4031, Florida Statutes, is transferred, renumbered as section 189.0311, Florida Statutes, and amended to read:

~~189.0311 189.4031~~ *Independent special districts* ~~Special districts; creation, dissolution, and reporting requirements; charter requirements.—~~

(2) Notwithstanding any general law, special act, or ordinance of a local government to the contrary, any independent special district charter enacted after *September 30, 1989*, ~~the effective date of this section~~ shall contain the information required by s. *189.031(3) 189.404(3)*. Recognizing that the exclusive charter for a community development district is the statutory charter contained in ss. 190.006-190.041, community development districts established after July 1, 1980, pursuant to the provisions of chapter 190 shall be deemed in compliance with this requirement.

Section 13. Section 189.4035, Florida Statutes, is transferred and renumbered as section 189.061, Florida Statutes, and subsections (1), (5), and (6) of that section are amended, to read:

189.061 189.4035 ~~Preparation of~~ Official list of special districts.—

(1) The department of ~~Economic Opportunity~~ shall ~~maintain~~ ~~compile~~ the official list of special districts. The official list of special districts shall include all special districts in this state and shall indicate the independent or dependent status of each district. All special districts ~~on~~ ~~in~~ the list shall be sorted by county. The definitions in s. *189.012 189.403* shall be the criteria for determination of the independent or dependent status of each special district on the official list. The status of community development districts shall be independent on the official list of special districts.

(5) The official list of special districts shall be available on the department's website and must include a link to the website of each special district that provides web-based access to the public of the information and documentation required under s. 189.069.

(6) ~~Preparation of~~ The official list of special districts or the determination of status does not constitute final agency action pursuant to chapter 120. If the status of a special district on the official list is inconsistent with the status submitted by the district, the district may request the department to issue a declaratory statement setting forth the requirements necessary to resolve the inconsistency. If necessary, upon issuance of a declaratory statement by the department which is not appealed pursuant to chapter 120, the governing ~~body board~~ of any special district receiving such a declaratory statement shall apply to the entity which originally established the district for an amendment to its charter correcting the specified defects in its original charter. This amendment shall be for the sole purpose of resolving inconsistencies between a district charter and the status of a district as it appears on the official list. ~~Such application shall occur as follows:~~

~~(a) In the event a special district was created by a local general purpose government or state agency and applies for an amendment to its charter to confirm its independence, said application shall be granted as a matter of right. If application by an independent district is not made within 6 months of rendition of a declaratory statement, the district shall be deemed dependent and become a political subdivision of the governing body which originally established it by operation of law.~~

~~(b) If the Legislature created a special district, the district shall request, by resolution, an amendment to its charter by the Legislature. Failure to apply to the Legislature for an amendment to its charter during the next regular legislative session following rendition of a declaratory statement or failure of the Legislature to pass a special act shall render the district dependent.~~

Section 14. Section 189.404, Florida Statutes, is transferred and renumbered as section 189.031, Florida Statutes, and amended, to read:

189.031 189.404 Legislative intent for the creation of independent special districts; special act prohibitions; model elements and other requirements; *local* general-purpose ~~local~~ government/Governor and Cabinet creation authorizations.—

(1) LEGISLATIVE INTENT.—It is the intent of the Legislature that, after September 30, 1989, at a minimum, the requirements of subsection (3) must be satisfied when an independent special district is created.

(2) SPECIAL ACTS PROHIBITED.—Pursuant to s. 11(a)(21), Art. III of the State Constitution, the Legislature hereby prohibits special laws or general laws of local application which:

(a) Create independent special districts that do not, at a minimum, conform to the minimum requirements in subsection (3);

(b) Exempt independent special district elections from the appropriate requirements in s. *189.04 189.405*;

(c) Exempt an independent special district from the requirements for bond referenda in s. *189.042 189.408*;

(d) Exempt an independent special district from the reporting, notice, or public meetings requirements of s. *189.051, s. 189.08, s. 189.015, or s. 189.016 189.4085, s. 189.415, s. 189.417, or s. 189.418*;

(e) Create an independent special district for which a statement has not been submitted to the Legislature that documents the following:

1. The purpose of the proposed district;
2. The authority of the proposed district;
3. An explanation of why the district is the best alternative; and
4. A resolution or official statement of the governing body or an appropriate administrator of the local jurisdiction within which the proposed district is located stating that the creation of the proposed district is consistent with the approved local government plans of the local governing body and that the local government has no objection to the creation of the proposed district.

(3) MINIMUM REQUIREMENTS.—General laws or special acts that create or authorize the creation of independent special districts and are enacted after September 30, 1989, must address and require the following in their charters:

(a) The purpose of the district.

(b) The powers, functions, and duties of the district regarding ad valorem taxation, bond issuance, other revenue-raising capabilities, budget preparation and approval, liens and foreclosure of liens, use of tax deeds and tax certificates as appropriate for non-ad valorem assessments, and contractual agreements.

(c) The methods for establishing the district.

(d) The method for amending the charter of the district.

(e) The membership and organization of the governing ~~body board~~ of the district. If a district created after September 30, 1989, uses a one-acre/one-vote election principle, it shall provide for a governing ~~body board~~ consisting of five members. Three members shall constitute a quorum.

(f) The maximum compensation of a governing ~~body board~~ member.

(g) The administrative duties of the governing ~~body board~~ of the district.

(h) The applicable financial disclosure, noticing, and reporting requirements.

(i) If a district has authority to issue bonds, the procedures and requirements for issuing bonds.

(j) The procedures for conducting any district elections or referenda required and the qualifications of an elector of the district.

(k) The methods for financing the district.

(l) If an independent special district has the authority to levy ad valorem taxes, other than taxes levied for the payment of bonds and taxes levied for periods not longer than 2 years when authorized by vote of the electors of the district, the millage rate that is authorized.

(m) The method or methods for collecting non-ad valorem assessments, fees, or service charges.

- (n) Planning requirements.
 - (o) Geographic boundary limitations.
- (4) LOCAL GOVERNMENT/GOVERNOR AND CABINET CREATION AUTHORIZATIONS.—Except as otherwise authorized by general law, only the Legislature may create independent special districts.

(a) A municipality may create an independent special district which shall be established by ordinance in accordance with s. 190.005, or as otherwise authorized in general law.

(b) A county may create an independent special district which shall be adopted by a charter in accordance with s. 125.901 or s. 154.331 or chapter 155, or which shall be established by ordinance in accordance with s. 190.005, or as otherwise authorized by general law.

(c) The Governor and Cabinet may create an independent special district which shall be established by rule in accordance with s. 190.005 or as otherwise authorized in general law. The Governor and Cabinet may also approve the establishment of a charter for the creation of an independent special district which shall be in accordance with s. 373.713, or as otherwise authorized in general law.

(d)1. Any combination of two or more counties may create a regional special district which shall be established in accordance with s. 950.001, or as otherwise authorized in general law.

2. Any combination of two or more counties or municipalities may create a regional special district which shall be established in accordance with s. 373.713, or as otherwise authorized by general law.

3. Any combination of two or more counties, municipalities, or other political subdivisions may create a regional special district in accordance with s. 163.567, or as otherwise authorized in general law.

(5) STATUS STATEMENT.—After October 1, 1997, the charter of any newly created special district shall contain and, as practical, the charter of a preexisting special district shall be amended to contain, a reference to the status of the special district as dependent or independent. When necessary, the status statement shall be amended to conform with the department’s determination or declaratory statement regarding the status of the district.

Section 15. *Section 189.40401, Florida Statutes, is transferred and renumbered as section 189.033, Florida Statutes.*

Section 16. *Section 189.4041, Florida Statutes, is transferred and renumbered as section 189.02, Florida Statutes, and paragraph (e) of subsection (4) of that section is amended, to read:*

189.02 ~~189.4041~~ Dependent special districts.—

(4) Dependent special districts created by a county or municipality shall be created by adoption of an ordinance that includes:

(e) The membership, organization, compensation, and administrative duties of the governing body ~~board~~.

Section 17. Subsection (1) of section 189.4042, Florida Statutes, is transferred, renumbered as section 189.07, Florida Statutes, and amended to read:

189.07 ~~189.4042~~ Definitions Merger and dissolution procedures.—

~~(1) DEFINITIONS.—As used in this part section, the term:~~

(1)(~~1~~) “Component independent special district” means an independent special district that proposes to be merged into a merged independent district, or an independent special district as it existed before its merger into the merged independent district of which it is now a part.

(2)(~~2~~) “Elector-initiated merger plan” means the merger plan of two or more independent special districts, a majority of whose qualified electors have elected to merge, which outlines the terms and agreements for the official merger of the districts and is finalized and approved by the governing bodies of the districts pursuant to this *part section*.

(3)(~~3~~) “Governing body” means the governing body of the independent special district in which the general legislative, governmental, or public powers of the district are vested and by authority of which the official business of the district is conducted.

(4)(~~4~~) “Initiative” means the filing of a petition containing a proposal for a referendum to be placed on the ballot for election.

(5)(~~5~~) “Joint merger plan” means the merger plan that is adopted by resolution of the governing bodies of two or more independent special districts that outlines the terms and agreements for the official merger of the districts and that is finalized and approved by the governing bodies pursuant to this *part section*.

(6)(~~6~~) “Merged independent district” means a single independent special district that results from a successful merger of two or more independent special districts pursuant to this *part section*.

(7)(~~7~~) “Merger” means the combination of two or more contiguous independent special districts resulting in a newly created merged independent district that assumes jurisdiction over all of the component independent special districts.

(8)(~~8~~) “Merger plan” means a written document that contains the terms, agreements, and information regarding the merger of two or more independent special districts.

(9)(~~9~~) “Proposed elector-initiated merger plan” means a written document that contains the terms and information regarding the merger of two or more independent special districts and that accompanies the petition initiated by the qualified electors of the districts but that is not yet finalized and approved by the governing bodies of each component independent special district pursuant to this *part section*.

(10)(~~10~~) “Proposed joint merger plan” means a written document that contains the terms and information regarding the merger of two or more independent special districts and that has been prepared pursuant to a resolution of the governing bodies of the districts but that is not yet finalized and approved by the governing bodies of each component independent special district pursuant to this *part section*.

(11)(~~11~~) “Qualified elector” means an individual at least 18 years of age who is a citizen of the United States, a permanent resident of this state, and a resident of the district who registers with the supervisor of elections of a county within which the district lands are located when the registration books are open.

Section 18. Subsection (2) of section 189.4042, Florida Statutes, is transferred, renumbered as section 189.071, Florida Statutes, and amended to read:

189.071 ~~189.4042~~ Merger or and dissolution of a dependent special district procedures.—

~~(2) MERGER OR DISSOLUTION OF A DEPENDENT SPECIAL DISTRICT.—~~

(1)(~~1~~) The merger or dissolution of a dependent special district may be effectuated by an ordinance of the *local* general-purpose ~~local~~ governmental entity wherein the geographical area of the district or districts is located. However, a county may not dissolve a special district that is dependent to a municipality or vice versa, or a dependent district created by special act.

(2)(~~2~~) The merger or dissolution of a dependent special district created and operating pursuant to a special act may be effectuated only by further act of the Legislature unless otherwise provided by general law.

(3)(~~3~~) A dependent special district that meets any criteria for being declared inactive, or that has already been declared inactive, pursuant to s. *189.062 ~~189.4044~~* may be dissolved or merged by special act without a referendum.

(4)(~~4~~) A copy of any ordinance and of any changes to a charter affecting the status or boundaries of one or more special districts shall be filed with the Special District *Accountability Information* Program within 30 days after such activity.

Section 19. Subsection (3) of section 189.4042, Florida Statutes, is transferred, renumbered as section 189.072, Florida Statutes, and amended to read:

~~189.072 189.4042~~ *Dissolution of an independent special district Merger and dissolution procedures.*—

~~(3) DISSOLUTION OF AN INDEPENDENT SPECIAL DISTRICT.~~—

~~(1)(a)~~ VOLUNTARY DISSOLUTION.—If the governing ~~body~~ *board* of an independent special district created and operating pursuant to a special act elects, by a majority vote plus one, to dissolve the district, the voluntary dissolution of an independent special district created and operating pursuant to a special act may be effectuated only by the Legislature unless otherwise provided by general law.

~~(2)(b)~~ OTHER DISSOLUTIONS.—

~~(a)1-~~ In order for the Legislature to dissolve an active independent special district created and operating pursuant to a special act, the special act dissolving the active independent special district must be approved by a majority of the resident electors of the district or, for districts in which a majority of governing ~~body~~ *board* members are elected by landowners, a majority of the landowners voting in the same manner by which the independent special district's governing body is elected. If a local general-purpose government passes an ordinance or resolution in support of the dissolution, the local general-purpose government must pay any expenses associated with the referendum required under this ~~paragraph~~ *subparagraph*.

~~(b)2-~~ If an independent special district was created by a county or municipality by referendum or any other procedure, the county or municipality that created the district may dissolve the district pursuant to a referendum or any other procedure by which the independent special district was created. However, if the independent special district has ad valorem taxation powers, the same procedure required to grant the independent special district ad valorem taxation powers is required to dissolve the district.

~~(3)(c)~~ INACTIVE INDEPENDENT SPECIAL DISTRICTS.—An independent special district that meets any criteria for being declared inactive, or that has already been declared inactive, pursuant to s. 189.062 ~~189.4044~~ may be dissolved by special act without a referendum. If an inactive independent special district was created by a county or municipality through a referendum, the county or municipality that created the district may dissolve the district after publishing notice as described in s. 189.062 ~~189.4044~~.

~~(4)(d)~~ DEBTS AND ASSETS.—Financial allocations of the assets and indebtedness of a dissolved independent special district shall be pursuant to s. 189.076 ~~189.4045~~.

Section 20. Subsection (4) of section 189.4042, Florida Statutes, is transferred, renumbered as section 189.073, Florida Statutes, and amended to read:

~~189.073 189.4042~~ *Legislative merger of independent special districts Merger and dissolution procedures.*—

~~(4) LEGISLATIVE MERGER OF INDEPENDENT SPECIAL DISTRICTS.~~—The Legislature, by special act, may merge independent special districts created and operating pursuant to special act.

Section 21. Subsection (5) of section 189.4042, Florida Statutes, is transferred, renumbered as section 189.074, Florida Statutes, and amended to read:

~~189.074 189.4042~~ *Voluntary merger of independent special districts Merger and dissolution procedures.*—

~~(5) VOLUNTARY MERGER OF INDEPENDENT SPECIAL DISTRICTS.~~—Two or more contiguous independent special districts created by special act which have similar functions and elected governing bodies may elect to merge into a single independent district through the act of merging the component independent special districts.

~~(1)(a)~~ INITIATION.—Merger proceedings may commence by:

~~(a)1-~~ A joint resolution of the governing bodies of each independent special district which endorses a proposed joint merger plan; or

~~(b)2-~~ A qualified elector initiative.

~~(2)(b)~~ JOINT MERGER PLAN BY RESOLUTION.—The governing bodies of two or more contiguous independent special districts may, by joint resolution, endorse a proposed joint merger plan to commence proceedings to merge the districts pursuant to this ~~section~~ *subsection*.

~~(a)1-~~ The proposed joint merger plan must specify:

1.a. The name of each component independent special district to be merged;

2.b. The name of the proposed merged independent district;

3.e. The rights, duties, and obligations of the proposed merged independent district;

4.d. The territorial boundaries of the proposed merged independent district;

5.e. The governmental organization of the proposed merged independent district insofar as it concerns elected and appointed officials and public employees, along with a transitional plan and schedule for elections and appointments of officials;

6.f. A fiscal estimate of the potential cost or savings as a result of the merger;

7.g. Each component independent special district's assets, including, but not limited to, real and personal property, and the current value thereof;

8.h. Each component independent special district's liabilities and indebtedness, bonded and otherwise, and the current value thereof;

9.i. Terms for the assumption and disposition of existing assets, liabilities, and indebtedness of each component independent special district jointly, separately, or in defined proportions;

10.j. Terms for the common administration and uniform enforcement of existing laws within the proposed merged independent district;

11.k. The times and places for public hearings on the proposed joint merger plan;

12.l. The times and places for a referendum in each component independent special district on the proposed joint merger plan, along with the referendum language to be presented for approval; and

13.m. The effective date of the proposed merger.

~~(b)2-~~ The resolution endorsing the proposed joint merger plan must be approved by a majority vote of the governing bodies of each component independent special district and adopted at least 60 business days before any general or special election on the proposed joint merger plan.

~~(c)3-~~ Within 5 business days after the governing bodies approve the resolution endorsing the proposed joint merger plan, the governing bodies must:

1.a. Cause a copy of the proposed joint merger plan, along with a descriptive summary of the plan, to be displayed and be readily accessible to the public for inspection in at least three public places within the territorial limits of each component independent special district, unless a component independent special district has fewer than three public places, in which case the plan must be accessible for inspection in all public places within the component independent special district;

2.b. If applicable, cause the proposed joint merger plan, along with a descriptive summary of the plan and a reference to the public places within each component independent special district where a copy of the merger plan may be examined, to be displayed on a website maintained by each district or on a website maintained by the county or municipality in which the districts are located; and

3.e. Arrange for a descriptive summary of the proposed joint merger plan, and a reference to the public places within the district where a copy

may be examined, to be published in a newspaper of general circulation within the component independent special districts at least once each week for 4 successive weeks.

(d)4- The governing body of each component independent special district shall set a time and place for one or more public hearings on the proposed joint merger plan. Each public hearing shall be held on a weekday at least 7 business days after the day the first advertisement is published on the proposed joint merger plan. The hearing or hearings may be held jointly or separately by the governing bodies of the component independent special districts. Any interested person residing in the respective district shall be given a reasonable opportunity to be heard on any aspect of the proposed merger at the public hearing.

1.a- Notice of the public hearing addressing the resolution for the proposed joint merger plan must be published pursuant to the notice requirements in s. 189.015 ~~189.417~~ and must provide a descriptive summary of the proposed joint merger plan and a reference to the public places within the component independent special districts where a copy of the plan may be examined.

2.b- After the final public hearing, the governing bodies of each component independent special district may amend the proposed joint merger plan if the amended version complies with the notice and public hearing requirements provided in this section ~~subsection~~. Thereafter, the governing bodies may approve a final version of the joint merger plan or decline to proceed further with the merger. Approval by the governing bodies of the final version of the joint merger plan must occur within 60 business days after the final hearing.

(e)5- After the final public hearing, the governing bodies shall notify the supervisors of elections of the applicable counties in which district lands are located of the adoption of the resolution by each governing body. The supervisors of elections shall schedule a separate referendum for each component independent special district. The referenda may be held in each district on the same day, or on different days, but no more than 20 days apart.

1.a- Notice of a referendum on the merger of independent special districts must be provided pursuant to the notice requirements in s. 100.342. At a minimum, the notice must include:

- a.(4) A brief summary of the resolution and joint merger plan;
- b.(4) A statement as to where a copy of the resolution and joint merger plan may be examined;
- c.(4) The names of the component independent special districts to be merged and a description of their territory;
- d.(4) The times and places at which the referendum will be held; and
- e.(4) Such other matters as may be necessary to call, provide for, and give notice of the referendum and to provide for the conduct thereof and the canvass of the returns.

2.b- The referenda must be held in accordance with the Florida Election Code and may be held pursuant to ss. 101.6101-101.6107. All costs associated with the referenda shall be borne by the respective component independent special district.

3.e- The ballot question in such referendum placed before the qualified electors of each component independent special district to be merged must be in substantially the following form:

“Shall ...(name of component independent special district)... and ...(name of component independent special district or districts)... be merged into ...(name of newly merged independent district)...?”

....YES

....NO”

4.d- If the component independent special districts proposing to merge have disparate millage rates, the ballot question in the referendum placed before the qualified electors of each component independent special district must be in substantially the following form:

“Shall ...(name of component independent special district)... and ...(name of component independent special district or districts)... be merged into ...(name of newly merged independent district)... if the voter-approved maximum millage rate within each independent special district will not increase absent a subsequent referendum?”

....YES

....NO”

5.e- In any referendum held pursuant to this section ~~subsection~~, the ballots shall be counted, returns made and canvassed, and results certified in the same manner as other elections or referenda for the component independent special districts.

6.f- The merger may not take effect unless a majority of the votes cast in each component independent special district are in favor of the merger. If one of the component districts does not obtain a majority vote, the referendum fails, and merger does not take effect.

7.g- If the merger is approved by a majority of the votes cast in each component independent special district, the merged independent district is created. Upon approval, the merged independent district shall notify the Special District ~~Accountability Information~~ Program pursuant to s. 189.016(2) ~~189.418(2)~~ and the local general-purpose governments in which any part of the component independent special districts is situated pursuant to s. 189.016(7) ~~189.418(7)~~.

8.h- If the referendum fails, the merger process under this ~~subsection paragraph~~ may not be initiated for the same purpose within 2 years after the date of the referendum.

(f)6- Component independent special districts merged pursuant to a joint merger plan by resolution shall continue to be governed as before the merger until the effective date specified in the adopted joint merger plan.

(3)(e) QUALIFIED ELECTOR-INITIATED MERGER PLAN.—The qualified electors of two or more contiguous independent special districts may commence a merger proceeding by each filing a petition with the governing body of their respective independent special district proposing to be merged. The petition must contain the signatures of at least 40 percent of the qualified electors of each component independent special district and must be submitted to the appropriate component independent special district governing body no later than 1 year after the start of the qualified elector-initiated merger process.

(a)4- The petition must comply with, and be circulated in, the following form:

PETITION FOR INDEPENDENT SPECIAL DISTRICT MERGER

We, the undersigned electors and legal voters of ...(name of independent special district)..., qualified to vote at the next general or special election, respectfully petition that there be submitted to the electors and legal voters of ...(name of independent special district or districts proposed to be merged)..., for their approval or rejection at a referendum held for that purpose, a proposal to merge ...(name of component independent special district)... and ...(name of component independent special district or districts)...

In witness thereof, we have signed our names on the date indicated next to our signatures.

Date	Name	Home Address
(print under signature)		
.....
.....

(b)2- The petition must be validated by a signed statement by a witness who is a duly qualified elector of one of the component independent special districts, a notary public, or another person authorized to take acknowledgments.

1.a- A statement that is signed by a witness who is a duly qualified elector of the respective district shall be accepted for all purposes as the equivalent of an affidavit. Such statement must be in substantially the following form:

"I, ...(name of witness)..., state that I am a duly qualified voter of ...(name of independent special district)... Each of the ...(insert number)... persons who have signed this petition sheet has signed his or her name in my presence on the dates indicated above and identified himself or herself to be the same person who signed the sheet. I understand that this statement will be accepted for all purposes as the equivalent of an affidavit and, if it contains a materially false statement, shall subject me to the penalties of perjury."

Date

Signature of Witness

2.~~b~~. A statement that is signed by a notary public or another person authorized to take acknowledgments must be in substantially the following form:

"On the date indicated above before me personally came each of the ...(insert number)... electors and legal voters whose signatures appear on this petition sheet, who signed the petition in my presence and who, being by me duly sworn, each for himself or herself, identified himself or herself as the same person who signed the petition, and I declare that the foregoing information they provided was true."

Date

Signature of Witness

3.~~e~~. An alteration or correction of information appearing on a petitioner's signature line, other than an uninitialed signature and date, does not invalidate such signature. In matters of form, this ~~subsection paragraph~~ shall be liberally construed, not inconsistent with substantial compliance thereto and the prevention of fraud.

4.~~d~~. The appropriately signed petition must be filed with the governing body of each component independent special district. The petition must be submitted to the supervisors of elections of the counties in which the district lands are located. The supervisors shall, within 30 business days after receipt of the petitions, certify to the governing bodies the number of signatures of qualified electors contained on the petitions.

(~~c~~)~~3~~. Upon verification by the supervisors of elections of the counties within which component independent special district lands are located that 40 percent of the qualified electors have petitioned for merger and that all such petitions have been executed within 1 year after the date of the initiation of the qualified-elector merger process, the governing bodies of each component independent special district shall meet within 30 business days to prepare and approve by resolution a proposed elector-initiated merger plan. The proposed plan must include:

1.~~a~~. The name of each component independent special district to be merged;

2.~~b~~. The name of the proposed merged independent district;

3.~~e~~. The rights, duties, and obligations of the merged independent district;

4.~~d~~. The territorial boundaries of the proposed merged independent district;

5.~~e~~. The governmental organization of the proposed merged independent district insofar as it concerns elected and appointed officials and public employees, along with a transitional plan and schedule for elections and appointments of officials;

6.~~f~~. A fiscal estimate of the potential cost or savings as a result of the merger;

7.~~g~~. Each component independent special district's assets, including, but not limited to, real and personal property, and the current value thereof;

8.~~h~~. Each component independent special district's liabilities and indebtedness, bonded and otherwise, and the current value thereof;

9.~~i~~. Terms for the assumption and disposition of existing assets, liabilities, and indebtedness of each component independent special district, jointly, separately, or in defined proportions;

10.~~j~~. Terms for the common administration and uniform enforcement of existing laws within the proposed merged independent district;

11.~~k~~. The times and places for public hearings on the proposed joint merger plan; and

12.~~l~~. The effective date of the proposed merger.

(~~d~~)~~4~~. The resolution endorsing the proposed elector-initiated merger plan must be approved by a majority vote of the governing bodies of each component independent special district and must be adopted at least 60 business days before any general or special election on the proposed elector-initiated plan.

(~~e~~)~~5~~. Within 5 business days after the governing bodies of each component independent special district approve the proposed elector-initiated merger plan, the governing bodies shall:

1.~~a~~. Cause a copy of the proposed elector-initiated merger plan, along with a descriptive summary of the plan, to be displayed and be readily accessible to the public for inspection in at least three public places within the territorial limits of each component independent special district, unless a component independent special district has fewer than three public places, in which case the plan must be accessible for inspection in all public places within the component independent special district;

2.~~b~~. If applicable, cause the proposed elector-initiated merger plan, along with a descriptive summary of the plan and a reference to the public places within each component independent special district where a copy of the merger plan may be examined, to be displayed on a website maintained by each district or otherwise on a website maintained by the county or municipality in which the districts are located; and

3.~~e~~. Arrange for a descriptive summary of the proposed elector-initiated merger plan, and a reference to the public places within the district where a copy may be examined, to be published in a newspaper of general circulation within the component independent special districts at least once each week for 4 successive weeks.

(~~f~~)~~6~~. The governing body of each component independent special district shall set a time and place for one or more public hearings on the proposed elector-initiated merger plan. Each public hearing shall be held on a weekday at least 7 business days after the day the first advertisement is published on the proposed elector-initiated merger plan. The hearing or hearings may be held jointly or separately by the governing bodies of the component independent special districts. Any interested person residing in the respective district shall be given a reasonable opportunity to be heard on any aspect of the proposed merger at the public hearing.

1.~~a~~. Notice of the public hearing on the proposed elector-initiated merger plan must be published pursuant to the notice requirements in s. 189.015 ~~189.417~~ and must provide a descriptive summary of the elector-initiated merger plan and a reference to the public places within the component independent special districts where a copy of the plan may be examined.

2.~~b~~. After the final public hearing, the governing bodies of each component independent special district may amend the proposed elector-initiated merger plan if the amended version complies with the notice and public hearing requirements provided in this ~~section subsection~~. The governing bodies must approve a final version of the merger plan within 60 business days after the final hearing.

(~~g~~)~~7~~. After the final public hearing, the governing bodies shall notify the supervisors of elections of the applicable counties in which district lands are located of the adoption of the resolution by each governing body. The supervisors of elections shall schedule a date for the separate referenda for each district. The referenda may be held in each district on the same day, or on different days, but no more than 20 days apart.

1.~~a~~. Notice of a referendum on the merger of the component independent special districts must be provided pursuant to the notice requirements in s. 100.342. At a minimum, the notice must include:

a.(~~F~~) A brief summary of the resolution and elector-initiated merger plan;

b.(~~H~~) A statement as to where a copy of the resolution and petition for merger may be examined;

~~c.(HH)~~ The names of the component independent special districts to be merged and a description of their territory;

~~d.(IV)~~ The times and places at which the referendum will be held; and

~~e.(V)~~ Such other matters as may be necessary to call, provide for, and give notice of the referendum and to provide for the conduct thereof and the canvass of the returns.

~~2.b.~~ The referenda must be held in accordance with the Florida Election Code and may be held pursuant to ss. 101.6101-101.6107. All costs associated with the referenda shall be borne by the respective component independent special district.

~~3.e.~~ The ballot question in such referendum placed before the qualified electors of each component independent special district to be merged must be in substantially the following form:

“Shall ...(name of component independent special district)... and ...(name of component independent special district or districts)... be merged into ...(name of newly merged independent district)...?”

...YES

...NO”

~~4.d.~~ If the component independent special districts proposing to merge have disparate millage rates, the ballot question in the referendum placed before the qualified electors of each component independent special district must be in substantially the following form:

“Shall ...(name of component independent special district)... and ...(name of component independent special district or districts)... be merged into ...(name of newly merged independent district)... if the voter-approved maximum millage rate within each independent special district will not increase absent a subsequent referendum?”

...YES

...NO”

~~5.e.~~ In any referendum held pursuant to this ~~section subsection~~, the ballots shall be counted, returns made and canvassed, and results certified in the same manner as other elections or referenda for the component independent special districts.

~~6.f.~~ The merger may not take effect unless a majority of the votes cast in each component independent special district are in favor of the merger. If one of the component independent special districts does not obtain a majority vote, the referendum fails, and merger does not take effect.

~~7.g.~~ If the merger is approved by a majority of the votes cast in each component independent special district, the merged district shall notify the Special District ~~Accountability Information~~ Program pursuant to s. ~~189.016(2) 189.418(2)~~ and the local general-purpose governments in which any part of the component independent special districts is situated pursuant to s. ~~189.016(7) 189.418(7)~~.

~~8.h.~~ If the referendum fails, the merger process under this ~~subsection paragraph~~ may not be initiated for the same purpose within 2 years after the date of the referendum.

~~(h)8.~~ Component independent special districts merged pursuant to an elector-initiated merger plan shall continue to be governed as before the merger until the effective date specified in the adopted elector-initiated merger plan.

~~(4)(d)~~ EFFECTIVE DATE.—The effective date of the merger shall be as provided in the joint merger plan or elector-initiated merger plan, as appropriate, and is not contingent upon the future act of the Legislature.

~~(a)1.~~ However, as soon as practicable, the merged independent district shall, at its own expense, submit a unified charter for the merged district to the Legislature for approval. The unified charter must make the powers of the district consistent within the merged independent district and repeal the special acts of the districts which existed before the merger.

~~(b)2.~~ Within 30 business days after the effective date of the merger, the merged independent district’s governing body, as indicated in this ~~section subsection~~, shall hold an organizational meeting to implement the provisions of the joint merger plan or elector-initiated merger plan, as appropriate.

~~(5)(e)~~ RESTRICTIONS DURING TRANSITION PERIOD.—Until the Legislature formally approves the unified charter pursuant to a special act, each component independent special district is considered a subunit of the merged independent district subject to the following restrictions:

~~(a)1.~~ During the transition period, the merged independent district is limited in its powers and financing capabilities within each subunit to those powers that existed within the boundaries of each subunit which were previously granted to the component independent special district in its existing charter before the merger. The merged independent district may not, solely by reason of the merger, increase its powers or financing capability.

~~(b)2.~~ During the transition period, the merged independent district shall exercise only the legislative authority to levy and collect revenues within the boundaries of each subunit which was previously granted to the component independent special district by its existing charter before the merger, including the authority to levy ad valorem taxes, non-ad valorem assessments, impact fees, and charges.

~~1.a.~~ The merged independent district may not, solely by reason of the merger or the legislatively approved unified charter, increase ad valorem taxes on property within the original limits of a subunit beyond the maximum millage rate approved by the electors of the component independent special district unless the electors of such subunit approve an increase at a subsequent referendum of the subunit’s electors. Each subunit may be considered a separate taxing unit.

~~2.b.~~ The merged independent district may not, solely by reason of the merger, charge non-ad valorem assessments, impact fees, or other new fees within a subunit which were not otherwise previously authorized to be charged.

~~(c)3.~~ During the transition period, each component independent special district of the merged independent district must continue to file all information and reports required under this chapter as subunits until the Legislature formally approves the unified charter pursuant to a special act.

~~(d)4.~~ The intent of this ~~part section~~ is to preserve and transfer to the merged independent district all authority that exists within each subunit and was previously granted by the Legislature and, if applicable, by referendum.

~~(6)(f)~~ EFFECT OF MERGER, GENERALLY.—On and after the effective date of the merger, the merged independent district shall be treated and considered for all purposes as one entity under the name and on the terms and conditions set forth in the joint merger plan or elector-initiated merger plan, as appropriate.

~~(a)1.~~ All rights, privileges, and franchises of each component independent special district and all assets, real and personal property, books, records, papers, seals, and equipment, as well as other things in action, belonging to each component independent special district before the merger shall be deemed as transferred to and vested in the merged independent district without further act or deed.

~~(b)2.~~ All property, rights-of-way, and other interests are as effectually the property of the merged independent district as they were of the component independent special district before the merger. The title to real estate, by deed or otherwise, under the laws of this state vested in any component independent special district before the merger may not be deemed to revert or be in any way impaired by reason of the merger.

~~(c)3.~~ The merged independent district is in all respects subject to all obligations and liabilities imposed and possesses all the rights, powers, and privileges vested by law in other similar entities.

~~(d)4.~~ Upon the effective date of the merger, the joint merger plan or elector-initiated merger plan, as appropriate, is subordinate in all respects to the contract rights of all holders of any securities or obligations

of the component independent special districts outstanding at the effective date of the merger.

(e)5. The new registration of electors is not necessary as a result of the merger, but all elector registrations of the component independent special districts shall be transferred to the proper registration books of the merged independent district, and new registrations shall be made as provided by law as if no merger had taken place.

(7)(g) GOVERNING BODY OF MERGED INDEPENDENT DISTRICT.—

(a)1. From the effective date of the merger until the next general election, the governing body of the merged independent district shall be comprised of the governing body members of each component independent special district, with such members serving until the governing body members elected at the next general election take office.

(b)2. Beginning with the next general election following the effective date of merger, the governing body of the merged independent district shall be comprised of five members. The office of each governing body member shall be designated by seat, which shall be distinguished from other body member seats by an assigned numeral: 1, 2, 3, 4, or 5. The governing body members that are elected in this initial election following the merger shall serve unequal terms of 2 and 4 years in order to create staggered membership of the governing body, with:

- 1.a. Member seats 1, 3, and 5 being designated for 4-year terms; and
- 2.b. Member seats 2 and 4 being designated for 2-year terms.

(c)3. In general elections thereafter, all governing body members shall serve 4-year terms.

(8)(h) EFFECT ON EMPLOYEES.—Except as otherwise provided by law and except for those officials and employees protected by tenure of office, civil service provisions, or a collective bargaining agreement, upon the effective date of merger, all appointive offices and positions existing in all component independent special districts involved in the merger are subject to the terms of the joint merger plan or elector-initiated merger plan, as appropriate. Such plan may provide for instances in which there are duplications of positions and for other matters such as varying lengths of employee contracts, varying pay levels or benefits, different civil service regulations in the constituent entities, and differing ranks and position classifications for similar positions. For those employees who are members of a bargaining unit certified by the Public Employees Relations Commission, the requirements of chapter 447 apply.

(9)(i) EFFECT ON DEBTS, LIABILITIES, AND OBLIGATIONS.—

(a)1. All valid and lawful debts and liabilities existing against a merged independent district, or which may arise or accrue against the merged independent district, which but for merger would be valid and lawful debts or liabilities against one or more of the component independent special districts, are debts against or liabilities of the merged independent district and accordingly shall be defrayed and answered to by the merged independent district to the same extent, and no further than, the component independent special districts would have been bound if a merger had not taken place.

(b)2. The rights of creditors and all liens upon the property of any of the component independent special districts shall be preserved unimpaired. The respective component districts shall be deemed to continue in existence to preserve such rights and liens, and all debts, liabilities, and duties of any of the component districts attach to the merged independent district.

(c)3. All bonds, contracts, and obligations of the component independent special districts which exist as legal obligations are obligations of the merged independent district, and all such obligations shall be issued or entered into by and in the name of the merged independent district.

(10)(j) EFFECT ON ACTIONS AND PROCEEDINGS.—In any action or proceeding pending on the effective date of merger to which a component independent special district is a party, the merged independent district may be substituted in its place, and the action or proceeding may be prosecuted to judgment as if merger had not taken place. Suits may be brought and maintained against a merged in-

dependent district in any state court in the same manner as against any other independent special district.

(11)(k) EFFECT ON ANNEXATION.—Chapter 171 continues to apply to all annexations by a city within the component independent special districts' boundaries after merger occurs. Any moneys owed to a component independent special district pursuant to s. 171.093, or any interlocal service boundary agreement as a result of annexation predating the merger, shall be paid to the merged independent district after merger.

(12)(l) EFFECT ON MILLAGE CALCULATIONS.—The merged independent special district is authorized to continue or conclude procedures under chapter 200 on behalf of the component independent special districts. The merged independent special district shall make the calculations required by chapter 200 for each component individual special district separately.

(13)(m) DETERMINATION OF RIGHTS.—If any right, title, interest, or claim arises out of a merger or by reason thereof which is not determinable by reference to this subsection, the joint merger plan or elector-initiated merger plan, as appropriate, or otherwise under the laws of this state, the governing body of the merged independent district may provide therefor in a manner conforming to law.

(14)(n) EXEMPTION.—This ~~section~~ subsection does not apply to independent special districts whose governing bodies are elected by district landowners voting the acreage owned within the district.

(15)(o) PREEMPTION.—This ~~section~~ subsection preempts any special act to the contrary.

Section 22. Subsection (6) of section 189.4042, Florida Statutes, is transferred, renumbered as section 189.075, Florida Statutes, and amended to read:

~~189.075 189.4042~~ *Involuntary merger of independent special districts Merger and dissolution procedures.*—

~~(6) INVOLUNTARY MERGER OF INDEPENDENT SPECIAL DISTRICTS.—~~

(1)(a) INDEPENDENT SPECIAL DISTRICTS CREATED BY SPECIAL ACT.—In order for the Legislature to merge an active independent special district or districts created and operating pursuant to a special act, the special act merging the active independent special district or districts must be approved at separate referenda of the impacted local governments by a majority of the resident electors or, for districts in which a majority of governing ~~body board~~ members are elected by landowners, a majority of the landowners voting in the same manner by which each independent special district's governing body is elected. The special act merging the districts must include a plan of merger that addresses transition issues such as the effective date of the merger, governance, administration, powers, pensions, and assumption of all assets and liabilities. If a local general-purpose government passes an ordinance or resolution in support of the merger of an active independent special district, the local general-purpose government must pay any expenses associated with the referendum required under this ~~subsection~~ paragraph.

(2)(b) INDEPENDENT SPECIAL DISTRICTS CREATED BY A COUNTY OR MUNICIPALITY.—A county or municipality may merge an independent special district created by the county or municipality pursuant to a referendum or any other procedure by which the independent special district was created. However, if the independent special district has ad valorem taxation powers, the same procedure required to grant the independent special district ad valorem taxation powers is required to merge the district. The political subdivisions proposing the involuntary merger of an active independent special district must pay any expenses associated with the referendum required under this ~~subsection~~ paragraph.

(3)(c) INACTIVE INDEPENDENT SPECIAL DISTRICTS.—An independent special district that meets any criteria for being declared inactive, or that has already been declared inactive, pursuant to s. 189.062 ~~189.4044~~ may be merged by special act without a referendum.

Section 23. Subsection (7) of section 189.4042, Florida Statutes, is transferred and renumbered as section 189.0761, Florida Statutes, and amended to read:

189.0761 189.4042 Merger and dissolution procedures.—

(7) Exemptions.—This ~~part section~~ does not apply to community development districts implemented pursuant to chapter 190 or to water management districts created and operated pursuant to chapter 373.

Section 24. Section 189.4044, Florida Statutes, is transferred and renumbered as section 189.062, Florida Statutes, subsections (1) and (3) of that section are amended, and subsections (5) and (6) are added to that section, to read:

189.062 189.4044 Special procedures for inactive districts.—

(1) The department shall declare inactive any special district in this state by documenting that:

(a) The special district meets one of the following criteria:

1. The registered agent of the district, the chair of the governing body of the district, or the governing body of the appropriate local general-purpose government notifies the department in writing that the district has taken no action for 2 or more years;

2. ~~Following an inquiry from the department,~~ The registered agent of the district, the chair of the governing body of the district, or the governing body of the appropriate local general-purpose government notifies the department in writing that the district has not had a governing ~~body board~~ or a sufficient number of governing ~~body board~~ members to constitute a quorum for 2 or more years;

3. ~~or~~ The registered agent of the district, the chair of the governing body of the district, or the governing body of the appropriate local general-purpose government fails to respond to ~~an~~ the department's inquiry by the department within 21 days;

4. ~~3.~~ The department determines, pursuant to s. 189.067 ~~189.421~~, that the district has failed to file any of the reports listed in s. 189.066 ~~189.419~~;

5. ~~4.~~ The district has not had a registered office and agent on file with the department for 1 or more years; or

6. ~~5.~~ The governing body of a special district provides documentation to the department that it has unanimously adopted a resolution declaring the special district inactive. The special district shall be responsible for payment of any expenses associated with its dissolution. *A special district declared inactive pursuant to this subparagraph may be dissolved without a referendum; or*

(b) The department, special district, or local general-purpose government published a notice of proposed declaration of inactive status in a newspaper of general circulation in the county or municipality in which the territory of the special district is located and sent a copy of such notice by certified mail to the registered agent or chair of the *governing body board*, if any. Such notice must include the name of the special district, the law under which it was organized and operating, a general description of the territory included in the special district, and a statement that any objections must be filed pursuant to chapter 120 within 21 days after the publication date; and

(c) Twenty-one days have elapsed from the publication date of the notice of proposed declaration of inactive status and no administrative appeals were filed.

(3) In the case of a district created by special act of the Legislature, the department shall send a notice of declaration of inactive status to the Speaker of the House of Representatives and the President of the Senate, *and the standing committees of the Senate and the House of Representatives charged with special district oversight as determined by the presiding officers of each respective chamber and the Legislative Auditing Committee.* The notice of declaration of inactive status shall reference each known special act creating or amending the charter of any special district declared to be inactive under this section. The declaration of inactive status shall be sufficient notice as required by s. 10, Art. III of the State Constitution to authorize the Legislature to repeal any special

laws so reported. In the case of a district created by one or more local general-purpose governments, the department shall send a notice of declaration of inactive status to the chair of the governing body of each local general-purpose government that created the district. In the case of a district created by interlocal agreement, the department shall send a notice of declaration of inactive status to the chair of the governing body of each local general-purpose government which entered into the interlocal agreement.

(5) *A special district declared inactive under this section may not collect taxes, fees, or assessments unless the declaration is:*

(a) *Withdrawn or revoked by the department; or*

(b) *Invalidated in proceedings initiated by the special district within 30 days after the date written notice of the declaration was provided to the special district governing body by physical or electronic delivery, receipt confirmed. The special district governing body may initiate proceedings within the period authorized in this paragraph by:*

1. *Filing with the department a petition for an administrative hearing pursuant to s. 120.569; or*

2. *Filing an action for declaratory and injunctive relief under chapter 86 in the circuit court of the judicial circuit in which the majority of the area of the district is located.*

(c) *If a timely challenge to the declaration is not initiated by the special district governing body, or the department prevails in a proceeding initiated under paragraph (b), the department may enforce the prohibitions in this subsection by filing a petition for enforcement with the circuit court in and for Leon County. The petition may request declaratory, injunctive, or other equitable relief, including the appointment of a receiver, and any forfeiture or other remedy provided by law.*

(d) *The prevailing party shall be awarded costs of litigation and reasonable attorney fees in any proceeding brought under this subsection.*

Section 25. Section 189.4045, Florida Statutes, is transferred and renumbered as section 189.076, Florida Statutes.

Section 26. Section 189.4047, Florida Statutes, is transferred and renumbered as section 189.021, Florida Statutes.

Section 27. Subsections (1), (2), (3), (4), (6), and (7) of section 189.405, Florida Statutes, are transferred and renumbered as subsections (1) through (6) of section 189.04, Florida Statutes, respectively, and present subsection (1), paragraph (c) of present subsection (2), and present subsections (3), (4), and (7) of that section are amended, to read:

189.04 189.405 Elections; general requirements and procedures; education programs.—

(1) If a dependent special district has an elected governing ~~body board~~, elections shall be conducted by the supervisor of elections of the county wherein the district is located in accordance with the Florida Election Code, chapters 97-106.

(2)

(c) A candidate for a position on a governing ~~body board~~ of a single-county special district that has its elections conducted by the supervisor of elections shall qualify for the office with the county supervisor of elections in whose jurisdiction the district is located. Elections for governing ~~body board~~ members elected by registered electors shall be non-partisan, except when partisan elections are specified by a district's charter. Candidates shall qualify as directed by chapter 99. The qualifying fee shall be remitted to the general revenue fund of the qualifying officer to help defray the cost of the election.

(3)(a) If a multicounty special district has a popularly elected governing ~~body board~~, elections for the purpose of electing members to such governing ~~body board~~ shall conform to the Florida Election Code, chapters 97-106.

(b) With the exception of those districts conducting elections on a one-acre/one-vote basis, qualifying for multicounty special district governing ~~body board~~ positions shall be coordinated by the Department of State. Elections for governing ~~body board~~ members elected by registered

electors shall be nonpartisan, except when partisan elections are specified by a district's charter. Candidates shall qualify as directed by chapter 99. The qualifying fee shall be remitted to the Department of State.

(4) With the exception of elections of special district governing *body board* members conducted on a one-acre/one-vote basis, in any election conducted in a special district the decision made by a majority of those voting shall prevail, except as otherwise specified by law.

(6)(7) Nothing in this act requires that a special district governed by an appointed *governing body board* convert to an elected governing *body board*.

Section 28. Subsection (5) of section 189.405, Florida Statutes, is transferred, renumbered as section 189.063, Florida Statutes, and amended to read:

~~189.063 189.405~~ *Education programs for new members of district governing bodies* Elections; general requirements and procedures; education programs.—

(1)(5)(a) The department may provide, contract for, or assist in conducting education programs, as its budget permits, for all newly elected or appointed members of district *governing bodies boards*. The education programs shall include, but are not limited to, courses on the code of ethics for public officers and employees, public meetings and public records requirements, public finance, and parliamentary procedure. ~~Course content may be offered by means of the following: videotapes, live seminars, workshops, conferences, teleconferences, computer-based training, multimedia presentations, or other available instructional methods.~~

(2)(b) An individual district *governing body board*, at its discretion, may bear the costs associated with educating its members. *Governing body Board* members of districts which have qualified for a zero annual fee for the most recent invoicing period pursuant to s. 189.018 are ~~189.427 shall not be required to pay a fee for any education program the department provides, contracts for, or assists in conducting.~~

Section 29. Section 189.4051, Florida Statutes, is transferred, renumbered as section 189.041, Florida Statutes, and amended to read:

~~189.041 189.4051~~ Elections; special requirements and procedures for districts with governing *bodies boards* elected on a one-acre/one-vote basis.—

(1) DEFINITIONS.—As used in this section:

(a) “Qualified elector” means any person at least 18 years of age who is a citizen of the United States, a permanent resident of Florida, and a freeholder or freeholder's spouse and resident of the district who registers with the supervisor of elections of a county within which the district lands are located when the registration books are open.

(b) “Urban area” means a contiguous developed and inhabited urban area within a district with a minimum average resident population density of at least 1.5 persons per acre as defined by the latest official census, special census, or population estimate or a minimum density of one single-family home per 2.5 acres with access to improved roads or a minimum density of one single-family home per 5 acres within a recorded plat subdivision. Urban areas shall be designated by the governing *body board* of the district with the assistance of all local general-purpose governments having jurisdiction over the area within the district.

(c) “Governing *body board* member” means any duly elected member of the governing *body board* of a special district elected pursuant to this section, provided that a ~~any board~~ member elected by popular vote shall be a qualified district elector and a ~~any board~~ member elected on a one-acre/one-vote basis shall meet the requirements of s. 298.11 for election to the *governing body board*.

(d) “Contiguous developed urban area” means any reasonably compact urban area located entirely within a special district. The separation of urban areas by a publicly owned park, right-of-way, highway, road, railroad, canal, utility, body of water, watercourse, or other minor geographical division of a similar nature shall not prevent such areas from being defined as urban areas.

(2) POPULAR ELECTIONS; REFERENDUM; DESIGNATION OF URBAN AREAS.—

(a) Referendum.—

1. A referendum shall be called by the governing *body board* of a special district where the *governing body board* is elected on a one-acre/one-vote basis on the question of whether certain members of a district governing *body board* should be elected by qualified electors, provided each of the following conditions has been satisfied at least 60 days ~~before~~ ~~prior to~~ the general or special election at which the referendum is to be held:

a. The district shall have a total population, according to the latest official state census, a special census, or a population estimate, of at least 500 qualified electors.

b. A petition signed by 10 percent of the qualified electors of the district shall have been filed with the governing *body board* of the district. The petition shall be submitted to the supervisor of elections of the county or counties in which the lands are located. The supervisor shall, within 30 days after the receipt of the petitions, certify to the governing *body board* the number of signatures of qualified electors contained on the petition.

2. Upon verification by the supervisor or supervisors of elections of the county or counties within which district lands are located that 10 percent of the qualified electors of the district have petitioned the governing *body board*, a referendum election shall be called by the governing *body board* at the next regularly scheduled election of governing *body board* members occurring at least 30 days after verification of the petition or within 6 months of verification, whichever is earlier.

3. If the qualified electors approve the election procedure described in this subsection, the governing *body board* of the district shall be increased to five members and elections shall be held pursuant to the criteria described in this subsection beginning with the next regularly scheduled election of governing *body board* members or at a special election called within 6 months following the referendum and final unappealed approval of district urban area maps as provided in paragraph (b), whichever is earlier.

4. If the qualified electors of the district disapprove the election procedure described in this subsection, elections of the members of the governing *body board* shall continue as described by s. 298.12 or the enabling legislation for the district. No further referendum on the question shall be held for a minimum period of 2 years following the referendum.

(b) Designation of urban areas.—

1. Within 30 days after approval of the election process described in this subsection by qualified electors of the district, the governing *body board* shall direct the district staff to prepare and present maps of the district describing the extent and location of all urban areas within the district. Such determination shall be based upon the criteria contained within paragraph (1)(b).

2. Within 60 days after approval of the election process described in this subsection by qualified electors of the district, the maps describing urban areas within the district shall be presented to the governing *body board*.

3. Any district landowner or elector may contest the accuracy of the urban area maps prepared by the district staff within 30 days after submission to the governing *body board*. Upon notice of objection to the maps, the governing *body board* shall request the county engineer to prepare and present maps of the district describing the extent and location of all urban areas within the district. Such determination shall be based upon the criteria contained within paragraph (1)(b). Within 30 days after the governing *body board* request, the county engineer shall present the maps to the governing *body board*.

4. Upon presentation of the maps by the county engineer, the governing *body board* shall compare the maps submitted by both the district staff and the county engineer and make a determination as to which set of maps to adopt. Within 60 days after presentation of all such maps, the governing *body board* may amend and shall adopt the official maps at a regularly scheduled ~~meeting of the governing body board meeting~~.

5. Any district landowner or qualified elector may contest the accuracy of the urban area maps adopted by the *governing body board* within 30 days after adoption by petition to the circuit court with jurisdiction over the district. Accuracy shall be determined pursuant to paragraph (1)(b). Any petitions so filed shall be heard expeditiously, and the maps shall either be approved or approved with necessary amendments to render the maps accurate and shall be certified to the *governing body board*.

6. Upon adoption by the *governing body board* or certification by the court, the district urban area maps shall serve as the official maps for determination of the extent of urban area within the district and the number of governing *body board* members to be elected by qualified electors and by the one-acre/one-vote principle at the next regularly scheduled election of governing *body board* members.

7. Upon a determination of the percentage of urban area within the district as compared with total area within the district, the governing *body board* shall order elections in accordance with the percentages pursuant to paragraph (3)(a). The landowners' meeting date shall be designated by the governing *body board*.

8. The maps shall be updated and readopted every 5 years or sooner in the discretion of the governing *body board*.

(3) GOVERNING BODY BOARD.—

(a) Composition of board.—

1. Members of the governing *body board* of the district shall be elected in accordance with the following determinations of urban area:

a. If urban areas constitute 25 percent or less of the district, one governing *body board* member shall be elected by the qualified electors and four governing *body board* members shall be elected in accordance with the one-acre/one-vote principle contained within s. 298.11 or the district-enabling legislation.

b. If urban areas constitute 26 percent to 50 percent of the district, two governing *body board* members shall be elected by the qualified electors and three governing *body board* members shall be elected in accordance with the one-acre/one-vote principle contained within s. 298.11 or the district-enabling legislation.

c. If urban areas constitute 51 percent to 70 percent of the district, three governing *body board* members shall be elected by the qualified electors and two governing *body board* members shall be elected in accordance with the one-acre/one-vote principle contained within s. 298.11 or the district-enabling legislation.

d. If urban areas constitute 71 percent to 90 percent of the district, four governing *body board* members shall be elected by the qualified electors and one governing *body board* member shall be elected in accordance with the one-acre/one-vote principle contained within s. 298.11 or the district-enabling legislation.

e. If urban areas constitute 91 percent or more of the district, all governing *body board* members shall be elected by the qualified electors.

2. All governing *body board* members elected by qualified electors shall be elected at large.

(b) Term of office.—All governing *body board* members elected by qualified electors shall have a term of 4 years except for governing *body board* members elected at the first election and the first landowners' meeting following the referendum prescribed in paragraph (2)(a). Governing *body board* members elected at the first election and the first landowners' meeting following the referendum shall serve as follows:

1. If one governing *body board* member is elected by the qualified electors and four are elected on a one-acre/one-vote basis, the governing *body board* member elected by the qualified electors shall be elected for a period of 4 years. Governing *body board* members elected on a one-acre/one-vote basis shall be elected for periods of 1, 2, 3, and 4 years, respectively, as prescribed by ss. 298.11 and 298.12.

2. If two governing *body board* members are elected by the qualified electors and three are elected on a one-acre/one-vote basis, the governing *body board* members elected by the electors shall be elected for a period

of 4 years. Governing *body board* members elected on a one-acre/one-vote basis shall be elected for periods of 1, 2, and 3 years, respectively, as prescribed by ss. 298.11 and 298.12.

3. If three governing *body board* members are elected by the qualified electors and two are elected on a one-acre/one-vote basis, two of the governing *body board* members elected by the electors shall be elected for a term of 4 years and the other governing *body board* member elected by the electors shall be elected for a term of 2 years. Governing *body board* members elected on a one-acre/one-vote basis shall be elected for terms of 1 and 2 years, respectively, as prescribed by ss. 298.11 and 298.12.

4. If four governing *body board* members are elected by the qualified electors and one is elected on a one-acre/one-vote basis, two of the governing *body board* members elected by the electors shall be elected for a term of 2 years and the other two for a term of 4 years. The governing *body board* member elected on a one-acre/one-vote basis shall be elected for a term of 1 year as prescribed by ss. 298.11 and 298.12.

5. If five governing *body board* members are elected by the qualified electors, three shall be elected for a term of 4 years and two for a term of 2 years.

6. If any vacancy occurs in a seat occupied by a governing *body board* member elected by the qualified electors, the remaining members of the governing *body board* shall, within 45 days after the vacancy occurs, appoint a person who would be eligible to hold the office to the unexpired term.

(c) Landowners' meetings.—

1. An annual landowners' meeting shall be held pursuant to s. 298.11 and at least one governing *body board* member shall be elected on a one-acre/one-vote basis pursuant to s. 298.12 for so long as 10 percent or more of the district is not contained in an urban area. In the event all district governing *body board* members are elected by qualified electors, there shall be no further landowners' meetings.

2. At any landowners' meeting called pursuant to this section, 50 percent of the district acreage shall not be required to constitute a quorum and each governing *body board* member shall be elected by a majority of the acreage represented either by owner or proxy present and voting at said meeting.

3. All landowners' meetings of districts operating pursuant to this section shall be set by the governing *body board* within the month preceding the month of the election of the governing *body board* members by the electors.

4. Vacancies on the governing *body board* shall be filled pursuant to s. 298.12 except as otherwise provided in subparagraph (b)6.

(4) QUALIFICATIONS.—Elections for governing *body board* members elected by qualified electors shall be nonpartisan. Qualifications shall be pursuant to the Florida Election Code and shall occur during the qualifying period established by s. 99.061. Qualification requirements shall only apply to those governing *body board* member candidates elected by qualified electors. Following the first election pursuant to this section, elections to the governing *body board* by qualified electors shall occur at the next regularly scheduled election closest in time to the expiration date of the term of the elected governing *body board* member. If the next regularly scheduled election is beyond the normal expiration time for the term of an elected governing *body board* member, the governing *body board* member shall hold office until the election of a successor.

(5) Those districts established as single-purpose water control districts, and which continue to act as single-purpose water control districts, pursuant to chapter 298, pursuant to a special act, pursuant to a local government ordinance, or pursuant to a judicial decree, shall be exempt from the provisions of this section. All other independent special districts with governing *bodies boards* elected on a one-acre/one-vote basis shall be subject to the provisions of this section.

(6) The provisions of this section shall not apply to community development districts established pursuant to chapter 190.

Section 30. *Section 189.4065, Florida Statutes, is transferred and renumbered as section 189.05, Florida Statutes.*

Section 31. *Section 189.408, Florida Statutes, is transferred and renumbered as section 189.042, Florida Statutes.*

Section 32. *Section 189.4085, Florida Statutes, is transferred and renumbered as section 189.051, Florida Statutes.*

Section 33. Section 189.412, Florida Statutes, is transferred and renumbered as section 189.064, Florida Statutes, and amended to read:

189.064 ~~189.412~~ Special District *Accountability Information* Program; duties and responsibilities.—The Special District *Accountability Information* Program of the department of ~~Economic Opportunity~~ is created and has the following special duties:

(1) *Electronically publishing* ~~The collection and maintenance of special district noncompliance status reports from the department of Management Services, the Department of Financial Services, the Division of Bond Finance of the State Board of Administration, the Auditor General, and the Legislative Auditing Committee, for the reporting required in ss. 112.63, 218.32, 218.38, and 218.39. The noncompliance reports must list those special districts that did not comply with the statutory reporting requirements and be made available to the public electronically.~~

(2) *Maintaining the official list of special districts* ~~The maintenance of a master list of independent and dependent special districts which shall be available on the department's website.~~

(3) ~~The~~ Publishing and updating of a “Florida Special District Handbook” that contains, at a minimum:

(a) A section that specifies definitions of special districts and status distinctions in the statutes.

(b) A section or sections that specify current statutory provisions for special district creation, implementation, modification, dissolution, and operating procedures.

(c) A section that summarizes the reporting requirements applicable to all types of special districts as provided in ss. *189.015 and 189.016* ~~189.417 and 189.418.~~

~~(4) When feasible, securing and maintaining access to special district information collected by all state agencies in existing or newly created state computer systems.~~

~~(4)(5) Coordinating and communicating~~ ~~The facilitation of coordination and communication among state agencies regarding special districts district information.~~

~~(6) The conduct of studies relevant to special districts.~~

~~(5)(7) Providing technical advisory~~ ~~The provision of assistance related to special districts regarding the and appropriate in the performance of requirements specified in this chapter which may be performed by the department or by a qualified third-party vendor pursuant to a contract entered into in accordance with applicable bidding requirements, including assisting with an annual conference sponsored by the Florida Association of Special Districts or its successor.~~

~~(6)(8) Providing assistance to local general-purpose governments and certain state agencies in collecting delinquent reports or information.;~~

(7) Helping special districts comply with reporting requirements.;

(8) Declaring special districts inactive when appropriate, and, when directed by the Legislative Auditing Committee or required by this chapter.;

(9) Initiating enforcement *proceedings* ~~provisions~~ as provided in ss. *189.062, 189.066, and 189.067* ~~189.4044, 189.419, and 189.421.~~

Section 34. Section 189.413, Florida Statutes, is transferred and renumbered as section 189.065, Florida Statutes, and amended to read:

189.065 ~~189.413~~ Special districts; oversight of state funds use.—Any state agency administering funding programs for which special districts are eligible shall be responsible for oversight of the use of such funds by special districts. The oversight responsibilities shall include, but not be limited to:

(1) Reporting the existence of the program to the Special District *Accountability Information* Program of the department.

(2) Submitting annually a list of special districts participating in a state funding program to the Special District *Accountability Information* Program of the department. This list must indicate the special districts, if any, that are not in compliance with state funding program requirements.

Section 35. *Section 189.415, Florida Statutes, is transferred and renumbered as section 189.08, Florida Statutes.*

Section 36. *Section 189.4155, Florida Statutes, is transferred and renumbered as section 189.081, Florida Statutes.*

Section 37. *Section 189.4156, Florida Statutes, is transferred and renumbered as section 189.082, Florida Statutes.*

Section 38. Section 189.416, Florida Statutes, is transferred and renumbered as section 189.014, Florida Statutes, and subsection (1) of that section is amended, to read:

189.014 ~~189.416~~ Designation of registered office and agent.—

(1) Within 30 days after the first meeting of its governing ~~body board~~, each special district in the state shall designate a registered office and a registered agent and file such information with the local governing authority or authorities and with the department. The registered agent shall be an agent of the district upon whom any process, notice, or demand required or permitted by law to be served upon the district may be served. A registered agent shall be an individual resident of this state whose business address is identical with the registered office of the district. The registered office may be, but need not be, the same as the place of business of the special district.

Section 39. Section 189.417, Florida Statutes, is transferred and renumbered as section 189.015, Florida Statutes, and subsection (1) of that section is amended, to read:

189.015 ~~189.417~~ Meetings; notice; required reports.—

(1) The governing body of each special district shall file quarterly, semiannually, or annually a schedule of its regular meetings with the local governing authority or authorities. The schedule shall include the date, time, and location of each scheduled meeting. The schedule shall be published quarterly, semiannually, or annually in a newspaper of general paid circulation in the manner required in this subsection. The governing body of an independent special district shall advertise the day, time, place, and purpose of any meeting other than a regular meeting or any recessed and reconvened meeting of the governing body, at least 7 days ~~before~~ ~~prior to~~ such meeting, in a newspaper of general paid circulation in the county or counties in which the special district is located, unless a bona fide emergency situation exists, in which case a meeting to deal with the emergency may be held as necessary, with reasonable notice, so long as it is subsequently ratified by the *governing body board*. No approval of the annual budget shall be granted at an emergency meeting. The advertisement shall be placed in that portion of the newspaper where legal notices and classified advertisements appear. The advertisement shall appear in a newspaper that is published at least 5 days a week, unless the only newspaper in the county is published fewer than 5 days a week. The newspaper selected must be one of general interest and readership in the community and not one of limited subject matter, pursuant to chapter 50. Any other provision of law to the contrary notwithstanding, and except in the case of emergency meetings, water management districts may provide reasonable notice of public meetings held to evaluate responses to solicitations issued by the water management district, by publication in a newspaper of general paid circulation in the county where the principal office of the water management district is located, or in the county or counties where the public work will be performed, no less than 7 days before such meeting.

Section 40. Section 189.418, Florida Statutes, is transferred and renumbered as section 189.016, Florida Statutes, and subsections (2) and (10) of that section are amended, to read:

189.016 ~~189.418~~ Reports; budgets; audits.—

(2) Any amendment, modification, or update of the document by which the district was created, including changes in boundaries, must be filed with the department within 30 days after adoption. The department may initiate proceedings against special districts as provided in s. *189.067* ~~189.421~~ for failure to file the information required by this subsection. However, for the purposes of this section and s. 175.101(1), the boundaries of a district shall be deemed to include an area that has been annexed until the completion of the 4-year period specified in s. 171.093(4) or other mutually agreed upon extension, or when a district is providing services pursuant to an interlocal agreement entered into pursuant to s. 171.093(3).

(10) All reports or information required to be filed with a local general-purpose government or governing authority under ss. *189.08*, *189.014*, and *189.015* ~~189.415~~, ~~189.416~~, and ~~189.417~~ and subsection (8) must:

(a) If the local general-purpose government or governing authority is a county, be filed with the clerk of the board of county commissioners.

(b) If the district is a multicounty district, be filed with the clerk of the county commission in each county.

(c) If the local general-purpose government or governing authority is a municipality, be filed at the place designated by the municipal governing body.

Section 41. Section 189.419, Florida Statutes, is transferred, renumbered as section 189.066, Florida Statutes, and amended to read:

189.066 ~~189.419~~ Effect of failure to file certain reports or information.—

(1) If an independent special district fails to file the reports or information required under s. *189.08*, s. *189.014*, s. *189.015*, or s. *189.016*(9) ~~189.415~~, s. ~~189.416~~, s. ~~189.417~~, or s. ~~189.418~~(9) with the local general-purpose government or governments in which it is located, the person authorized to receive and read the reports or information or the local general-purpose government shall notify the district's registered agent. If requested by the district, the local general-purpose government shall grant an extension of up to 30 days for filing the required reports or information. If the governing body of the local general-purpose government or governments determines that there has been an unjustified failure to file these reports or information, it *shall* ~~may~~ notify the department, and the department may proceed pursuant to s. *189.067*(1) ~~189.421~~(1).

(2) If a dependent special district fails to file the reports or information required under s. *189.014*, s. *189.015*, or s. *189.016*(9) ~~189.416~~, s. ~~189.417~~, or s. ~~189.418~~(9) with the local governing authority to which it is dependent, the local governing authority shall take whatever steps it deems necessary to enforce the special district's accountability. Such steps may include, as authorized, withholding funds, removing governing ~~body board~~ members at will, vetoing the special district's budget, conducting the oversight review process set forth in s. *189.068* ~~189.428~~, or amending, merging, or dissolving the special district in accordance with the provisions contained in the ordinance that created the dependent special district.

(3) If a special district fails to file the reports or information required under s. 218.38 with the appropriate state agency, the agency shall notify the department, and the department shall send a certified technical assistance letter to the special district which summarizes the requirements and *compels* ~~encourages~~ the special district to take steps to prevent the noncompliance from reoccurring.

(4) If a special district fails to file the reports or information required under s. 112.63 with the appropriate state agency, the agency shall notify the department and the department shall proceed pursuant to s. *189.067*(1) ~~189.421~~(1).

(5) If a special district fails to file the reports or information required under s. 218.32 or s. 218.39 with the appropriate state agency or office,

the state agency or office shall, and the Legislative Auditing Committee may, notify the department and the department shall proceed pursuant to s. *189.067* ~~189.421~~.

Section 42. Section *189.420*, Florida Statutes, is transferred and renumbered as section *189.052*, Florida Statutes.

Section 43. Section 189.421, Florida Statutes, is transferred, renumbered as section 189.067, Florida Statutes, and amended to read:

189.067 ~~189.421~~ Failure of district to disclose financial reports.—

(1)(a) If notified pursuant to s. *189.066*(1) ~~189.419~~(1), (4), or (5), the department shall attempt to assist a special district in complying with its financial reporting requirements by sending a certified letter to the special district, and, if the special district is dependent, sending a copy of that letter to the chair of the local governing authority. The letter must include a description of the required report, including statutory submission deadlines, a contact telephone number for technical assistance to help the special district comply, a 60-day deadline for filing the required report with the appropriate entity, the address where the report must be filed, and an explanation of the penalties for noncompliance.

(b) A special district that is unable to meet the 60-day reporting deadline must provide written notice to the department before the expiration of the deadline stating the reason the special district is unable to comply with the deadline, the steps the special district is taking to prevent the noncompliance from reoccurring, and the estimated date that the special district will file the report with the appropriate agency. The district's written response does not constitute an extension by the department; however, the department shall forward the written response *as follows* ~~to~~:

1. If the written response refers to the reports required under s. 218.32 or s. 218.39, to the Legislative Auditing Committee for its consideration in determining whether the special district should be subject to further state action in accordance with s. 11.40(2)(b).

2. If the written response refers to the reports or information requirements listed in s. *189.066*(1) ~~189.419~~(1), to the local general-purpose government or governments for their consideration in determining whether the oversight review process set forth in s. *189.068* ~~189.428~~ should be undertaken.

3. If the written response refers to the reports or information required under s. 112.63, to the Department of Management Services for its consideration in determining whether the special district should be subject to further state action in accordance with s. 112.63(4)(d)2.

(2) Failure of a special district to comply with the actuarial and financial reporting requirements under s. 112.63, s. 218.32, or s. 218.39 after the procedures of subsection (1) are exhausted shall be deemed final action of the special district. The actuarial and financial reporting requirements are declared to be essential requirements of law. *Remedies* ~~Remedy~~ for noncompliance with ss. 218.32 and 218.39 shall be as provided in ss. 189.034 and 189.035. *Remedy for noncompliance with s. 112.63 shall be by writ of certiorari* ~~as set forth in subsection (4).~~

(3) Pursuant to s. 11.40(2)(b), the Legislative Auditing Committee *may* ~~shall~~ notify the department of those districts that fail to file the required reports. If the procedures described in subsection (1) have not yet been initiated, the department shall initiate such procedures upon receiving the notice from the Legislative Auditing Committee. Otherwise, within 60 days after receiving such notice, or within 60 days after the expiration of the 60-day deadline provided in subsection (1), whichever occurs later, the department, notwithstanding the provisions of chapter 120, shall file a petition for *enforcement writ of certiorari* ~~writ of certiorari~~ with the circuit court. *The petition may request declaratory, injunctive, any other equitable relief, or any remedy provided by law.* Venue for all actions pursuant to this subsection is in Leon County. The court shall award the prevailing party *reasonable* attorney's fees and costs unless affirmatively waived by all parties. *A writ of certiorari shall be issued unless a respondent establishes that the notification of the Legislative Auditing Committee was issued as a result of material error. Proceedings under this subsection are otherwise governed by the Rules of Appellate Procedure.*

(4) *The department may enforce compliance with s. 112.63 by filing a petition for enforcement with the circuit court in and for Leon County. The petition may request declaratory, injunctive, or other equitable relief, including the appointment of a receiver, and any forfeiture or other remedy provided by law. Pursuant to s. 112.63(4)(d)2., the Department of Management Services may notify the department of those special districts that have failed to file the required adjustments, additional information, or report or statement after the procedures of subsection (1) have been exhausted. Within 60 days after receiving such notice or within 60 days after the 60 day deadline provided in subsection (1), whichever occurs later, the department, notwithstanding chapter 120, shall file a petition for writ of certiorari with the circuit court. Venue for all actions pursuant to this subsection is in Leon County. The court shall award the prevailing party attorney's fees and costs unless affirmatively waived by all parties. A writ of certiorari shall be issued unless a respondent establishes that the notification of the Department of Management Services was issued as a result of material error. Proceedings under this subsection are otherwise governed by the Rules of Appellate Procedure.*

Section 44. *Section 189.4221, Florida Statutes, is transferred and renumbered as section 189.053, Florida Statutes.*

Section 45. *Section 189.423, Florida Statutes, is transferred and renumbered as section 189.054, Florida Statutes.*

Section 46. *Section 189.425, Florida Statutes, is transferred and renumbered as section 189.017, Florida Statutes.*

Section 47. *Section 189.427, Florida Statutes, is transferred and renumbered as section 189.018, Florida Statutes, and amended to read:*

~~189.018~~ ~~189.427~~ *Fee schedule; Grants and Donations Trust Fund.—The department of Economic Opportunity, by rule, shall establish a schedule of fees to pay one-half of the costs incurred by the department in administering this act, except that the fee may not exceed \$175 per district per year. The fees collected under this section shall be deposited in the Grants and Donations Trust Fund, which shall be administered by the department of Economic Opportunity. Any fee rule must consider factors such as the dependent and independent status of the district and district revenues for the most recent fiscal year as reported to the Department of Financial Services. The department may assess fines of not more than \$25, with an aggregate total not to exceed \$50, as penalties against special districts that fail to remit required fees to the department. It is the intent of the Legislature that general revenue funds will be made available to the department to pay one-half of the cost of administering this act.*

Section 48. *Section 189.428, Florida Statutes, is transferred and renumbered as section 189.068, Florida Statutes, and amended, to read:*

~~189.068~~ ~~189.428~~ *Special districts; authority for oversight; general oversight review process.—*

(1) *The Legislature finds it to be in the public interest to establish an oversight review process for special districts wherein each special district in the state may be reviewed by the appropriate oversight entity as provided in this part local general purpose government in which the district exists. The Legislature further finds and determines that such law fulfills an important state interest. It is the intent of the Legislature that the oversight review process shall contribute to informed decision-making. These decisions may involve the continuing existence or dissolution of a district, the appropriate future role and focus of a district, improvements in the functioning or delivery of services by a district, and the need for any transition, adjustment, or special implementation periods or provisions. Any final recommendations from the oversight review process which that are adopted and implemented by the appropriate level of government may shall not be implemented in a manner that would impair the obligation of contracts.*

(2) *Special districts may be reviewed for general oversight purposes under this section as follows: It is the intent of the Legislature that any oversight review process be conducted in conjunction with special district public facilities reporting and the local government evaluation and appraisal report process described in s. 189.415(2).*

(3) *The order in which Special districts may be subject to oversight review shall be determined by the reviewer and shall occur as follows:*

(a) *All special districts created by special act may be reviewed by the Legislature using the public hearing process provided in s. 189.034.*

(b) *All special districts created by local ordinance or resolution may be reviewed by the local general-purpose government that enacted the ordinance or resolution using the public hearing process provided in s. 189.035.*

(c) *All dependent special districts may be reviewed by the local general-purpose local government to which they are dependent.*

(d) *All special districts created or established by rule of the Governor and Cabinet may be reviewed as directed by the Governor and Cabinet.*

(e) *Except as provided in paragraphs (a)-(d), all other special districts may be reviewed as directed by the President of the Senate and the Speaker of the House of Representatives.*

~~(b) All single county independent special districts may be reviewed by a county or municipality in which they are located or the government that created the district. Any single county independent district that serves an area greater than the boundaries of one general purpose local government may only be reviewed by the county on the county's own initiative or upon receipt of a request from any municipality served by the special district.~~

~~(c) All multicounty independent special districts may be reviewed by the government that created the district. Any general purpose local governments within the boundaries of a multicounty district may prepare a preliminary review of a multicounty special district for possible reference or inclusion in the full review report.~~

~~(d) Upon request by the reviewer, any special district within all or a portion of the same county as the special district being reviewed may prepare a preliminary review of the district for possible reference or inclusion in the full oversight review report.~~

(3)(4) *All special districts, governmental entities, and state agencies shall cooperate with the Legislature and with any local general-purpose local government seeking information or assistance with the oversight review process and with the preparation of an oversight review report.*

(4)(5) *Those conducting the oversight review process shall, at a minimum, consider the listed criteria for evaluating the special district, but may also consider any additional factors relating to the district and its performance. If any of the listed criteria does not apply to the special district being reviewed, it need not be considered. The criteria to be considered by the reviewer include:*

(a) *The degree to which the service or services offered by the special district are essential or contribute to the well-being of the community.*

(b) *The extent of continuing need for the service or services currently provided by the special district.*

(c) *The extent of municipal annexation or incorporation activity occurring or likely to occur within the boundaries of the special district and its impact on the delivery of services by the special district.*

(d) *Whether there is a less costly alternative method of delivering the service or services that would adequately provide the district residents with the services provided by the district.*

(e) *Whether transfer of the responsibility for delivery of the service or services to an entity other than the special district being reviewed could be accomplished without jeopardizing the district's existing contracts, bonds, or outstanding indebtedness.*

(f) *Whether the Auditor General has notified the Legislative Auditing Committee that the special district's audit report, reviewed pursuant to s. 11.45(7), indicates that the district has met any of the conditions specified in s. 218.503(1) or that a deteriorating financial condition exists that may cause a condition described in s. 218.503(1) to occur if actions are not taken to address such condition.*

(g) *Whether the district is inactive according to the official list of special districts, and whether the district is meeting and discharging its responsibilities as required by its charter, as well as projected increases or decreases in district activity.*

(h) Whether the special district has failed to comply with any of the reporting requirements in this chapter, including preparation of the public facilities report.

(i) Whether the special district has designated a registered office and agent as required by s. 189.014 ~~189.416~~, and has complied with all open public records and meeting requirements.

~~(5)(6)~~ Any special district may at any time provide the Legislature and the local general-purpose local government conducting the review or making decisions based upon the final oversight review report with written responses to any questions, concerns, preliminary reports, draft reports, or final reports relating to the district.

~~(7)~~ The final report of a reviewing government shall be filed with the government that created the district and shall serve as the basis for any modification to the district charter or dissolution or merger of the district.

~~(8)~~ If legislative dissolution or merger of a district is proposed in the final report, the reviewing government shall also propose a plan for the merger or dissolution, and the plan shall address the following factors in evaluating the proposed merger or dissolution:

~~(a)~~ Whether, in light of independent fiscal analysis, level of service implications, and other public policy considerations, the proposed merger or dissolution is the best alternative for delivering services and facilities to the affected area.

~~(b)~~ Whether the services and facilities to be provided pursuant to the merger or dissolution will be compatible with the capacity and uses of existing local services and facilities.

~~(c)~~ Whether the merger or dissolution is consistent with applicable provisions of the state comprehensive plan, the strategic regional policy plan, and the local government comprehensive plans of the affected area.

~~(d)~~ Whether the proposed merger adequately provides for the assumption of all indebtedness.

The reviewing government shall consider the report in a public hearing held within the jurisdiction of the district. If adopted by the governing board of the reviewing government, the request for legislative merger or dissolution of the district may proceed. The adopted plan shall be filed as an attachment to the economic impact statement regarding the proposed special act or general act of local application dissolving a district.

~~(6)(9)~~ This section does not apply to a deepwater port listed in s. 311.09(1) which is in compliance with a port master plan adopted pursuant to s. 163.3178(2)(k), or to an airport authority operating in compliance with an airport master plan approved by the Federal Aviation Administration, or to any special district organized to operate health systems and facilities licensed under chapter 395, chapter 400, or chapter 429.

Section 49. Section 189.429, Florida Statutes, is transferred and renumbered as section 189.019, Florida Statutes, and subsection (1) of that section is amended, to read:

~~189.019 189.429~~ Codification.—

(1) Each district, by December 1, 2004, shall submit to the Legislature a draft codified charter, at its expense, so that its special acts may be codified into a single act for reenactment by the Legislature, if there is more than one special act for the district. The Legislature may adopt a schedule for individual district codification. Any codified act relating to a district, which act is submitted to the Legislature for reenactment, shall provide for the repeal of all prior special acts of the Legislature relating to the district. The codified act shall be filed with the department pursuant to s. 189.016(2) ~~189.418(2)~~.

Section 50. Sections 189.430, 189.431, 189.432, 189.433, 189.434, 189.435, 189.436, 189.437, 189.438, 189.439, 189.440, 189.441, 189.442, 189.443, and 189.444, Florida Statutes, are repealed.

Section 51. Section 189.034, Florida Statutes, is created to read:

189.034 Oversight of special districts created by special act of the Legislature.—

(1) This section applies to any special district created by special act of the Legislature.

(2) If a special district fails to file required reports or requested information under ss. 11.45(7), 218.32, 218.39, or 218.503(3), with the appropriate state agency or office, the Legislative Auditing Committee or its designee shall provide written notice of the district's noncompliance to the President of the Senate, the Speaker of the House of Representatives, the standing committees of the Senate and the House of Representatives charged with special district oversight as determined by the presiding officers of each respective chamber, and the legislators who represent a portion of the geographical jurisdiction of the special district.

(3) The Legislative Auditing Committee may convene a public hearing on the issue of noncompliance, as well as general oversight of the special district as provided in s. 189.068, at the direction of the President of the Senate and the Speaker of the House of Representatives.

(4) Before the public hearing as provided in subsection (3), the special district shall provide the following information at the request of the Legislative Auditing Committee:

(a) The district's annual financial report for the prior fiscal year.

(b) The district's audit report for the previous fiscal year.

(c) An annual report for the previous fiscal year providing a detailed review of the performance of the special district, including the following information:

1. The purpose of the special district.

2. The sources of funding for the special district.

3. A description of the major activities, programs, and initiatives the special district undertook in the most recently completed fiscal year and the benchmarks or criteria under which the success or failure of the district was determined by its governing body.

4. Any challenges or obstacles faced by the special district in fulfilling its purpose and related responsibilities.

5. Ways the special district believes it could better fulfill its purpose and related responsibilities and a description of the actions that it intends to take during the ensuing fiscal year.

6. Proposed changes to the special act that established the special district and justification for such changes.

7. Any other information reasonably required to provide the Legislative Auditing Committee with an accurate understanding of the purpose for which the special district exists and how it is fulfilling its responsibilities to accomplish that purpose.

8. Any reasons for the district's noncompliance.

9. Whether the district is currently in compliance.

10. Plans to correct any recurring issues of noncompliance.

11. Efforts to promote transparency, including maintenance of the district's website in accordance with s. 189.069.

Section 52. Section 189.035, Florida Statutes, is created to read:

189.035 Oversight of special districts created by local ordinance or resolution.—

(1) This section applies to any special district created by local ordinance or resolution.

(2) If a special district fails to file required reports or requested information under s. 11.45(7), s. 218.32, s. 218.39, or s. 218.503(3) with the appropriate state agency or office, the Legislative Auditing Committee or its designee shall provide written notice of the district's noncompliance to the chair or equivalent of the local general-purpose government.

(3) The chair or equivalent of the local general-purpose government may convene a public hearing on the issue of noncompliance, as well as general oversight of the special district as provided in s. 189.068, within 3

months after receipt of notice of noncompliance from the Legislative Auditing Committee. Within 30 days after receiving written notice of noncompliance, the local general-purpose government shall notify the Legislative Auditing Committee as to whether a hearing under this section will be held and, if so, provide the date, time, and place of the hearing.

(4) Before the public hearing as provided in subsection (3), the special district shall provide the following information at the request of the local general-purpose government:

- (a) The district's annual financial report for the previous fiscal year.
- (b) The district's audit report for the previous fiscal year.
- (c) An annual report for the previous fiscal year, which must provide a detailed review of the performance of the special district and include the following information:
 1. The purpose of the special district.
 2. The sources of funding for the special district.
 3. A description of the major activities, programs, and initiatives the special district undertook in the most recently completed fiscal year and the benchmarks or criteria under which the success or failure of the district was determined by its governing body.
 4. Any challenges or obstacles faced by the special district in fulfilling its purpose and related responsibilities.
 5. Ways in which the special district believes that it could better fulfill its purpose and related responsibilities and a description of the actions that it intends to take during the ensuing fiscal year.
 6. Proposed changes to the ordinance or resolution that established the special district and justification for such changes.
 7. Any other information reasonably required to provide the reviewing entity with an accurate understanding of the purpose for which the special district exists and how it is fulfilling its responsibilities to accomplish that purpose.
 8. Any reasons for the district's noncompliance.
 9. Whether the district is currently in compliance.
 10. Plans to correct any recurring issues of noncompliance.
 11. Efforts to promote transparency, including maintenance of the district's website in accordance with s. 189.069.

(5) If the local general-purpose government convenes a public hearing under this section, it shall provide the department and the Legislative Auditing Committee with a report containing its findings and conclusions within 60 days after completion of the public hearing.

Section 53. Section 189.055, Florida Statutes, is created to read:

189.055 *Treatment of special districts.*—For the purpose of s. 196.199(1), special districts shall be treated as municipalities.

Section 54. Section 189.069, Florida Statutes, is created to read:

189.069 *Special districts; required reporting of information; web-based public access.*—

(1) Beginning on October 1, 2015, or by the end of the first full fiscal year after its creation, each special district shall maintain an official Internet website containing the information required by this section in accordance with s. 189.016. Special districts shall submit their official Internet website addresses to the department.

(a) Independent special districts shall maintain a separate Internet website.

(b) Dependent special districts shall be preeminently displayed on the home page of the Internet website of the local general-purpose government that created the special district with a hyperlink to such webpages as are necessary to provide the information required by this section. Dependent

special districts may maintain a separate Internet website providing the information required by this section.

(2)(a) A special district shall post the following information, at a minimum, on the district's official website:

1. The full legal name of the special district.
 2. The public purpose of the special district.
 3. The name, address, e-mail address, and, if applicable, the term and appointing authority for each member of the governing body of the special district.
 4. The fiscal year of the special district.
 5. The full text of the special district's charter, the date of establishment, the establishing entity, and the statute or statutes under which the special district operates, if different from the statute or statutes under which the special district was established. Community development districts may reference chapter 190, as the uniform charter, but must include information relating to any grant of special powers.
 6. The mailing address, e-mail address, telephone number, and Internet website uniform resource locator of the special district.
 7. A description of the boundaries or service area of, and the services provided by, the special district.
 8. A listing of all taxes, fees, assessments, or charges imposed and collected by the special district, including the rates or amounts for the fiscal year and the statutory authority for the levy of the tax, fee, assessment, or charge. For purposes of this subparagraph, charges do not include patient charges by a hospital or other health care provider.
 9. The primary contact information for the special district for purposes of communication from the department.
 10. A code of ethics adopted by the special district, if applicable, and a hyperlink to generally applicable ethics provisions.
 11. The budget of each special district, in addition to amendments in accordance with s. 189.418.
 12. The final, complete audit report for the most recent completed fiscal year, and audit reports required by law or authorized by the governing body of the special district.
- (b) The department's Internet website list of special districts in the state required under s. 189.061 shall include a link for each special district that provides web-based access to the public for all information and documentation required for submission to the department pursuant to subsection (1).

Section 55. Paragraph (e) of subsection (1) and paragraph (c) of subsection (7) of section 11.45, Florida Statutes, are amended to read:

11.45 Definitions; duties; authorities; reports; rules.—

(1) DEFINITIONS.—As used in ss. 11.40-11.51, the term:

(e) "Local governmental entity" means a county agency, municipality, or special district as defined in s. 189.012 ~~189.403~~, but does not include any housing authority established under chapter 421.

(7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

(c) The Auditor General shall provide annually a list of those special districts which are not in compliance with s. 218.39 to the Special District Accountability Information Program of the Department of Economic Opportunity.

Section 56. Paragraph (c) of subsection (4) of section 100.011, Florida Statutes, is amended to read:

100.011 Opening and closing of polls, all elections; expenses.—

(4)

(c) The provisions of any special law to the contrary notwithstanding, all independent and dependent special district elections, with the exception of community development district elections, shall be conducted in accordance with the requirements of ss. 189.04 and 189.041 ~~189.405 and 189.4051~~.

Section 57. Paragraph (f) of subsection (1) of section 101.657, Florida Statutes, is amended to read:

101.657 Early voting.—

(1)

(f) Notwithstanding the requirements of s. 189.04 ~~189.405~~, special districts may provide early voting in any district election not held in conjunction with county or state elections. If a special district provides early voting, it may designate as many sites as necessary and shall conduct its activities in accordance with the provisions of paragraphs (a)-(c). The supervisor is not required to conduct early voting if it is provided pursuant to this subsection.

Section 58. Paragraph (a) of subsection (14) of section 112.061, Florida Statutes, is amended to read:

112.061 Per diem and travel expenses of public officers, employees, and authorized persons.—

(14) APPLICABILITY TO COUNTIES, COUNTY OFFICERS, DISTRICT SCHOOL BOARDS, SPECIAL DISTRICTS, AND METROPOLITAN PLANNING ORGANIZATIONS.—

(a) The following entities may establish rates that vary from the per diem rate provided in paragraph (6)(a), the subsistence rates provided in paragraph (6)(b), or the mileage rate provided in paragraph (7)(d) if those rates are not less than the statutorily established rates that are in effect for the 2005-2006 fiscal year:

1. The governing body of a county by the enactment of an ordinance or resolution;
2. A county constitutional officer, pursuant to s. 1(d), Art. VIII of the State Constitution, by the establishment of written policy;
3. The governing body of a district school board by the adoption of rules;
4. The governing body of a special district, as defined in s. 189.012 ~~189.402(1)~~, except those special districts that are subject to s. 166.021(9), by the enactment of a resolution; or
5. Any metropolitan planning organization created pursuant to s. 339.175 or any other separate legal or administrative entity created pursuant to s. 339.175 of which a metropolitan planning organization is a member, by the enactment of a resolution.

Section 59. Paragraph (d) of subsection (4) of section 112.63, Florida Statutes, is amended to read:

112.63 Actuarial reports and statements of actuarial impact; review.—

(4) Upon receipt, pursuant to subsection (2), of an actuarial report, or, pursuant to subsection (3), of a statement of actuarial impact, the Department of Management Services shall acknowledge such receipt, but shall only review and comment on each retirement system's or plan's actuarial valuations at least on a triennial basis.

(d) In the case of an affected special district, the Department of Management Services shall also notify the Department of Economic Opportunity. Upon receipt of notification, the Department of Economic Opportunity shall proceed pursuant to s. 189.067 ~~189.421~~.

1. Failure of a special district to provide a required report or statement, to make appropriate adjustments, or to provide additional material information after the procedures specified in s. 189.067(1) ~~189.421(4)~~ are exhausted shall be deemed final action by the special district.

2. The Department of Management Services may notify the Department of Economic Opportunity of those special districts that failed to

come into compliance. Upon receipt of notification, the Department of Economic Opportunity shall proceed pursuant to s. 189.067(4) ~~189.421(4)~~.

Section 60. Subsection (1) of section 112.665, Florida Statutes, is amended to read:

112.665 Duties of Department of Management Services.—

(1) The Department of Management Services shall:

(a) Gather, catalog, and maintain complete, computerized data information on all public employee retirement systems or plans in the state based upon a review of audits, reports, and other data pertaining to the systems or plans;

(b) Receive and comment upon all actuarial reviews of retirement systems or plans maintained by units of local government;

(c) Cooperate with local retirement systems or plans on matters of mutual concern and provide technical assistance to units of local government in the assessment and revision of retirement systems or plans;

(d) Annually issue, by January 1, a report to the President of the Senate and the Speaker of the House of Representatives, which details division activities, findings, and recommendations concerning all governmental retirement systems. The report may include legislation proposed to carry out such recommendations;

(e) Provide a fact sheet for each participating local government defined benefit pension plan which summarizes the plan's actuarial status. The fact sheet should provide a summary of the plan's most current actuarial data, minimum funding requirements as a percentage of pay, and a 5-year history of funded ratios. The fact sheet must include a brief explanation of each element in order to maximize the transparency of the local government plans. The fact sheet must also contain the information specified in s. 112.664(1). These documents shall be posted on the department's website. Plan sponsors that have websites must provide a link to the department's website;

(f) Annually issue, by January 1, a report to the Special District Accountability Information Program of the Department of Economic Opportunity which includes the participation in and compliance of special districts with the local government retirement system provisions in s. 112.63 and the state-administered retirement system provisions specified in part I of chapter 121; and

(g) Adopt reasonable rules to administer this part.

Section 61. Subsection (9) of section 121.021, Florida Statutes, is amended to read:

121.021 Definitions.—The following words and phrases as used in this chapter have the respective meanings set forth unless a different meaning is plainly required by the context:

(9) "Special district" means an independent special district as defined in s. 189.012 ~~189.402(3)~~.

Section 62. Paragraph (b) of subsection (2) of section 121.051, Florida Statutes, is amended to read:

121.051 Participation in the system.—

(2) OPTIONAL PARTICIPATION.—

(b)1. The governing body of any municipality, metropolitan planning organization, or special district in the state may elect to participate in the Florida Retirement System upon proper application to the administrator and may cover all of its units as approved by the Secretary of Health and Human Services and the administrator. The department shall adopt rules establishing procedures for the submission of documents necessary for such application. Before being approved for participation in the system, the governing body of a municipality, metropolitan planning organization, or special district that has a local retirement system must submit to the administrator a certified financial statement showing the condition of the local retirement system within 3 months before the proposed effective date of membership in the Florida Retirement System. The statement must be certified by a recognized

accounting firm that is independent of the local retirement system. All required documents necessary for extending Florida Retirement System coverage must be received by the department for consideration at least 15 days before the proposed effective date of coverage. If the municipality, metropolitan planning organization, or special district does not comply with this requirement, the department may require that the effective date of coverage be changed.

2. A municipality, metropolitan planning organization, or special district that has an existing retirement system covering the employees in the units that are to be brought under the Florida Retirement System may participate only after holding a referendum in which all employees in the affected units have the right to participate. Only those employees electing coverage under the Florida Retirement System by affirmative vote in the referendum are eligible for coverage under this chapter, and those not participating or electing not to be covered by the Florida Retirement System shall remain in their present systems and are not eligible for coverage under this chapter. After the referendum is held, all future employees are compulsory members of the Florida Retirement System.

3. At the time of joining the Florida Retirement System, the governing body of a municipality, metropolitan planning organization, or special district complying with subparagraph 1. may elect to provide, or not provide, benefits based on past service of officers and employees as described in s. 121.081(1). However, if such employer elects to provide past service benefits, such benefits must be provided for all officers and employees of its covered group.

4. Once this election is made and approved it may not be revoked, except pursuant to subparagraphs 5. and 6., and all present officers and employees electing coverage and all future officers and employees are compulsory members of the Florida Retirement System.

5. Subject to subparagraph 6., the governing body of a hospital licensed under chapter 395 which is governed by the *governing body board* of a special district as defined in s. 189.012 ~~189.403~~ or by the board of trustees of a public health trust created under s. 154.07, hereinafter referred to as "hospital district," and which participates in the Florida Retirement System, may elect to cease participation in the system with regard to future employees in accordance with the following:

a. No more than 30 days and at least 7 days before adopting a resolution to partially withdraw from the system and establish an alternative retirement plan for future employees, a public hearing must be held on the proposed withdrawal and proposed alternative plan.

b. From 7 to 15 days before such hearing, notice of intent to withdraw, specifying the time and place of the hearing, must be provided in writing to employees of the hospital district proposing partial withdrawal and must be published in a newspaper of general circulation in the area affected, as provided by ss. 50.011-50.031. Proof of publication must be submitted to the Department of Management Services.

c. The governing body of a hospital district seeking to partially withdraw from the system must, before such hearing, have an actuarial report prepared and certified by an enrolled actuary, as defined in s. 112.625, illustrating the cost to the hospital district of providing, through the retirement plan that the hospital district is to adopt, benefits for new employees comparable to those provided under the system.

d. Upon meeting all applicable requirements of this subparagraph, and subject to subparagraph 6., partial withdrawal from the system and adoption of the alternative retirement plan may be accomplished by resolution duly adopted by the hospital district board. The hospital district board must provide written notice of such withdrawal to the division by mailing a copy of the resolution to the division, postmarked by December 15, 1995. The withdrawal shall take effect January 1, 1996.

6. Following the adoption of a resolution under sub-subparagraph 5.d., all employees of the withdrawing hospital district who were members of the system before January 1, 1996, shall remain as members of the system for as long as they are employees of the hospital district, and all rights, duties, and obligations between the hospital district, the system, and the employees remain in full force and effect. Any employee who is hired or appointed on or after January 1, 1996, may not participate in the system, and the withdrawing hospital district has no obligation to the system with respect to such employees.

Section 63. Subsection (1) of section 153.94, Florida Statutes, is amended to read:

153.94 Applicability of other laws.—Except as expressly provided in this act:

(1) With respect to any wastewater facility privatization contract entered into under this act, a public entity is subject to s. 125.3401, s. 180.301, s. 189.054 ~~189.423~~, or s. 190.0125 but is not subject to the requirements of chapter 287.

Section 64. Paragraph (a) of subsection (2) of section 163.08, Florida Statutes, is amended to read:

163.08 Supplemental authority for improvements to real property.—

(2) As used in this section, the term:

(a) "Local government" means a county, a municipality, a dependent special district as defined in s. 189.012 ~~189.403~~, or a separate legal entity created pursuant to s. 163.01(7).

Section 65. Subsection (7) of section 165.031, Florida Statutes, is amended to read:

165.031 Definitions.—The following terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(7) "Special district" means a local unit of special government, as defined in s. 189.012 ~~189.403(1)~~. This term includes dependent special districts, as defined in s. 189.012 ~~189.403(2)~~, and independent special districts, as defined in s. 189.012 ~~189.403(3)~~. All provisions of s. 200.001(8)(d) and (e) shall be considered provisions of this chapter.

Section 66. Paragraph (b) of subsection (1) and subsections (8) and (16) of section 165.0615, Florida Statutes, are amended to read:

165.0615 Municipal conversion of independent special districts upon elector-initiated and approved referendum.—

(1) The qualified electors of an independent special district may commence a municipal conversion proceeding by filing a petition with the governing body of the independent special district proposed to be converted if the district meets all of the following criteria:

(b) It is designated as an improvement district and created pursuant to chapter 298 or is designated as a stewardship district and created pursuant to s. 189.031 ~~189.404~~.

(8) Notice of the final public hearing on the proposed elector-initiated combined municipal incorporation plan must be published pursuant to the notice requirements in s. 189.015 ~~189.417~~ and must provide a descriptive summary of the elector-initiated municipal incorporation plan and a reference to the public places within the independent special district where a copy of the plan may be examined.

(16) If the incorporation plan is approved by a majority of the votes cast in the independent special district, the district shall notify the special district *accountability information* program pursuant to s. 189.016(2) ~~189.418(2)~~ and the local general-purpose governments in which any part of the independent special district is situated pursuant to s. 189.016(7) ~~189.418(7)~~.

Section 67. Subsection (3) of section 171.202, Florida Statutes, is amended to read:

171.202 Definitions.—As used in this part, the term:

(3) "Independent special district" means an independent special district, as defined in s. 189.012 ~~189.403~~, which provides fire, emergency medical, water, wastewater, or stormwater services.

Section 68. Subsection (16) of section 175.032, Florida Statutes, is amended to read:

175.032 Definitions.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control

district, or local law plan under this chapter, the following words and phrases have the following meanings:

(16) “Special fire control district” means a special district, as defined in s. 189.012 ~~189.403(1)~~, established for the purposes of extinguishing fires, protecting life, and protecting property within the incorporated or unincorporated portions of any county or combination of counties, or within any combination of incorporated and unincorporated portions of any county or combination of counties. The term does not include any dependent or independent special district, as defined in s. 189.012 ~~189.403(2) and (3)~~, respectively, the employees of which are members of the Florida Retirement System pursuant to s. 121.051(1) or (2).

Section 69. Subsection (6) of section 190.011, Florida Statutes, is amended to read:

190.011 General powers.—The district shall have, and the *body board* may exercise, the following powers:

(6) To maintain an office at such place or places as it may designate within a county in which the district is located or within the boundaries of a development of regional impact or a Florida Quality Development, or a combination of a development of regional impact and a Florida Quality Development, which includes the district, which office must be reasonably accessible to the landowners. Meetings pursuant to s. 189.015(3) ~~189.417(3)~~ of a district within the boundaries of a development of regional impact or Florida Quality Development, or a combination of a development of regional impact and a Florida Quality Development, may be held at such office.

Section 70. Subsection (8) of section 190.046, Florida Statutes, is amended to read:

190.046 Termination, contraction, or expansion of district.—

(8) In the event the district has become inactive pursuant to s. 189.062 ~~189.4044~~, the respective board of county commissioners or city commission shall be informed and it shall take appropriate action.

Section 71. Section 190.049, Florida Statutes, is amended to read:

190.049 Special acts prohibited.—Pursuant to s. 11(a)(21), Art. III of the State Constitution, there shall be no special law or general law of local application creating an independent special district which has the powers enumerated in two or more of the paragraphs contained in s. 190.012, unless such district is created pursuant to the provisions of s. 189.031 ~~189.404~~.

Section 72. Subsection (5) of section 191.003, Florida Statutes, is amended to read:

191.003 Definitions.—As used in this act:

(5) “Independent special fire control district” means an independent special district as defined in s. 189.012 ~~189.403~~, created by special law or general law of local application, providing fire suppression and related activities within the jurisdictional boundaries of the district. The term does not include a municipality, a county, a dependent special district as defined in s. 189.012 ~~189.403~~, a district providing primarily emergency medical services, a community development district established under chapter 190, or any other multiple-power district performing fire suppression and related services in addition to other services.

Section 73. Paragraph (a) of subsection (1) and subsection (8) of section 191.005, Florida Statutes, are amended to read:

191.005 District boards of commissioners; membership, officers, meetings.—

(1)(a) With the exception of districts whose governing boards are appointed collectively by the Governor, the county commission, and any cooperating city within the county, the business affairs of each district shall be conducted and administered by a five-member board. All three-member boards existing on the effective date of this act shall be converted to five-member boards, except those permitted to continue as a three-member board by special act adopted in 1997 or thereafter. The board shall be elected in nonpartisan elections by the electors of the district. Except as provided in this act, such elections shall be held at the time and in the manner prescribed by law for holding general elections

in accordance with s. 189.04(2)(a) ~~189.405(2)(a)~~ and (3), and each member shall be elected for a term of 4 years and serve until the member’s successor assumes office. Candidates for the board of a district shall qualify as directed by chapter 99.

(8) All meetings of the board shall be open to the public consistent with chapter 286, s. 189.015 ~~189.417~~, and other applicable general laws.

Section 74. Subsection (2) of section 191.013, Florida Statutes, is amended to read:

191.013 Intergovernmental coordination.—

(2) Each independent special fire control district shall adopt a 5-year plan to identify the facilities, equipment, personnel, and revenue needed by the district during that 5-year period. The plan shall be updated in accordance with s. 189.08 ~~189.415~~ and shall satisfy the requirement for a public facilities report required by s. 189.08(2) ~~189.415(2)~~.

Section 75. Subsection (1) of section 191.014, Florida Statutes, is amended to read:

191.014 District creation and expansion.—

(1) New districts may be created only by the Legislature under s. 189.031 ~~189.404~~.

Section 76. Section 191.015, Florida Statutes, is amended to read:

191.015 Codification.—Each fire control district existing on the effective date of this section, by December 1, 2004, shall submit to the Legislature a draft codified charter, at its expense, so that its special acts may be codified into a single act for reenactment by the Legislature, if there is more than one special act for the district. The Legislature may adopt a schedule for individual district codification. Any codified act relating to a district, which act is submitted to the Legislature for reenactment, shall provide for the repeal of all prior special acts of the Legislature relating to the district. The codified act shall be filed with the Department of Economic Opportunity pursuant to s. 189.016(2) ~~189.418(2)~~.

Section 77. Paragraphs (c), (d), and (e) of subsection (8) of section 200.001, Florida Statutes, are amended to read:

200.001 Millages; definitions and general provisions.—

(8)

(c) “Special district” means a special district as defined in s. 189.012 ~~189.403(1)~~.

(d) “Dependent special district” means a dependent special district as defined in s. 189.012 ~~189.403(2)~~. Dependent special district millage, when added to the millage of the governing body to which it is dependent, shall not exceed the maximum millage applicable to such governing body.

(e) “Independent special district” means an independent special district as defined in s. 189.012 ~~189.403(3)~~, with the exception of a downtown development authority established prior to the effective date of the 1968 State Constitution as an independent body, either appointed or elected, regardless of whether or not the budget is approved by the local governing body, if the district levies a millage authorized as of the effective date of the 1968 State Constitution. Independent special district millage shall not be levied in excess of a millage amount authorized by general law and approved by vote of the electors pursuant to s. 9(b), Art. VII of the State Constitution, except for those independent special districts levying millage for water management purposes as provided in that section and municipal service taxing units as specified in s. 125.01(1)(q) and (r). However, independent special district millage authorized as of the date the 1968 State Constitution became effective need not be so approved, pursuant to s. 2, Art. XII of the State Constitution.

Section 78. Subsections (1), (5), (6), and (7) of section 218.31, Florida Statutes, are amended to read:

218.31 Definitions.—As used in this part, except where the context clearly indicates a different meaning:

(1) “Local governmental entity” means a county agency, a municipality, or a special district as defined in s. 189.012 ~~189.403~~. For purposes of s. 218.32, the term also includes a housing authority created under chapter 421.

(5) “Special district” means a special district as defined in s. 189.012 ~~189.403(1)~~.

(6) “Dependent special district” means a dependent special district as defined in s. 189.012 ~~189.403(2)~~.

(7) “Independent special district” means an independent special district as defined in s. 189.012 ~~189.403(3)~~.

Section 79. Paragraphs (a) and (f) of subsection (1) and subsection (2) of section 218.32, Florida Statutes, are amended to read:

218.32 Annual financial reports; local governmental entities.—

(1)(a) Each local governmental entity that is determined to be a reporting entity, as defined by generally accepted accounting principles, and each independent special district as defined in s. 189.012 ~~189.403~~, shall submit to the department a copy of its annual financial report for the previous fiscal year in a format prescribed by the department. The annual financial report must include a list of each local governmental entity included in the report and each local governmental entity that failed to provide financial information as required by paragraph (b). The chair of the governing body and the chief financial officer of each local governmental entity shall sign the annual financial report submitted pursuant to this subsection attesting to the accuracy of the information included in the report. The county annual financial report must be a single document that covers each county agency.

(f) If the department does not receive a completed annual financial report from a local governmental entity within the required period, it shall notify the Legislative Auditing Committee and the Special District *Accountability Information* Program of the Department of Economic Opportunity of the entity’s failure to comply with the reporting requirements.

(2) The department shall annually by December 1 file a verified report with the Governor, the Legislature, the Auditor General, and the Special District *Accountability Information* Program of the Department of Economic Opportunity showing the revenues, both locally derived and derived from intergovernmental transfers, and the expenditures of each local governmental entity, regional planning council, local government finance commission, and municipal power corporation that is required to submit an annual financial report. The report must include, but is not limited to:

(a) The total revenues and expenditures of each local governmental entity that is a component unit included in the annual financial report of the reporting entity.

(b) The amount of outstanding long-term debt by each local governmental entity. For purposes of this paragraph, the term “long-term debt” means any agreement or series of agreements to pay money, which, at inception, contemplate terms of payment exceeding 1 year in duration.

Section 80. Paragraph (g) of subsection (1) of section 218.37, Florida Statutes, is amended to read:

218.37 Powers and duties of Division of Bond Finance; advisory council.—

(1) The Division of Bond Finance of the State Board of Administration, with respect to both general obligation bonds and revenue bonds, shall:

(g) By January 1 each year, provide the Special District *Accountability Information* Program of the Department of Economic Opportunity with a list of special districts that are not in compliance with the requirements in s. 218.38.

Section 81. Paragraph (j) of subsection (1) of section 255.20, Florida Statutes, is amended to read:

255.20 Local bids and contracts for public construction works; specification of state-produced lumber.—

(1) A county, municipality, special district as defined in chapter 189, or other political subdivision of the state seeking to construct or improve a public building, structure, or other public construction works must competitively award to an appropriately licensed contractor each project that is estimated in accordance with generally accepted cost-accounting principles to cost more than \$300,000. For electrical work, the local government must competitively award to an appropriately licensed contractor each project that is estimated in accordance with generally accepted cost-accounting principles to cost more than \$75,000. As used in this section, the term “competitively award” means to award contracts based on the submission of sealed bids, proposals submitted in response to a request for proposal, proposals submitted in response to a request for qualifications, or proposals submitted for competitive negotiation. This subsection expressly allows contracts for construction management services, design/build contracts, continuation contracts based on unit prices, and any other contract arrangement with a private sector contractor permitted by any applicable municipal or county ordinance, by district resolution, or by state law. For purposes of this section, cost includes the cost of all labor, except inmate labor, and the cost of equipment and materials to be used in the construction of the project. Subject to the provisions of subsection (3), the county, municipality, special district, or other political subdivision may establish, by municipal or county ordinance or special district resolution, procedures for conducting the bidding process.

(j) A county, municipality, special district as defined in s. 189.012 ~~189.403~~, or any other political subdivision of the state that owns or operates a public-use airport as defined in s. 332.004 is exempt from this section when performing repairs or maintenance on the airport’s buildings, structures, or public construction works using the local government’s own services, employees, and equipment.

Section 82. Subsection (4) of section 298.225, Florida Statutes, is amended to read:

298.225 Water control plan; plan development and amendment.—

(4) Information contained within a district’s facilities plan prepared pursuant to s. 189.08 ~~189.415~~ which satisfies any of the provisions of subsection (3) may be used as part of the district water control plan.

Section 83. Subsection (7) of section 343.922, Florida Statutes, is amended to read:

343.922 Powers and duties.—

(7) The authority shall comply with all statutory requirements of general application which relate to the filing of any report or documentation required by law, including the requirements of ss. 189.015, 189.016, 189.051, and 189.08 ~~189.4085, 189.415, 189.417, and 189.418~~.

Section 84. Subsection (5) of section 348.0004, Florida Statutes, is amended to read:

348.0004 Purposes and powers.—

(5) Any authority formed pursuant to this act shall comply with all statutory requirements of general application which relate to the filing of any report or documentation required by law, including the requirements of ss. 189.015, 189.016, 189.051, and 189.08 ~~189.4085, 189.415, 189.417, and 189.418~~.

Section 85. Section 373.711, Florida Statutes, is amended to read:

373.711 Technical assistance to local governments.—The water management districts shall assist local governments in the development and future revision of local government comprehensive plan elements or public facilities report as required by s. 189.08 ~~189.415~~, related to water resource issues.

Section 86. Paragraph (b) of subsection (3) of section 403.0891, Florida Statutes, is amended to read:

403.0891 State, regional, and local stormwater management plans and programs.—The department, the water management districts, and local governments shall have the responsibility for the development of mutually compatible stormwater management programs.

(3)

(b) Local governments are encouraged to consult with the water management districts, the Department of Transportation, and the department before adopting or updating their local government comprehensive plan or public facilities report as required by s. 189.08 ~~189.415~~, whichever is applicable.

Section 87. Subsection (1) of section 582.32, Florida Statutes, is amended to read:

582.32 Effect of dissolution.—

(1) Upon issuance of a certificate of dissolution, s. 189.076(2) ~~189.4045(2)~~ applies and all land use regulations in effect within such districts are void.

Section 88. Paragraph (a) of subsection (3) of section 1013.355, Florida Statutes, is amended to read:

1013.355 Educational facilities benefit districts.—

(3)(a) An educational facilities benefit district may be created pursuant to this act and chapters 125, 163, 166, and 189. An educational facilities benefit district charter may be created by a county or municipality by entering into an interlocal agreement, as authorized by s. 163.01, with the district school board and any local *general-purpose* ~~general purpose~~ government within whose jurisdiction a portion of the district is located and adoption of an ordinance that includes all provisions contained within s. 189.02 ~~189.4041~~. The creating entity shall be the local general purpose government within whose boundaries a majority of the educational facilities benefit district's lands are located.

Section 89. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to special districts; designating parts I-VIII of chapter 189, F.S., relating to special districts; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 112.312, F.S.; redefining the term “agency” as it applies to the code of ethics for public officers and employees to include special districts; creating s. 112.511, F.S.; specifying applicability of procedures regarding suspension and removal of a member of the governing body of a special district; amending s. 125.901, F.S.; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.401, F.S.; revising a short title; transferring, renumbering, and amending s. 189.402, F.S.; revising a statement of legislative purpose and intent; making technical changes; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 189.403, F.S.; redefining the term “special district”; transferring, renumbering, and amending ss. 189.4031, 189.4035, 189.404, 189.40401, 189.4041, and 189.4042, F.S.; deleting provisions relating to the application of a special district to amend its charter; conforming provisions and cross-references; transferring, renumbering, and amending s. 189.4044, F.S.; revising the circumstances under which the Department of Economic Opportunity may declare a special district inactive; requiring the department to provide notice of a declaration of inactive status to certain persons and bodies; prohibiting special districts that are declared inactive from collecting taxes, fees, or assessments; providing exceptions; providing for enforcement of the prohibition; providing for costs of litigation and reasonable attorney fees under certain conditions; transferring and renumbering ss. 189.4045 and 189.4047, F.S.; transferring, renumbering, and amending s. 189.405, F.S.; revising requirements related to education programs for new members of special district governing bodies; amending s. 189.4051, F.S.; revising definitions; conforming provisions; transferring and renumbering ss. 189.4065, 189.408, and 189.4085, F.S.; transferring, renumbering, and amending ss. 189.412 and 189.413, F.S.; renaming the Special District Information Program the Special District Accountability Program; revising duties of the Special District Accountability Program; transferring and renumbering ss. 189.415, 189.4155, and 189.4156, F.S.; transferring, renumbering, and amending ss. 189.416, 189.417, and 189.418, F.S.; conforming provisions and cross-references; transferring, renumbering, and amending s. 189.419, F.S.; revising provisions related to the failure of a special district to file certain reports or information; conforming cross-references; transferring and renumbering s. 189.420, F.S.; transferring, renumbering, and amending s. 189.421, F.S.; revising notification requirements; authorizing the department to petition for the enforcement of compliance; de-

leting provisions related to available remedies for the failure of a special district to disclose required financial reports; transferring and renumbering ss. 189.4221, 189.423, and 189.425, F.S.; transferring, renumbering, and amending s. 189.427, F.S.; making editorial changes; transferring, renumbering, and amending s. 189.428, F.S.; revising the oversight review process for special districts; transferring and renumbering s. 189.429, F.S.; repealing ss. 189.430, 189.431, 189.432, 189.433, 189.434, 189.435, 189.436, 189.437, 189.438, 189.439, 189.440, 189.441, 189.442, 189.443, and 189.444, F.S., relating to the Community Improvement Authority Act; creating ss. 189.034 and 189.035, F.S.; requiring the Legislative Auditing Committee to provide notice of the failure of special districts to file certain required reports to certain persons and bodies; authorizing the Legislative Auditing Committee or reviewing entity to convene a public hearing; requiring certain reviewing entities to notify the Legislative Auditing Committee of a public hearing; requiring a special district to provide certain information before the public hearing at the request of the Legislative Auditing Committee or the reviewing entity; providing reporting requirements for certain public hearings; creating s. 189.055, F.S.; requiring special districts to be treated as municipalities for certain purposes; creating s. 189.069, F.S.; requiring special districts to maintain an official Internet website for certain purposes; requiring special districts to annually update and maintain certain information on the website; requiring special districts to submit the web address of their respective websites to the department; requiring that the department's online list of special districts include a link to the website of certain special districts; amending ss. 11.45, 100.011, 101.657, 112.061, 112.63, 112.665, 121.021, 121.051, 153.94, 163.08, 165.031, 165.0615, 171.202, 175.032, 190.011, 190.046, 190.049, 191.003, 191.005, 191.013, 191.014, 191.015, 200.001, 218.31, 218.32, 218.37, 255.20, 298.225, 343.922, 348.0004, 373.711, 403.0891, 582.32, and 1013.355, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

On motions by Senator Stargel, by two-thirds vote **CS for CS for CS for SB 1632** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Galvano

On motion by Senator Benacquisto—

CS for CS for SB 1480—A bill to be entitled An act relating to microfinance; creating Part XIV of ch. 288, F.S., consisting of ss. 288.993-288.9937, F.S., relating to microfinance programs; creating s. 288.993, F.S.; providing a short title; creating s. 288.9931, F.S.; providing legislative findings and intent; creating s. 288.9932, F.S.; defining terms; creating s. 288.9933, F.S.; authorizing the Department of Economic Opportunity to adopt rules to implement this part; creating s. 288.9934, F.S.; establishing the Microfinance Loan Program; providing a purpose; defining the term “loan administrator”; requiring the Department of Economic Opportunity to contract with at least one entity to administer the program; requiring the loan administrator to contract with the department to receive an award of funds; providing other terms and conditions to receiving funds; specifying fees authorized to be charged by the

department and the loan administrator; requiring the loan administrator to remit the microloan principal collected from all microloans made with state funds received by the loan administrator; providing for contract termination; providing for auditing and reporting; requiring applicants for funds from the Microfinance Loan Program to meet certain qualifications; requiring the department to be guided by the 5-year statewide strategic plan and to advertise and promote the loan program; requiring the department to perform a study on methods and best practices to increase the availability of and access to credit in this state; prohibiting the pledging of the credit of the state; authorizing the department to adopt rules; creating s. 288.9935, F.S.; establishing the Microfinance Guarantee Program; defining the term "lender"; requiring the department to contract with Enterprise Florida, Inc., to administer the program; prohibiting Enterprise Florida, Inc., from guaranteeing certain loans; requiring borrowers to meet certain conditions before receiving a loan guarantee; requiring Enterprise Florida, Inc., to submit an annual report to the department; prohibiting the pledging of the credit of the state or Enterprise Florida, Inc.; creating s. 288.9936, F.S.; requiring the department to report annually on the Microfinance Loan Program; requiring the Office of Program Policy Analysis and Government Accountability to report on the effectiveness of the State Small Business Credit Initiative; creating s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to evaluate and report on the Microfinance Loan Program and the Microfinance Guarantee Program by a specified date; authorizing the executive director of the Department of Economic Opportunity to adopt emergency rules; providing an appropriation to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity and Enterprise Florida, Inc., to spend a specified amount for marketing and promotional purposes; authorizing and providing an appropriation for one full-time equivalent position; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1480** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1396** was deferred.

On motion by Senator Bean—

CS for CS for SB 1212—A bill to be entitled An act relating to behavior analysts; amending s. 20.43, F.S.; establishing the Board of Applied Behavior Analysis within the Division of Medical Quality Assurance; amending s. 456.001, F.S.; including licensed behavior analysts and licensed assistant behavior analysts in the definition of "health care practitioner"; amending s. 456.0135, F.S.; requiring an applicant for licensure under chapter 470, F.S., to submit to certain fingerprinting requirements; creating chapter 470, F.S.; entitling the chapter; creating s. 470.40, F.S.; providing a purpose; creating s. 470.41, F.S.; defining terms; creating s. 470.415, F.S.; creating the Board of Applied Behavior Analysis; providing for membership and terms of members; creating s. 470.42, F.S.; creating rulemaking authority for the board and the department; creating s. 470.43, F.S.; providing requirements for licensure as a behavior analyst or assistant behavior analyst; creating s. 470.44, F.S.; providing requirements for renewal of license; creating s. 470.45, F.S.; establishing maximum fees for applications, initial licenses, and license renewals; requiring fees collected by the department to be deposited in to a specified trust fund; creating s. 470.46, F.S.; providing grounds for denial of license or disciplinary action; creating s. 470.47, F.S.; providing penalties for practicing applied behavior analysis without a license or wrongfully identifying oneself as a licensed behavior analyst or licensed assistant behavior analyst; creating s. 470.48, F.S.; providing exceptions to applicability of the chapter; providing appropriations and authorizing positions; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (785444)—Delete lines 406-483 and insert:

(1) *A person may not engage in the practice of applied behavior analysis, assist in the practice of applied behavior analysis, render services designated as applied behavior analysis, or represent himself or herself as a practitioner of applied behavior analysis in this state unless*

he or she holds an active license as a behavior analyst or assistant behavior analyst pursuant to this chapter or meets an exception under s. 470.48. A person who violates this subsection commits a felony of the third degree, punishable as provided under s. 775.082, s. 775.083, or s. 775.084.

(2) *A person may not use the following titles or any combination thereof, unless he or she holds an active license as a behavior analyst or assistant behavior analyst pursuant to this chapter:*

(a) *"Licensed behavior analyst."*

(b) *"Licensed assistant behavior analyst."*

(3) *A person who violates subsection (2) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 14. Section 470.48, Florida Statutes, is created to read:

470.48 *Exceptions to applicability.—This chapter does not prohibit or restrict the practice of the following:*

(1) *An individual licensed pursuant to chapter 458 or chapter 459.*

(2) *An individual licensed pursuant to part III of chapter 468 if the occupational therapist does not represent himself or herself as a behavior analyst.*

(3) *An individual licensed under chapter 490 to practice psychology.*

(4) *An individual licensed pursuant to chapter 491 as a clinical social worker, marriage and family therapist, or mental health counselor.*

(5) *A certified teacher authorized to practice in this state; or a teaching assistant, other than a teaching assistant engaged in pupil personnel services, or student support professional who provides applied behavior analysis services under the supervision of a certified teacher. The services provided by or under the supervision of a certified teacher must be within his or her authorized scope of practice and within the scope of his or her education, training, and experience and must be provided in the course of his or her employment in a program approved by the Department of Education.*

(6) *A behavior analyst who practices with nonhuman clients, including, but not limited to, applied animal behaviorists and animal trainers.*

(7) *An individual who teaches applied behavior analysis or who conducts behavior analytic research if such teaching or research does not involve the delivery of applied behavior analysis.*

(8) *A matriculated college or university student or postdoctoral fellow whose activities are part of a defined behavior analysis program of study, practicum, or intensive practicum if his or her practice under this subsection is directly supervised by a licensed behavior analyst or an instructor of course sequence approved by the Behavior Analyst Certification Board (BACB). A student or intern may not represent himself or herself as a professional behavior analyst but may use a title indicating his or her trainee status, such as "behavior analyst student," "behavior analyst intern," or "behavior analyst trainee."*

(9) *An unlicensed individual pursuing supervised experiential training to meet eligibility requirements for BACB certification if such training is supervised by a licensed behavior analyst or a licensed assistant behavior analyst who meets BACB supervisor requirements and if the supervised experience is conducted in accordance with other BACB standards and requirements.*

(10) *A family member of a recipient of applied behavior analysis services who implements certain procedures with the recipient. Such a family member may not represent himself or herself as a licensed behavior analyst or a licensed assistant behavior analyst.*

(11) *A behavior analyst who*

Pursuant to Rule 4.19, **CS for CS for SB 1212** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 1032—A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary when selling residential property; providing a form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or incorporated by reference into the contract for sale; defining the terms “seller” and “subsurface rights”; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1032**, on motion by Senator Latvala, by two-thirds vote **CS for CS for CS for HB 489** was withdrawn from the Committees on Criminal Justice; and Appropriations.

On motion by Senator Latvala—

CS for CS for CS for HB 489—A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary when selling residential property; providing a form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or incorporated by reference into the contract for sale; defining the terms “subsurface rights” and “seller”; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1032** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 489** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1012—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; revising the definition of “related interest”; creating s. 655.017, F.S.; preempting to the state the regulation of certain financial or lending activities of entities subject to the jurisdiction of the office or other regulatory agencies; providing that counties and municipalities may engage in investigations and proceedings against financial institutions that are not preempted; requiring a financial institution to notify the office if such local action is commenced; providing for the office’s sole and exclusive jurisdiction in certain cases; providing applicability; amending s. 655.0322, F.S.; revising provisions relating to prohibited acts and practices by a financial institution; applying certain provisions to affiliates; amending s. 655.034, F.S.; authorizing the circuit court to issue an injunction in order to protect the interests of the depositors, members, creditors, or stockholders of a financial institution and the public’s interest in the safety and soundness of the financial institution system; defining “formal enforcement action”; amending s. 655.037, F.S.; conforming a cross-reference; amending s. 655.0385, F.S.; prohibiting a director or executive officer from concurrently serving as a director or officer in a financial institution or affiliate in the same geographical area or the same major business market area unless waived by the Office of Financial Regulation; amending s. 655.041, F.S.; revising provisions relating to administrative fines; clarifying that the office may initiate administrative proceedings for violations of rules; providing that fines for violations begin accruing immediately upon the service of a complaint; applying certain provisions to affiliates; revising the applications for imposing a fine; amending s. 655.045, F.S.; requiring the office to conduct an examination of a financial institution within a specified period; amending s. 655.057, F.S.; conforming a cross-reference; providing that specified records are not considered a waiver of privileges or legal rights in certain proceedings; clarifying who has a right to copy member or shareholder records; creating s. 655.0591, F.S.; providing notice requirements and procedures that allow a financial institution to protect trade secrets included in documents submitted to the office; amending s. 655.50, F.S.; revising provisions relating to the control of money laundering to also include terrorist financing; adding and revising definitions; requiring a financial institution to have a BSA/AML compliance officer; revising records requirements; updating cross-references; amending s. 655.85, F.S.; clarifying that an institution may impose a fee for the settlement of a check under certain circumstances; providing legislative intent; amending s. 655.921, F.S.; revising provisions relating to business transactions by an out-of-state financial institution; providing that such institution may file suit to collect a security interest in collateral; amending s. 655.922, F.S.; revising provisions relating to the name of a financial institution; pro-

hibiting certain financial institutions from using a name that may mislead consumers; authorizing the office to seek court orders to annul or dissolve a business entity for certain violations and to issue emergency cease and desist orders; amending s. 655.948, F.S.; requiring a financial institution to notify the office of any investigations or proceedings initiated by a county or municipality against the institution within a specified timeframe; creating s. 655.955, F.S.; providing that a financial institution is not civilly liable solely by virtue of extending credit to a person; amending s. 657.008, F.S.; requiring certain credit unions seeking to establish a branch office to submit an application to the office for examination and approval; providing the criteria for the examination; amending s. 657.028, F.S.; revising provisions relating to prohibited activities of directors, officers, committee members, employees, and agents of credit unions; requiring the name and address of the credit manager to be submitted to the office; amending s. 657.041, F.S.; authorizing a credit union to pay health and accident insurance premiums and to fund employee benefit plans under certain circumstances; amending s. 658.12, F.S.; revising the definition of “trust business”; amending ss. 658.21 and 658.235, F.S.; conforming cross-references; repealing s. 658.49, F.S., relating to requirements for bank loans up to \$50,000; amending ss. 663.02 and 663.09, F.S.; conforming provisions to changes made by the act; amending s. 663.12, F.S.; deleting an annual assessment imposed on certain international offices; amending s. 663.306, F.S.; conforming provisions to changes made by the act; amending ss. 665.013, 665.033, 665.034, 667.003, 667.006, and 667.008, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title. On motions by Senator Richter, by two-thirds vote **CS for CS for SB 1012** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Montford
Abruzzo	Flores	Richter
Altman	Garcia	Ring
Bean	Gibson	Sachs
Benacquisto	Grimsley	Simmons
Bradley	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Brandes, Galvano

CS for SB 1006—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; defining terms; amending s. 559.553, F.S.; removing provisions relating to the revocation or suspension of a professional license which allow the Office of Financial Regulation to reject an applicant for registration; conforming a cross-reference to changes made by the act; creating s. 559.554, F.S.; providing for the powers and duties of the Financial Services Commission and the Office of Financial Regulation; creating s. 559.5541, F.S.; authorizing the office to conduct examinations and investigations; amending s. 559.555, F.S.; revising requirements for registration as a consumer collection agency; specifying a registration fee; creating s. 559.5551, F.S.; requiring registrants to report, within a specified time period, a conviction of, or plea of nolo contendere to, a crime or an administrative enforcement action; requiring registrants to report, within a specified time period, a change in a control person or the form of the organization, or any other change in the information supplied in the initial application; amending s. 559.565, F.S.; conforming a cross-reference to changes made by the act; amending s. 559.730, F.S.; revising the administrative remedies and penalties available to the office; requiring the commission to adopt guidelines to impose administrative penalties; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1006**, on motion by Senator Hays, by two-thirds vote **CS for CS for HB 413** was withdrawn from the Committees on Banking and Insurance; Criminal Justice; and Appropriations.

CS for CS for HB 413—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; reordering and revising definitions; amending s. 559.553, F.S.; deleting a provision entitling prospective consumer collection agency registrants to registration when specified conditions are met; creating s. 559.554, F.S.; providing powers and duties of the Office of Financial Regulation and the Financial Services Commission; authorizing the commission to adopt rules; requiring fees, charges, and fines to be deposited in a specified trust fund; creating s. 559.5541, F.S.; authorizing the office to make investigations or examinations to determine violations of specified provisions; amending s. 559.555, F.S.; revising registration procedures and application requirements for consumer collection agencies; requiring applicants and certain registrants to submit fingerprints; providing that registrations are not transferable or assignable; requiring consumer collection agencies to report changes in specified information within a specified period; providing registration renewal and fingerprint retention fees; providing for applicability to registration renewals for registrants initially registered before a specified date; creating s. 559.5551, F.S.; providing notification requirements for consumer collection agencies; authorizing the office to bring an administrative action under certain circumstances; amending s. 559.565, F.S.; conforming a cross-reference; amending s. 559.730, F.S.; providing grounds for disciplinary action; providing penalties; providing grounds for an immediate suspension of a consumer collection agency registration; providing grounds to deny a request to terminate a registration and to withdraw a registration application; providing an effective date.

—a companion measure, was substituted for **CS for SB 1006** and read the second time by title.

On motion by Senator Hays, further consideration of **CS for CS for HB 413** was deferred.

CS for SB 194—A bill to be entitled An act relating to spiny lobster; amending s. 379.407, F.S.; providing penalties for certain violations relating to possession of spiny lobster; amending s. 379.401, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 194**, on motion by Senator Latvala, by two-thirds vote **CS for HB 47** was withdrawn from the Committees on Agriculture; Environmental Preservation and Conservation; and Criminal Justice.

On motion by Senator Latvala—

CS for HB 47—A bill to be entitled An act relating to spiny lobster; amending s. 379.407, F.S.; providing penalties for certain violations relating to possession of spiny lobster; amending s. 379.401, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for SB 194** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 47** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for SB 246—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; revising the legislative declaration to require that all firefighter pension plans meet the requirements of ch. 175, F.S., in order to receive insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-

time firefighter; providing that certain firefighter pension plans must maintain a certain minimum percentage of average final compensation by a specified date; amending s. 175.351, F.S., relating to municipalities and special fire control districts that have their own pension plans and want to participate in the distribution of a tax fund; revising criteria governing the use of revenues from the premium tax; authorizing a pension plan to reduce excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 175, F.S., under certain circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 175, F.S., for a limited time; amending s. 185.01, F.S.; revising the legislative declaration to require that all police officer pension plans meet the requirements of ch. 185, F.S., in order to receive insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and adding new definitions; revising applicability of the limitation on the amount of over-time payments that may be used for retirement benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; providing that certain police officer pension plans must maintain a certain minimum percentage of average final compensation after a specified date; amending s. 185.35, F.S., relating to municipalities that have their own pension plans for police officers and want to participate in the distribution of a tax fund; conforming a cross-reference; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 185, F.S., under specified circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

SENATOR RICHTER PRESIDING

Senator Ring moved the following amendment which was adopted:

Amendment 1 (159300) (with title amendment)—Delete lines 90-635 and insert:

Section 2. Section 175.032, Florida Statutes, is amended to read:

175.032 Definitions.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter, the *term following words and phrases have the following meanings:*

(1) "Additional premium tax revenues" means revenues received by a municipality or special fire control district pursuant to s. 175.121 which exceed base premium tax revenues.

(2)(1)(a) "Average final compensation" for:

(a) A full-time firefighter means one-twelfth of the average annual compensation of the 5 best years of the last 10 years of creditable service before ~~prior to~~ retirement, termination, or death, or the career average as a full-time firefighter since July 1, 1953, whichever is greater. A year ~~shall be~~ 12 consecutive months or such other consecutive period of time as is used and consistently applied.

(b) "~~Average final compensation~~" for A volunteer firefighter means the average salary of the 5 best years of the last 10 best contributing years before ~~prior to~~ change in status to a permanent full-time firefighter or retirement as a volunteer firefighter or the career average of a volunteer firefighter, since July 1, 1953, whichever is greater.

(3) "Base premium tax revenues" means:

(a) For a local law plan in effect on October 1, 1998, the revenues received by a municipality or special fire control district pursuant to s. 175.121 for calendar year 1997.

(b) For a local law plan created between October 1, 1998, and March 1, 2014, inclusive, the revenues received by a municipality or special fire control district pursuant to s. 175.121 based upon the tax collections during the second calendar year of participation.

(4)(2) "Chapter plan" means a separate defined benefit pension plan for firefighters which incorporates by reference the provisions of this chapter and has been adopted by the governing body of a municipality or special district. Except as ~~may be~~ specifically authorized in this chapter, the provisions of a chapter plan may not differ from the plan provisions set forth in ss. 175.021-175.341 and ss. 175.361-175.401. Actuarial valuations of chapter plans shall be conducted by the division as provided by s. 175.261(1).

(5)(3) "Compensation" or "salary" means, for noncollectively bargained service earned before July 1, 2011, or for service earned under collective bargaining agreements in place before July 1, 2011, the fixed monthly remuneration paid a firefighter. If remuneration is based on actual services rendered, as in the case of a volunteer firefighter, the term means the total cash remuneration received yearly for such services, prorated on a monthly basis. For noncollectively bargained service earned on or after July 1, 2011, or for service earned under collective bargaining agreements entered into on or after July 1, 2011, the term has the same meaning except that when calculating retirement benefits, up to 300 hours per year in overtime compensation may be included as specified in the plan or collective bargaining agreement, but payments for accrued unused sick or annual leave may not be included.

(a) Any retirement trust fund or plan that meets the requirements of this chapter does not, solely by virtue of this subsection, reduce or diminish the monthly retirement income otherwise payable to each firefighter covered by the retirement trust fund or plan.

(b) The member's compensation or salary contributed as employee-elective salary reductions or deferrals to any salary reduction, deferred compensation, or tax-sheltered annuity program authorized under the Internal Revenue Code shall be deemed to be the compensation or salary the member would receive if he or she were not participating in such program and shall be treated as compensation for retirement purposes under this chapter.

(c) For any person who first becomes a member in any plan year beginning on or after January 1, 1996, compensation for that plan year may not include any amounts in excess of the Internal Revenue Code s. 401(a)(17) limitation, as amended by the Omnibus Budget Reconciliation Act of 1993, which limitation of \$150,000 shall be adjusted as required by federal law for qualified government plans and shall be further adjusted for changes in the cost of living in the manner provided by Internal Revenue Code s. 401(a)(17)(B). For any person who first became a member before the first plan year beginning on or after January 1, 1996, the limitation on compensation may not be less than the maximum compensation amount that was allowed to be taken into account under the plan in effect on July 1, 1993, which limitation shall be adjusted for changes in the cost of living since 1989 in the manner provided by Internal Revenue Code s. 401(a)(17)(1991).

(6)(4) "Creditable service" or "credited service" means the aggregate number of years of service, and fractional parts of years of service, of any firefighter, omitting intervening years and fractional parts of years when such firefighter may not have been employed by the municipality or special fire control district, subject to the following conditions:

(a) A ~~No~~ firefighter ~~may not will~~ receive credit for years or fractional parts of years of service if he or she has withdrawn his or her contributions to the fund for those years or fractional parts of years of service, unless the firefighter repays into the fund the amount he or she has withdrawn, plus interest determined by the board. The member shall have at least 90 days after his or her reemployment to make repayment.

(b) A firefighter may voluntarily leave his or her contributions in the fund for a ~~period of~~ 5 years after leaving the employ of the fire department, pending the possibility of being rehired by the same department, without losing credit for the time he or she has participated actively as a

firefighter. If the firefighter is not reemployed as a firefighter, with the same department, within 5 years, his or her contributions shall be returned without interest.

(c) Credited service under this chapter shall be provided only for service as a firefighter, ~~as defined in subsection (8),~~ or for military service and does not include credit for any other type of service. A municipality ~~may~~, by local ordinance, or a special fire control district ~~may~~, by resolution, ~~may~~ provide for the purchase of credit for military service prior to employment as well as for prior service as a firefighter for some other employer as long as a firefighter is not entitled to receive a benefit for such prior service ~~as a firefighter~~. For purposes of determining credit for prior service as a firefighter, in addition to service as a firefighter in this state, credit may be given for federal, other state, or county service if the prior service is recognized by the Division of State Fire Marshal as provided ~~in under~~ chapter 633, or the firefighter provides proof to the board of trustees that his or her service is equivalent to the service required to meet the definition of a firefighter under subsection (11) ~~(9)~~.

(d) In determining the creditable service of any firefighter, credit for up to 5 years of the time spent in the military service of the Armed Forces of the United States shall be added to the years of actual service if:

1. The firefighter is in the active employ of an employer immediately prior to such service and leaves a position, other than a temporary position, for the purpose of voluntary or involuntary service in the Armed Forces of the United States.

2. The firefighter is entitled to reemployment under the provisions of the Uniformed Services Employment and Reemployment Rights Act.

3. The firefighter returns to his or her employment as a firefighter of the municipality or special fire control district within 1 year from the date of release from such active service.

(7)(5) "Deferred Retirement Option Plan" or "DROP" means a local law plan retirement option in which a firefighter may elect to participate. A firefighter may retire for all purposes of the plan and defer receipt of retirement benefits into a DROP account while continuing employment with his or her employer. However, a firefighter who enters the DROP and who is otherwise eligible to participate ~~may shall~~ not ~~thereby~~ be precluded from participation or continued participation ~~participating, or continuing to participate,~~ in a supplemental plan in existence on, or created after, ~~March 12, 1999~~ ~~the effective date of this act.~~

(8) "Defined contribution plan" means the component of a local law plan, as provided in s. 175.351(1), to which deposits, if any, are made to provide benefits for firefighters, or for firefighters and police officers if both are included. Such component is an element of a local law plan and exists in conjunction with the defined benefit component that meets the minimum benefits and minimum standards of this chapter. The retirement benefits, if any, of the defined contribution plan shall be provided through individual member accounts in accordance with the applicable provisions of the Internal Revenue Code and related regulations and are limited to the contributions, if any, made into each member's account and the actual accumulated earnings, net of expenses, earned on the member's account.

(9)(6) "Division" means the Division of Retirement of the Department of Management Services.

(10)(7) "Enrolled actuary" means an actuary who is enrolled under Subtitle C of Title III of the Employee Retirement Income Security Act of 1974 and who is a member of the Society of Actuaries or the American Academy of Actuaries.

(11)(8)(a) "Firefighter" means a person employed solely by a constituted fire department of any municipality or special fire control district who is certified as a firefighter as a condition of employment in accordance with s. 633.408 and whose duty it is to extinguish fires, to protect life, or to protect property. The term includes all certified, supervisory, and command personnel whose duties include, in whole or in part, the supervision, training, guidance, and management responsibilities of full-time firefighters, part-time firefighters, or auxiliary firefighters but does not include part-time firefighters or auxiliary firefighters. However, for purposes of this chapter only, the term also includes public safety officers who are responsible for performing both

police and fire services, who are certified as police officers or firefighters, and who are certified by their employers to the Chief Financial Officer as participating in this chapter before October 1, 1979. Effective October 1, 1979, public safety officers who have not been certified as participating in this chapter are considered police officers for retirement purposes and are eligible to participate in chapter 185. Any plan may provide that the fire chief has an option to participate, ~~or not,~~ in that plan.

(b) “Volunteer firefighter” means any person whose name is carried on the active membership roll of a constituted volunteer fire department or a combination of a paid and volunteer fire department of any municipality or special fire control district and whose duty it is to extinguish fires, to protect life, and to protect property. Compensation for services rendered by a volunteer firefighter ~~does shall~~ not disqualify him or her as a volunteer. A person ~~may shall~~ not be disqualified as a volunteer firefighter solely because he or she has other gainful employment. Any person who volunteers assistance at a fire but is not an active member of a department described herein is not a volunteer firefighter within the meaning of this paragraph.

(12)(9) “Firefighters’ Pension Trust Fund” means a trust fund, by whatever name known, as provided under s. 175.041, for the purpose of assisting municipalities and special fire control districts in establishing and maintaining a retirement plan for firefighters.

(13)(10) “Local law municipality” is any municipality in which ~~there exists~~ a local law plan *exists*.

(14)(11) “Local law plan” means a ~~retirement defined benefit pension plan, that includes both a defined benefit plan component and a defined contribution plan component, for firefighters, or for firefighters and or~~ police officers if both are ~~where~~ included, as described in s. 175.351, established by municipal ordinance, special district resolution, or special act of the Legislature, which ~~enactment~~ sets forth all plan provisions. Local law plan provisions may vary from the provisions of this chapter if ~~the, provided that required~~ minimum benefits and minimum standards of this chapter are met. However, any such variance ~~must shall~~ provide a greater benefit for firefighters. Actuarial valuations of local law plans shall be conducted by an enrolled actuary as provided in s. 175.261(2).

(15)(12) “Local law special fire control district” ~~means is~~ any special fire control district in which ~~there exists~~ a local law plan *exists*.

(16) “Minimum benefits” means the benefits set forth in ss. 175.021-175.341 and ss. 175.361-175.401.

(17) “Minimum standards” means the standards set forth in ss. 175.021-175.401.

(18)(13) “Property insurance” means property insurance as defined in s. 624.604 and covers real and personal property within the corporate limits of a ~~any~~ municipality, or within the boundaries of a ~~any~~ special fire control district, within the state. The term “multiple peril” means a combination or package policy that includes both property and casualty coverage for a single premium.

(19)(14) “Retiree” or “retired firefighter” means a firefighter who has entered retirement status. For the purposes of a plan that includes a Deferred Retirement Option Plan (DROP), a firefighter who enters the DROP ~~is shall be~~ considered a retiree for all purposes of the plan. However, a firefighter who enters the DROP and who is otherwise eligible to participate ~~may shall~~ not ~~thereby~~ be precluded from participation or continued participation ~~participating, or continuing to participate,~~ in a supplemental plan in existence on, or created after, March 12, 1999 ~~the effective date of this act~~.

(20)(15) “Retirement” means a firefighter’s separation from ~~municipal city~~ or fire district employment as a firefighter with immediate eligibility for ~~receipt of~~ benefits under the plan. For purposes of a plan that includes a Deferred Retirement Option Plan (DROP), “retirement” means the date a firefighter enters the DROP.

(21) “Special act plan” means a plan subject to the provisions of this chapter which was created by an act of the Legislature and continues to require an act of the Legislature to alter plan benefits.

(22) “Special benefits” means benefits provided in a defined contribution plan for firefighters.

(23)(16) “Special fire control district” means a special district, as defined in s. 189.403(1), established for the purposes of extinguishing fires, protecting life, and protecting property within the incorporated or unincorporated portions of a ~~any~~ county or combination of counties, or within any combination of incorporated and unincorporated portions of a ~~any~~ county or combination of counties. The term does not include any dependent or independent special district, as those terms are defined in s. 189.403, whose s. 189.403(2) and (3), respectively, the employees of ~~which~~ are members of the Florida Retirement System pursuant to s. 121.051(1) or (2).

(24)(17) “Supplemental plan” means a plan to which deposits are made to provide ~~special extra~~ benefits for firefighters, or for firefighters and police officers if both are ~~where~~ included under this chapter. Such a plan is an element of a local law plan and exists in conjunction with a defined benefit ~~component plan~~ that meets the minimum benefits and minimum standards of this chapter. Any supplemental plan in existence on March 1, 2014, shall be deemed to be a defined contribution plan in compliance with s. 175.351(6).

(25)(18) “Supplemental plan municipality” means a ~~any~~ local law municipality in which ~~any there existed a~~ supplemental plan ~~existed, of any type or nature,~~ as of December 1, 2000.

Section 3. Subsection (7) of section 175.071, Florida Statutes, is amended to read:

175.071 General powers and duties of board of trustees.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter:

(7) To assist the board in meeting its responsibilities under this chapter, the board, if it so elects, may:

- (a) Employ independent legal counsel at the pension fund’s expense.
- (b) Employ an independent *enrolled* actuary, as defined in s. 175.032(7), at the pension fund’s expense.
- (c) Employ such independent professional, technical, or other advisers as it deems necessary at the pension fund’s expense.

If the board chooses to use the municipality’s or special district’s legal counsel or actuary, or chooses to use any of the municipality’s or special district’s other professional, technical, or other advisers, it must do so only under terms and conditions acceptable to the board.

Section 4. Paragraph (d) of subsection (1) of section 175.091, Florida Statutes, is amended to read:

175.091 Creation and maintenance of fund.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter:

(1) The firefighters’ pension trust fund in each municipality and in each special fire control district shall be created and maintained in the following manner:

(d) By mandatory payment by the municipality or special fire control district of a sum equal to the normal cost of and the amount required to fund any actuarial deficiency shown by an actuarial valuation conducted under ~~as provided in~~ part VII of chapter 112 after taking into account the amounts described in paragraphs (b), (c), (e), (f), and (g) and the tax proceeds described in paragraph (a) which are used to fund defined benefit plan benefits.

Nothing in this section shall be construed to require adjustment of member contribution rates in effect on the date this act becomes a law, including rates that exceed 5 percent of salary, provided that such rates are at least one-half of 1 percent of salary.

Section 5. Paragraph (a) of subsection (2) of section 175.162, Florida Statutes, is amended to read:

175.162 Requirements for retirement.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter, any firefighter who completes 10 or more years of creditable service as a

firefighter and attains age 55, or completes 25 years of creditable service as a firefighter and attains age 52, and who for such minimum period has been a member of the firefighters' pension trust fund operating under a chapter plan or local law plan, is eligible for normal retirement benefits. Normal retirement under the plan is retirement from the service of the municipality or special fire control district on or after the normal retirement date. In such event, payment of retirement income will be governed by the following provisions of this section:

(2)(a)1. The amount of monthly retirement income payable to a full-time firefighter who retires on or after his or her normal retirement date shall be an amount equal to the number of his or her years of credited service multiplied by 2.75 ~~2~~ percent of his or her average final compensation as a full-time firefighter. ~~However, if current state contributions pursuant to this chapter are not adequate to fund the additional benefits to meet the minimum requirements in this chapter, only such incremental increases shall be required as state moneys are adequate to provide. Such increments shall be provided as state moneys become available.~~

2. Effective July 1, 2014, a plan that is in compliance with this chapter except that the plan provides a benefit that is less than 2.75 percent of the average final compensation of a full-time firefighter for all years of credited service, as provided in subparagraph 1., or provides an effective benefit that is below 2.75 percent as a result of a maximum benefit limitation, must maintain, at a minimum, the percentage amount or maximum benefit limitation in effect on July 1, 2014, and is not required to increase the benefit to 2.75 percent of the average final compensation of a full-time firefighter for all years of credited service.

3. Effective July 1, 2014, a plan that is in compliance with this chapter except that the plan provides a benefit that is less than 2.75 percent of the average final compensation of a full-time firefighter for all years of credited service, as provided in subparagraph 1., or provides an effective benefit that is below 2.75 percent as a result of a maximum benefit limitation, and which changes the percentage amount or maximum benefit limitation to 2.75 percent, or greater, of the average final compensation of a full-time firefighter for all years of credited service, as provided in subparagraph 1., may not thereafter decrease the percentage amount or maximum benefit limitation to less than 2.75 percent of the average final compensation of a full-time firefighter for all years of credited service, as provided in subparagraph 1.

Section 6. Section 175.351, Florida Statutes, is amended to read:

175.351 Municipalities and special fire control districts ~~that have their own retirement pension plans for firefighters.—For any municipality, special fire control district, local law municipality, local law special fire control district, or local law plan under this chapter, In order for a municipality or municipalities and special fire control district that has its districts with their own retirement plan pension plans for firefighters, or for firefighters and police officers if both are included, to participate in the distribution of the tax fund established under pursuant to s. 175.101, a local law plan plans must meet the minimum benefits and minimum standards set forth in this chapter, except as provided in the mutual consent provisions in paragraph (1)(g) with respect to the minimum benefits not met as of October 1, 2012.~~

(1) If a municipality has a ~~retirement pension~~ plan for firefighters, or a ~~pension plan~~ for firefighters and police officers if both are included, which in the opinion of the division meets the minimum benefits and minimum standards set forth in this chapter, the board of trustees of the pension plan ~~must, as approved by a majority of firefighters of the municipality, may:~~

~~(a) place the income from the premium tax in s. 175.101 in such pension plan for the sole and exclusive use of its firefighters, or for firefighters and police officers if both are included, where it shall become an integral part of that pension plan and shall be used to fund benefits as provided herein. Effective October 1, 2014, for noncollectively bargained service or upon entering into a collective bargaining agreement on or after July 1, 2014:~~

~~(a) The base premium tax revenues must be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality or special fire control district.~~

~~(b) Of the additional premium tax revenues received which are in excess of the amount received for the 2012 calendar year, 50 percent must be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality or special fire control district, and 50 percent must be placed in a defined contribution plan to fund special benefits.~~

~~(c) Additional premium tax revenues not described in paragraph (b) must be used to fund benefits that are not included in the minimum benefits. If the additional premium tax revenues subject to this paragraph exceed the full annual cost of benefits provided through the plan which are in excess of the minimum benefits, any amount in excess of the full annual cost must be used as provided in paragraph (b).~~

~~(d) Of any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of the minimum benefits, 50 percent of the amount of the accumulations must be used to fund special benefits, and 50 percent must be applied to fund any unfunded actuarial liabilities of the plan; provided that any amount of accumulations in excess of the amount required to fund the unfunded actuarial liabilities must be used to fund special benefits to pay extra benefits to the firefighters included in that pension plan; or~~

~~(b) Place the income from the premium tax in s. 175.101 in a separate supplemental plan to pay extra benefits to firefighters, or to firefighters and police officers if included, participating in such separate supplemental plan.~~

~~(e) For a plan created after March 1, 2014, 50 percent of the insurance premium tax revenues must be used to fund defined benefit plan component benefits, with the remainder used to fund defined contribution plan component benefits.~~

~~(f) If a plan offers benefits in excess of the minimum benefits, such benefits, excluding supplemental plan benefits in effect as of September 30, 2013, may be reduced if the plan continues to meet the minimum benefits and the minimum standards set forth in this chapter. The amount of insurance premium tax revenues previously used to fund benefits in excess of minimum benefits, excluding the amount of any additional premium tax revenues distributed to a supplemental plan for calendar year 2012, before the reduction must be used as provided in paragraph (b). However, benefits in excess of the minimum benefits may not be reduced if a plan does not meet the minimum percentage amount of 2.75 percent, or greater, of the average final compensation of a full-time firefighter, as provided in s. 175.162(2)(a)1., or provides an effective benefit that is below 2.75 percent as a result of a maximum benefit limitation, as described in s. 175.162(2)(a)2.~~

~~(g) Notwithstanding paragraphs (a)-(f), the use of premium tax revenues, including any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of the minimum benefits, may deviate from the provisions of this subsection by mutual consent of the members' collective bargaining representative or, if none, by majority consent of the firefighter members of the fund, and by consent of the municipality or special fire control district, provided that the plan continues to meet the minimum benefits and minimum standards of this chapter; however, a plan that operates pursuant to this paragraph which does not meet the minimum benefits as of October 1, 2012, may continue to provide the benefits that do not meet the minimum benefits at the same level as was provided as of October 1, 2012, and all other benefit levels must continue to meet the minimum benefits. Such mutually agreed deviation shall continue until modified or revoked by subsequent mutual consent of the members' collective bargaining representative or, if none, by a majority of the firefighter members of the fund, and the municipality or special fire control district. An existing arrangement for the use of premium tax revenues contained within a special act plan or a plan within a supplemental plan municipality is considered, as of July 1, 2014, to be a deviation for which mutual consent has been granted.~~

~~(2) The premium tax provided by this chapter shall in all cases be used in its entirety to provide retirement extra benefits to firefighters, or to firefighters and police officers if both are included. However, local law plans in effect on October 1, 1998, must comply with the minimum benefit provisions of this chapter only to the extent that additional premium tax revenues become available to incrementally fund the cost of such compliance as provided in s. 175.162(2)(a). If a plan is in compliance with such minimum benefit provisions, as subsequent additional premium tax revenues become available, they must be used to provide~~

~~extra benefits.~~ Local law plans created by special act before May 27, 1939, are deemed to comply with this chapter. ~~For the purpose of this chapter, the term:~~

(a) ~~“Additional premium tax revenues” means revenues received by a municipality or special fire control district pursuant to s. 175.121 which exceed that amount received for calendar year 1997.~~

(b) ~~“Extra benefits” means benefits in addition to or greater than those provided to general employees of the municipality and in addition to those in existence for firefighters on March 12, 1999.~~

(3) A retirement plan or amendment to a retirement plan may not be proposed for adoption unless the proposed plan or amendment contains an actuarial estimate of the costs involved. Such proposed plan or proposed plan change may not be adopted without the approval of the municipality, special fire control district, or, where *required permitted*, the Legislature. Copies of the proposed plan or proposed plan change and the actuarial impact statement of the proposed plan or proposed plan change shall be furnished to the division before the last public hearing *on the proposal is held thereon*. Such statement must also indicate whether the proposed plan or proposed plan change is in compliance with s. 14, Art. X of the State Constitution and those provisions of part VII of chapter 112 which are not expressly provided in this chapter. Notwithstanding any other provision, only those local law plans created by special act of legislation before May 27, 1939, are deemed to meet the minimum benefits and minimum standards only in this chapter.

(4) Notwithstanding any other provision, with respect to any supplemental plan municipality:

(a) A local law plan and a supplemental plan may continue to use their definition of compensation or salary in existence on March 12, 1999.

(b) Section 175.061(1)(b) does not apply, and a local law plan and a supplemental plan shall continue to be administered by a board or boards of trustees numbered, constituted, and selected as the board or boards were numbered, constituted, and selected on December 1, 2000.

(c) ~~The election set forth in paragraph (1)(b) is deemed to have been made.~~

(5) The retirement plan setting forth the benefits and the trust agreement, if any, covering the duties and responsibilities of the trustees and the regulations of the investment of funds must be in writing, and copies made available to the participants and to the general public.

(6) *In addition to the defined benefit component of the local law plan, each plan sponsor must have a defined contribution plan component within the local law plan by October 1, 2014, for noncollectively bargained service, upon entering into a collective bargaining agreement on or after July 1, 2014, or upon the creation date of a new participating plan. Depending upon the application of subsection (1), a defined contribution component may or may not receive any funding.*

(7) *Notwithstanding any other provision of this chapter, a municipality or special fire control district that has implemented or proposed changes to a local law plan based on the municipality's or district's reliance on an interpretation of this chapter by the Department of Management Services on or after August 14, 2012, and before March 4, 2014, may continue the implemented changes or continue to implement proposed changes. Such reliance must be evidenced by a written collective bargaining proposal or agreement, or formal correspondence between the municipality or district and the Department of Management Services which describes the specific changes to the local law plan, with the initial proposal, agreement, or correspondence from the municipality or district dated before March 4, 2014. Changes to the local law plan which are otherwise contrary to the minimum benefits and minimum standards in this chapter may continue in effect until the earlier of October 1, 2017, or the effective date of a collective bargaining agreement that is contrary to the changes to the local law plan.*

And the title is amended as follows:

Delete lines 23-25 and insert: fund; redesignating the term “pension plan” as “retirement plan”; revising criteria governing the use of ven-

ues from the premium tax; authorizing a retirement plan to reduce certain excess benefits if the plan continues to meet

Senator Ring moved the following amendment:

Amendment 2 (435678) (with title amendment)—Delete lines 654-1156 and insert:

Section 8. Section 185.02, Florida Statutes, is amended to read:

185.02 Definitions.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter, the ~~term following words and phrases as used in this chapter shall have the following meanings, unless a different meaning is plainly required by the context:~~

(1) *“Additional premium tax revenues” means revenues received by a municipality pursuant to s. 185.10 which exceed base premium tax revenues.*

(2)~~(1)~~ *“Average final compensation” means one-twelfth of the average annual compensation of the 5 best years of the last 10 years of creditable service prior to retirement, termination, or death.*

(3) *“Base premium tax revenues” means:*

(a) *For a local plan in effect on October 1, 1998, the revenues received by a municipality pursuant to s. 185.10 for the calendar year 1997.*

(b) *For a local law plan created between October 1, 1998, and March 1, 2014, inclusive, the revenues received by a municipality pursuant to s. 185.10 based upon the tax collections during the second calendar year of participation.*

(4)~~(2)~~ *“Casualty insurance” means automobile public liability and property damage insurance to be applied at the place of residence of the owner, or if the subject is a commercial vehicle, to be applied at the place of business of the owner; automobile collision insurance; fidelity bonds; burglary and theft insurance; and plate glass insurance. The term “multiple peril” means a combination or package policy that includes both property coverage and casualty coverage for a single premium.*

(5)~~(3)~~ *“Chapter plan” means a separate defined benefit pension plan for police officers which incorporates by reference the provisions of this chapter and has been adopted by the governing body of a municipality as provided in s. 185.08. Except as ~~may be~~ specifically authorized in this chapter, the provisions of a chapter plan may not differ from the plan provisions set forth in ss. 185.01-185.341 and ss. 185.37-185.39. Actuarial valuations of chapter plans shall be conducted by the division as provided by s. 185.221(1)(b).*

(6)~~(4)~~ *“Compensation” or “salary” means, for noncollectively bargained service earned before July 1, 2011, or for service earned under collective bargaining agreements in place before July 1, 2011, the total cash remuneration including “overtime” paid by the primary employer to a police officer for services rendered, but not including any payments for extra duty or special detail work performed on behalf of a second party employer. Overtime may be limited prior to July 1, 2011, in a local law plan by the plan provisions. ~~A local law plan may limit the amount of overtime payments which can be used for retirement benefit calculation purposes; however, such overtime limit may not be less than 300 hours per officer per calendar year.~~ For noncollectively bargained service earned on or after July 1, 2011, or for service earned under collective bargaining agreements entered into on or after July 1, 2011, the term has the same meaning except that when calculating retirement benefits, up to 300 hours per year in overtime compensation may be included as specified in the plan or collective bargaining agreement, but payments for accrued unused sick or annual leave may not be included.*

(a) Any retirement trust fund or plan that meets the requirements of this chapter does not, solely by virtue of this subsection, reduce or diminish the monthly retirement income otherwise payable to each police officer covered by the retirement trust fund or plan.

(b) The member's compensation or salary contributed as employee-elective salary reductions or deferrals to any salary reduction, deferred compensation, or tax-sheltered annuity program authorized under the Internal Revenue Code shall be deemed to be the compensation or salary the member would receive if he or she were not participating in such

program and shall be treated as compensation for retirement purposes under this chapter.

(c) For any person who first becomes a member in any plan year beginning on or after January 1, 1996, compensation for that plan year may not include any amounts in excess of the Internal Revenue Code s. 401(a)(17) limitation, as amended by the Omnibus Budget Reconciliation Act of 1993, which limitation of \$150,000 shall be adjusted as required by federal law for qualified government plans and shall be further adjusted for changes in the cost of living in the manner provided by Internal Revenue Code s. 401(a)(17)(B). For any person who first became a member before the first plan year beginning on or after January 1, 1996, the limitation on compensation may not be less than the maximum compensation amount that was allowed to be taken into account under the plan as in effect on July 1, 1993, which limitation shall be adjusted for changes in the cost of living since 1989 in the manner provided by Internal Revenue Code s. 401(a)(17)(1991).

(7)(5) "Creditable service" or "credited service" means the aggregate number of years of service and fractional parts of years of service of any police officer, omitting intervening years and fractional parts of years when such police officer may not have been employed by the municipality subject to the following conditions:

(a) A ~~no~~ police officer ~~may not will~~ receive credit for years or fractional parts of years of service if he or she has withdrawn his or her contributions to the fund for those years or fractional parts of years of service, unless the police officer repays into the fund the amount he or she has withdrawn, plus interest as determined by the board. The member ~~has shall have~~ at least 90 days after his or her reemployment to make repayment.

(b) A police officer may voluntarily leave his or her contributions in the fund for ~~a period of~~ 5 years after leaving the employ of the police department, pending the possibility of his or her being rehired by the same department, without losing credit for the time he or she has participated actively as a police officer. If he or she is not reemployed as a police officer with the same department within 5 years, his or her contributions shall be returned ~~to him or her~~ without interest.

(c) Credited service under this chapter shall be provided only for service as a police officer, ~~as defined in subsection (11),~~ or for military service and may not include credit for any other type of service. A municipality ~~may~~, by local ordinance, ~~may~~ provide for the purchase of credit for military service occurring before employment as well as prior service as a police officer for some other employer as long as the police officer is not entitled to receive a benefit for such ~~other~~ prior service ~~as a police officer~~. For purposes of determining credit for prior service, in addition to service as a police officer in this state, credit may be given for federal, other state, or county service as long as such service is recognized by the Criminal Justice Standards and Training Commission within the Department of Law Enforcement as provided ~~in under~~ chapter 943 or the police officer provides proof to the board of trustees that such service is equivalent to the service required to meet the definition of a police officer under subsection (16) (11).

(d) In determining the creditable service of ~~a any~~ police officer, credit for up to 5 years of the time spent in the military service of the Armed Forces of the United States shall be added to the years of actual service, if:

1. The police officer is in the active employ of the municipality ~~before~~ prior to such service and leaves a position, other than a temporary position, for the purpose of voluntary or involuntary service in the Armed Forces of the United States.

2. The police officer is entitled to reemployment under ~~the provisions of~~ the Uniformed Services Employment and Reemployment Rights Act.

3. The police officer returns to his or her employment as a police officer of the municipality within 1 year ~~after from~~ the date of his or her release from such active service.

(8)(6) "Deferred Retirement Option Plan" or "DROP" means a local law plan retirement option in which a police officer may elect to participate. A police officer may retire for all purposes of the plan and defer receipt of retirement benefits into a DROP account while continuing employment with his or her employer. However, a police officer who

enters ~~the~~ DROP and who is otherwise eligible to participate ~~may shall~~ not ~~thereby~~ be precluded from ~~participation or continued participation participating, or continuing to participate,~~ in a supplemental plan in existence on, or created after, ~~March 12, 1999 the effective date of this act.~~

(9) "Defined contribution plan" means the component of a local law plan, as provided in s. 185.35(1), to which deposits, if any, are made to provide benefits for police officers, or for police officers and firefighters if both are included. Such component is an element of a local law plan and exists in conjunction with the defined benefit component that meets the minimum benefits and minimum standards of this chapter. The retirement benefits, if any, of the defined contribution plan shall be provided through individual member accounts in accordance with the applicable provisions of the Internal Revenue Code and related regulations and are limited to the contributions, if any, made into each member's account and the actual accumulated earnings, net of expenses, earned on the member's account.

(10)(7) "Division" means the Division of Retirement of the Department of Management Services.

(11)(8) "Enrolled actuary" means an actuary who is enrolled under Subtitle C of Title III of the Employee Retirement Income Security Act of 1974 and who is a member of the Society of Actuaries or the American Academy of Actuaries.

(12)(9) "Local law municipality" means ~~is~~ any municipality in which ~~there exists~~ a local law plan exists.

(13)(10) "Local law plan" means a ~~retirement defined benefit pension plan, that includes both a defined benefit plan component and a defined contribution plan component,~~ for police officers, or for police officers and firefighters if both are, ~~where~~ included, as described in s. 185.35, established by municipal ordinance or special act of the Legislature, which ~~enactment~~ sets forth all plan provisions. Local law plan provisions may vary from the provisions of this chapter ~~if the, provided that required~~ minimum benefits and minimum standards of this chapter are met. However, any such variance ~~must shall~~ provide a greater benefit for police officers. Actuarial valuations of local law plans shall be conducted by an enrolled actuary as provided in s. 185.221(2)(b).

(14) "Minimum benefits" means the benefits set forth in ss. 185.01-185.341 and ss. 185.37-185.50.

(15) "Minimum standards" means the standards set forth in ss. 185.01-185.50.

(16)(11) "Police officer" means any person who is elected, appointed, or employed full time by ~~a any~~ municipality, who is certified or required to be certified as a law enforcement officer in compliance with s. 943.1395, who is vested with authority to bear arms and make arrests, and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, criminal, traffic, or highway laws of the state. ~~The term This definition~~ includes all certified supervisory and command personnel whose duties include, in whole or in part, the supervision, training, guidance, and management responsibilities of full-time law enforcement officers, part-time law enforcement officers, or auxiliary law enforcement officers, but does not include part-time law enforcement officers or auxiliary law enforcement officers ~~as those terms the same are defined in s. 943.10(6) and (8), respectively.~~ For the purposes of this chapter only, ~~the term also includes "police officer" also shall include~~ a public safety officer who is responsible for performing both police and fire services. Any plan may provide that the police chief shall have an option to participate, ~~or not,~~ in that plan.

(17)(12) "Police Officers' Retirement Trust Fund" means a trust fund, by whatever name known, as provided under s. 185.03 for the purpose of assisting municipalities in establishing and maintaining a retirement plan for police officers.

(18)(13) "Retiree" or "retired police officer" means a police officer who has entered retirement status. For the purposes of a plan that includes a Deferred Retirement Option Plan (DROP), a police officer who enters ~~the~~ DROP ~~is shall be~~ considered a retiree for all purposes of the plan. However, a police officer who enters ~~the~~ DROP and who is otherwise eligible to participate ~~may shall~~ not ~~thereby~~ be precluded from partici-

pating, or continuing to participate, in a supplemental plan in existence on, or created after, *March 12, 1999* ~~the effective date of this act.~~

(19)(14) “Retirement” means a police officer’s separation from *municipal city* employment as a police officer with immediate eligibility for ~~receipt of~~ benefits under the plan. For purposes of a plan that includes a Deferred Retirement Option Plan (DROP), “retirement” means the date a police officer enters ~~the~~ DROP.

(20) “*Special act plan*” means a plan subject to the provisions of this chapter which was created by an act of the Legislature and continues to require an act of the Legislature to alter plan benefits.

(21) “*Special benefits*” means benefits provided in a defined contribution plan for police officers.

(22)(15) “Supplemental plan” means a plan to which deposits of the premium tax moneys as provided in s. 185.08 are made to provide *special extra* benefits to police officers, or police officers and firefighters if both are where included, ~~under this chapter~~. Such a plan is an element of a local law plan and exists in conjunction with a defined benefit component ~~plan~~ that meets the minimum benefits and minimum standards of this chapter. Any supplemental plan in existence on *March 1, 2014*, shall be deemed to be a defined contribution plan in compliance with s. 185.35(6).

(23)(16) “Supplemental plan municipality” means a ~~any~~ local law municipality in which ~~there existed~~ a supplemental plan existed as of December 1, 2000.

Section 9. Subsection (6) of section 185.06, Florida Statutes, is amended to read:

185.06 General powers and duties of board of trustees.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter:

(6) To assist the board in meeting its responsibilities under this chapter, the board, if it so elects, may:

- (a) Employ independent legal counsel at the pension fund’s expense.
- (b) Employ an independent *enrolled* actuary, as defined in s. 185.02(9), at the pension fund’s expense.
- (c) Employ such independent professional, technical, or other advisers as it deems necessary at the pension fund’s expense.

If the board chooses to use the municipality’s or special district’s legal counsel or actuary, or chooses to use any of the municipality’s other professional, technical, or other advisers, it must do so only under terms and conditions acceptable to the board.

Section 10. Paragraph (d) of subsection (1) of section 185.07, Florida Statutes, is amended to read:

185.07 Creation and maintenance of fund.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter:

(1) The municipal police officers’ retirement trust fund in each municipality described in s. 185.03 shall be created and maintained in the following manner:

(d) By payment by the municipality or other sources of a sum equal to the normal cost and the amount required to fund any actuarial deficiency shown by an actuarial valuation *conducted under as provided in* part VII of chapter 112 *after taking into account the amounts described in paragraphs (b), (c), (e), (f), and (g) and the tax proceeds described in paragraph (a) which are used to fund defined benefit plan benefits.*

Nothing in this section shall be construed to require adjustment of member contribution rates in effect on the date this act becomes a law, including rates that exceed 5 percent of salary, provided that such rates are at least one-half of 1 percent of salary.

Section 11. Subsection (2) of section 185.16, Florida Statutes, is amended to read:

185.16 Requirements for retirement.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter, any police officer who completes 10 or more years of creditable service as a police officer and attains age 55, or completes 25 years of creditable service as a police officer and attains age 52, and for such period has been a member of the retirement fund is eligible for normal retirement benefits. Normal retirement under the plan is retirement from the service of the city on or after the normal retirement date. In such event, for chapter plans and local law plans, payment of retirement income will be governed by the following provisions of this section:

(2)(a) The amount of the monthly retirement income payable to a police officer who retires on or after his or her normal retirement date shall be an amount equal to the number of the police officer’s years of credited service multiplied by 2.75 ~~2~~ percent of his or her average final compensation. ~~However, if current state contributions pursuant to this chapter are not adequate to fund the additional benefits to meet the minimum requirements in this chapter, only increment increases shall be required as state moneys are adequate to provide. Such increments shall be provided as state moneys become available.~~

(b) *Effective July 1, 2014, a plan that is in compliance with this chapter except that the plan provides a benefit that is less than 2.75 percent of the average final compensation of a police officer for all years of credited service, as provided in paragraph (a), or provides an effective benefit that is below 2.75 percent as a result of a maximum benefit limitation, must maintain, at a minimum, the percentage amount or maximum benefit limitation in effect on July 1, 2014, and is not required to increase the benefit to 2.75 percent of the average final compensation of a police officer for all years of credited service.*

(c) *Effective July 1, 2014, a plan that is in compliance with this chapter except that the plan provides a benefit that is less than 2.75 percent of the average final compensation of a police officer for all years of credited service, as provided in paragraph (a), or provides an effective benefit that is below 2.75 percent as a result of a maximum benefit limitation, and which changes the percentage amount or maximum benefit limitation to 2.75 percent, or greater, of the average final compensation of a police officer for all years of credited service, as provided in paragraph (a), may not thereafter decrease the percentage amount or the maximum benefit limitation to less than 2.75 percent of the average final compensation of a police officer for all years of credited service, as provided in paragraph (a).*

Section 12. Section 185.35, Florida Statutes, is amended to read:

185.35 Municipalities ~~that have having~~ their own retirement ~~pension~~ plans for police officers.—~~For any municipality, chapter plan, local law municipality, or local law plan under this chapter, In order for a municipality that has its municipalities with their own retirement plan pension plans for police officers, or for police officers and firefighters if both are included, to participate in the distribution of the tax fund established under pursuant to s. 185.08, a local law plan plans must meet the minimum benefits and minimum standards set forth in this chapter, except as provided in the mutual consent provisions in paragraph (1)(g) with respect to the minimum benefits not met as of October 1, 2012.:~~

(1) If a municipality has a retirement ~~pension~~ plan for police officers, or for police officers and firefighters if both are included, which, in the opinion of the division, meets the minimum benefits and minimum standards set forth in this chapter, the board of trustees of the pension plan ~~must, as approved by a majority of police officers of the municipality, may:~~

(a) place the income from the premium tax in s. 185.08 in such ~~pension~~ plan for the sole and exclusive use of its police officers, or its police officers and firefighters if both are included, where it shall become an integral part of that ~~pension~~ plan and shall be used to fund benefits as provided herein. *Effective October 1, 2014, for noncollectively bargained service or upon entering into a collective bargaining agreement on or after July 1, 2014:*

(a) *The base premium tax revenues must be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality.*

(b) *Of the additional premium tax revenues received which are in excess of the amount received for the 2012 calendar year, 50 percent must*

be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality, and 50 percent must be placed in a defined contribution plan to fund special benefits.

(c) Additional premium tax revenues not described in paragraph (b) must be used to fund benefits that are not included in the minimum benefits. If the additional premium tax revenues subject to this paragraph exceed the full annual cost of benefits provided through the plan which are in excess of the minimum benefits, any amount in excess of the full annual cost must be used as provided in paragraph (b).

(d) Of any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of the minimum benefits, 50 percent of the amount of the accumulations must be used to fund special benefits and 50 percent must be applied to fund any unfunded actuarial liabilities of the plan; provided that any amount of accumulations in excess of the amount required to fund the unfunded actuarial liabilities must be used to fund special benefits ~~pay extra benefits to the police officers included in that pension plan; or~~

~~(b) May place the income from the premium tax in s. 185.08 in a separate supplemental plan to pay extra benefits to the police officers, or police officers and firefighters if included, participating in such separate supplemental plan.~~

(e) For a plan created after March 1, 2014, 50 percent of the insurance premium tax revenues shall be used to fund defined benefit plan component benefits, with the remainder used to fund defined contribution plan component benefits.

(f) If a plan offers benefits in excess of the minimum benefits, such benefits, excluding supplemental plan benefits in effect as of September 30, 2013, may be reduced if the plan continues to meet the minimum benefits and the minimum standards set forth in this chapter. The amount of insurance premium tax revenues previously used to fund benefits in excess of the minimum benefits, excluding the amount of any additional premium tax revenues distributed to a supplemental plan for calendar year 2012, before the reduction must be used as provided in paragraph (b). However, benefits in excess of the minimum benefits may not be reduced if a plan does not meet the minimum percentage amount of 2.75 percent, or greater, of the average final compensation of a police officer, as provided in s. 185.16(2)(a), or provides an effective benefit that is below 2.75 percent as a result of a maximum benefit limitation, as described in s. 185.16(2)(b).

(g) Notwithstanding paragraphs (a)-(f), the use of premium tax revenues, including any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of the minimum benefits, may deviate from the provisions of this subsection by mutual consent of the members' collective bargaining representative or, if none, by majority consent of the police office members of the fund, and by consent of the municipality, provided that the plan continues to meet the minimum benefits and minimum standards of this chapter; however, a plan that operates pursuant to this paragraph which does not meet the minimum benefits as of October 1, 2012, may continue to provide the benefits that do not meet the minimum benefits at the same level as was provided as of October 1, 2012, and all other benefits must continue to meet the minimum benefits. Such mutually agreed deviation shall continue until modified or revoked by subsequent mutual consent of the members' collective bargaining representative or, if none, by a majority of the police office members of the fund, and the municipality. An existing arrangement for the use of premium tax revenues contained within a special act plan or a plan within a supplemental plan municipality is considered, as of July 1, 2014, to be a deviation for which mutual consent has been granted.

(2) The premium tax provided by this chapter shall ~~in all cases~~ be used in its entirety to provide retirement ~~extra~~ benefits to police officers, or to police officers and firefighters if both are included. ~~However, local law plans in effect on October 1, 1998, must comply with the minimum benefit provisions of this chapter only to the extent that additional premium tax revenues become available to incrementally fund the cost of such compliance as provided in s. 185.16(2). If a plan is in compliance with such minimum benefit provisions, as subsequent additional tax revenues become available, they shall be used to provide extra benefits. Local law plans created by special act before May 27, 1939, shall be deemed to comply with this chapter. For the purpose of this chapter, the term:~~

~~(a) "Additional premium tax revenues" means revenues received by a municipality pursuant to s. 185.10 which exceed the amount received for calendar year 1997.~~

~~(b) "Extra benefits" means benefits in addition to or greater than those provided to general employees of the municipality and in addition to those in existence for police officers on March 12, 1999.~~

(3) A retirement plan or amendment to a retirement plan may not be proposed for adoption unless the proposed plan or amendment contains an actuarial estimate of the costs involved. Such proposed plan or proposed plan change may not be adopted without the approval of the municipality or, where ~~required~~ permitted, the Legislature. Copies of the proposed plan or proposed plan change and the actuarial impact statement of the proposed plan or proposed plan change shall be furnished to the division before the last public hearing on the proposal is held ~~thereon~~. Such statement must also indicate whether the proposed plan or proposed plan change is in compliance with s. 14, Art. X of the State Constitution and those provisions of part VII of chapter 112 which are not expressly provided in this chapter. Notwithstanding any other provision, only those local law plans created by special act of legislation before May 27, 1939, are deemed to meet the minimum benefits and minimum standards only in this chapter.

(4) Notwithstanding any other provision, with respect to any supplemental plan municipality:

(a) Section 185.02(6)(a) ~~185.02(4)(a)~~ does not apply, and a local law plan and a supplemental plan may continue to use their definition of compensation or salary in existence on March 12, 1999.

(b) A local law plan and a supplemental plan must continue to be administered by a board or boards of trustees numbered, constituted, and selected as the board or boards were numbered, constituted, and selected on December 1, 2000.

~~(c) The election set forth in paragraph (1)(b) is deemed to have been made.~~

(5) The retirement plan setting forth the benefits and the trust agreement, if any, covering the duties and responsibilities of the trustees and the regulations of the investment of funds must be in writing and copies made available to the participants and to the general public.

(6) In addition to the defined benefit component of the local law plan, each plan sponsor must have a defined contribution plan component within the local law plan by October 1, 2014, for noncollectively bargained service, upon entering into a collective bargaining agreement on or after July 1, 2014, or upon the creation date of a new participating plan. Depending upon the application of subsection (1), a defined contribution component may or may not receive any funding.

(7) Notwithstanding any other provision of this chapter, a municipality that has implemented or proposed changes to a local law plan based on the municipality's reliance on an interpretation of this chapter by the Department of Management Services on or after August 14, 2012, and before March 4, 2014, may continue the implemented changes or continue to implement proposed changes. Such reliance must be evidenced by a written collective bargaining proposal or agreement, or formal correspondence between the municipality and the Department of Management Services which describes the specific changes to the local law plan, with the initial proposal, agreement, or correspondence from the municipality dated before March 4, 2014. Changes to the local law plan which are otherwise contrary to the minimum benefits and minimum standards of this chapter may continue in effect until the earlier of October 1, 2017, or the effective date of a collective bargaining agreement that is contrary to the changes to the local law plan.

And the title is amended as follows:

Delete lines 56-58 and insert: fund; conforming a cross-reference; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce certain excess benefits if the

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Ring moved the following amendments to **Amendment 2 (435678)** which were adopted:

Amendment 2A (443698)—Delete line 437 and insert:
other benefit levels must continue to meet the minimum benefits. Such

Amendment 2B (604600)—Delete line 20 and insert:

(a) *For a local law plan in effect on October 1, 1998, the*

Amendment 2C (453100)—Delete line 441 and insert:
police officer members of the fund, and the municipality. An

Amendment 2D (604272)—Delete line 430 and insert:
the police officer members of the fund, and by consent of the

Amendment 2 (435678) as amended was adopted.

Pursuant to Rule 4.19, **CS for SB 246** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for CS for SB 272—A bill to be entitled An act relating to water utilities; creating s. 367.072, F.S.; providing legislative findings; defining the term “customer”; authorizing the Florida Public Service Commission to revoke a certificate of authorization upon receipt of a petition; providing criteria for such petition; authorizing the commission to adopt rules; creating s. 367.0812, F.S.; requiring the commission to consider the quality of water service when fixing rates; providing criteria that the commission must consider in making its determination; requiring the utility to meet with its customers to discuss the costs and benefits of plausible solutions if the commission finds that the utility has failed to meet certain quality of water standards; prohibiting a customer from petitioning the commission to revoke the certificate of authorization of a utility under certain circumstances; authorizing the commission to prescribe penalties for certain failures of the utility; requiring the commission to adopt rules; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simpson moved the following amendment which was adopted:

Amendment 1 (839890)—Delete lines 39-76 and insert:

(1)(a) *If the commission receives a letter from the customers of a utility stating their intent to file a petition pursuant to this section, the commission staff, within 10 days after receipt of the letter, shall notify the utility of the customers’ intent to file a petition.*

(b) *Commission staff shall send to the customers instructions regarding the information required on the petition and the subsequent process the commission will follow. The petition must be filed within 90 days after the receipt of the instructions. Commission staff shall review the petition and notify the customers within 10 days after receipt of the petition that the petition is sufficient for the commission to act or that additional information is necessary. The customers must file a cured petition within 30 days after receipt of the notice to cure and provide a copy of the petition to the utility. If the customers fail to file or refile a petition within the allotted time, the commission shall dismiss the petition with prejudice, and the customers may not file another petition for 1 year after the dismissal.*

(2) *A petition must:*

(a) *State with specificity each issue that customers have with the quality of water service, each time the issue was reported to the utility, and how long each issue has existed; and*

(b) *Be signed by at least 65 percent of the customers of the service area covered under the certificate of authorization. A person whose name appears on the bill for a master meter may sign a petition if at least 65 percent of the customers, tenants, or unit owners served by the master*

meter support the petition, in which case documentation of such support must be included with the petition.

(3) *If the petition is in compliance with this section and the issues identified within the petition support a reasonable likelihood that the utility is failing to provide quality of water service, the utility shall thereafter be prohibited from filing a rate case until the commission has issued a final order addressing the issues identified in the petition. The utility shall use*

Pursuant to Rule 4.19, **CS for CS for CS for SB 272** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 274—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; waiving the fee for identification cards issued to certain inmates; amending s. 322.17, F.S.; waiving the fee for replacement driver licenses issued to certain inmates; amending s. 382.0255, F.S.; requiring a waiver of fees for certain inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies in acquiring necessary documents for certain inmates to acquire an identification card before release; providing exceptions; requiring the department to provide an inmate with a replacement identification card or replacement driver license under certain circumstances; requiring the Department of Highway Safety and Motor Vehicles to issue a temporary permit under certain circumstances; requiring the Department of Corrections to provide specified assistance to inmates born outside this state; requiring a report; amending s. 944.803, F.S.; authorizing the department to operate male and female faith- and character-based institutions; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 274**, on motion by Senator Simmons, by two-thirds vote **CS for CS for HB 53** was withdrawn from the Committees on Criminal Justice; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Simmons—

CS for CS for HB 53—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; waiving the fee for identification cards issued to certain inmates; authorizing issuance of temporary permits in certain circumstances; amending s. 322.17, F.S.; waiving the fee for replacement driver licenses for certain inmates; amending s. 382.0255, F.S.; requiring a waiver of fees for certain inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies in acquiring necessary documents for certain inmates to acquire an identification card or driver license before release; providing exceptions; requiring the department to provide specified assistance to inmates born outside this state; requiring a report; amending s. 944.803, F.S.; authorizing the department to operate male and female faith- and character-based institutions; providing appropriations; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 274** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (974650) (with title amendment)—Delete lines 135-157 and insert:

Section 6. (1) *For fiscal year 2014-2015, the sums of \$221,276 in recurring funds and \$243,782 in nonrecurring funds are appropriated from the Highway Safety Operating Trust Fund to the Department of Highway Safety and Motor Vehicles for purchasing, equipping, and operating mobile licensing vehicles whose primary responsibility shall be to issue identification and licensing credentials to inmates before their release from the custody of the Department of Corrections.*

(2) *The Department of Health and the Department of Highway*

And the title is amended as follows:

Delete line 19 and insert: institutions; providing an appropriation; providing an

Pursuant to Rule 4.19, **CS for CS for HB 53** as amended was placed on the calendar of Bills on Third Reading.

On motion by Senator Hays, the Senate resumed consideration of—

CS for CS for HB 413—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; reordering and revising definitions; amending s. 559.553, F.S.; deleting a provision entitling prospective consumer collection agency registrants to registration when specified conditions are met; creating s. 559.554, F.S.; providing powers and duties of the Office of Financial Regulation and the Financial Services Commission; authorizing the commission to adopt rules; requiring fees, charges, and fines to be deposited in a specified trust fund; creating s. 559.5541, F.S.; authorizing the office to make investigations or examinations to determine violations of specified provisions; amending s. 559.555, F.S.; revising registration procedures and application requirements for consumer collection agencies; requiring applicants and certain registrants to submit fingerprints; providing that registrations are not transferable or assignable; requiring consumer collection agencies to report changes in specified information within a specified period; providing registration renewal and fingerprint retention fees; providing for applicability to registration renewals for registrants initially registered before a specified date; creating s. 559.5551, F.S.; providing notification requirements for consumer collection agencies; authorizing the office to bring an administrative action under certain circumstances; amending s. 559.565, F.S.; conforming a cross-reference; amending s. 559.730, F.S.; providing grounds for disciplinary action; providing penalties; providing grounds for an immediate suspension of a consumer collection agency registration; providing grounds to deny a request to terminate a registration and to withdraw a registration application; providing an effective date.

—which was previously considered this day.

Pursuant to Rule 4.19, **CS for CS for HB 413** was placed on the calendar of Bills on Third Reading.

CS for SB 294—A bill to be entitled An act relating to emergency communication systems; amending s. 365.172, F.S., relating to the Emergency Communications Number E911 System; revising definitions; revising provisions relating to oversight of certain fees by the Technology Program within the Department of Management Services; revising E911 board appointment provisions; revising duties of the board; revising provisions for administration, distribution, and use of the E911 fee; revising provisions for state E911 Grant Program funding; revising E911 fee provisions; revising fee collection procedures; providing that the state and local governments are not consumers for certain purposes; specifying the amount of the fee; revising provisions for use of the fees collected; authorizing the board to adjust the rate of the fee; providing that fees collected may not be included in the base for imposition of any tax, fee, surcharge, or other charge; providing for a prepaid wireless E911 fee; limiting the amount of the fee; providing procedures for adjustment and imposition of the fee; requiring the Department of Revenue to provide notice to sellers; providing requirements for collection of the fee by the seller; providing criteria for the location of the transaction; providing requirements and procedures for filing returns and remitting fees to the Department of Revenue; providing that the Department of Revenue is the agent for the E911 Board for purposes of collecting the prepaid wireless E911 fee; requiring sellers of prepaid wireless services to register with the department; providing for distribution of funds remitted; limiting liability of provider or seller of prepaid wireless service; prohibiting a local government from imposing a fee on sellers of prepaid wireless services; providing that the state and local governments are not consumers for certain purposes; providing definitions for specified purposes; revising provisions for authorized expenditures of the E911 fee; providing that certain costs of the Department of Health are functions of 911 services; amending s. 365.173, F.S.; revising provisions for accounting, distribution, use, and auditing of the Emergency Communications Number E911 System Fund; providing for a prepaid wireless category in such fund; amending s. 401.465, F.S.; conforming a cross-reference; providing appropriations; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 294**, on motion by Senator Hays, by two-thirds vote **CS for CS for HB 175** was withdrawn from the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

On motion by Senator Hays—

CS for CS for HB 175—A bill to be entitled An act relating to emergency communication system; amending s. 365.172, F.S., relating to the Emergency Communications Number E911 System; revising definitions; revising provisions relating to oversight of certain fees by the Technology Program within the Department of Management Services; revising E911 board appointment provisions; revising duties of the board; revising provisions for administration, distribution, and use of the E911 fee; revising provisions for state E911 Grant Program funding; revising E911 fee provisions; revising fee collection procedures; providing that the state and local governments are not consumers for certain purposes; specifying the amount of the fee; revising provisions for use of the fees collected; authorizing the board to adjust the rate of the fee; providing that fees collected may not be included in the base for measuring any tax, fee, surcharge, or other charge; providing for a prepaid wireless E911 fee; limiting the amount of the fee; providing procedures for adjustment and imposition of the fee; requiring the Department of Revenue to provide notice to sellers; providing requirements for collection of the fee by the seller; providing criteria for the location of the transaction; providing requirements and procedures for filing returns and remitting fees to the Department of Revenue; directing the Department of Revenue to administer, collect, and enforce the fee pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales tax under specified provisions; providing applicability with respect to specified provisions of chapter 212, F.S.; requiring sellers of prepaid wireless services to register with the department; providing for distribution of funds remitted; limiting liability of provider or seller of prepaid wireless service; prohibiting a local government from imposing a fee on sellers of prepaid wireless services; providing that the state and local governments are not consumers for certain purposes; providing definitions for specified purposes; revising provisions for authorized expenditures of the E911 fee; providing that certain costs of the Department of Health are functions of 911 services; amending s. 365.173, F.S.; revising provisions for accounting, distribution, use, and auditing of the Emergency Communications Number E911 System Fund; providing for a prepaid wireless category in such fund; amending s. 401.465, F.S.; conforming a cross-reference; providing appropriations; providing effective dates.

—a companion measure, was substituted for **CS for SB 294** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 175** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 386** was deferred.

On motion by Senator Bean—

SB 388—A bill to be entitled An act relating to public retirement plans; amending ss. 185.03 and 185.08, F.S.; specifying the applicability of ch. 185, F.S., to certain consolidated governments; providing that a consolidated government that has entered into an interlocal agreement to provide police protection services to a municipality within its boundaries is eligible to receive the premium taxes reported for the municipality under certain circumstances; authorizing the municipality receiving the police protection services to enact an ordinance levying the tax as provided by law; including certain consolidated governments under provisions authorizing imposition of a state excise tax on casualty insurance premiums covering certain property; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 388** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 592** was deferred.

CS for CS for CS for SB 634—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term “audit”; amending s. 744.3135, F.S.; revising the requirements and authorizations of the court to require specified guardians to submit to a credit history investigation and background screening; authorizing the court to waive a credit history investigation, background screening, or both under certain circumstances; authorizing a nonprofessional guardian to petition the court for reimbursement for the credit history investigation and background screening; amending s. 744.368, F.S.; authorizing a clerk of the court to obtain and review records and documents relating to guardianship assets and to issue subpoenas to nonparties upon application to the court; providing requirements for affidavits, notice, and subpoenas; providing for objection to a subpoena; amending s. 744.3685, F.S.; authorizing the court to require the production of records and documents by a guardian who fails to submit them during an audit; amending s. 744.474, F.S.; providing for the removal of a guardian for a bad faith failure to submit records during an audit; amending ss. 943.0585 and 943.059, F.S.; providing that a person seeking an appointment as guardian may not lawfully deny or fail to acknowledge the arrests covered by an expunged or sealed record; reenacting s. 943.0585(4)(c), F.S., relating to court-ordered expunction of criminal history records, to incorporate the amendments made to s. 943.0585, F.S., in a reference thereto; reenacting s. 943.059(4)(c), F.S., relating to court-ordered sealing of criminal history records, to incorporate the amendments made to s. 943.059, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 634**, on motion by Senator Brandes, by two-thirds vote **CS for HB 635** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

On motion by Senator Brandes—

CS for HB 635—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term “audit”; amending s. 744.3135, F.S.; revising provisions relating to the requirements for and court authority concerning requirements for specified guardians to submit to a credit history investigation and background screening; authorizing a nonprofessional guardian to petition the court for reimbursement for the costs of a credit history investigation and background screening; amending s. 744.368, F.S.; authorizing a clerk of the court to obtain and review records impacting guardianship assets and to issue subpoenas to nonparties upon application to the court; providing requirements for affidavits, notice, and subpoenas; providing for objection to a subpoena; amending s. 744.3685, F.S.; authorizing the court to require the production of records and documents by a guardian who fails to submit them during an audit; amending s. 744.474, F.S.; providing for the removal of a guardian for a bad faith failure to submit guardianship records during an audit; amending ss. 943.0585 and 943.059, F.S.; providing that a person seeking an appointment as guardian may not lawfully deny or fail to acknowledge the arrests covered by an expunged or sealed record; reenacting s. 943.0585(4)(c), F.S., relating to court-ordered expunction of criminal history records, to incorporate the amendments made to s. 943.0585, F.S., in a reference thereto; reenacting s. 943.059(4)(c), F.S., relating to court-ordered sealing of criminal history records, to incorporate the amendments made to s. 943.059, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 634** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 635** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 700** was deferred.

On motion by Senator Galvano—

SB 732—A bill to be entitled An act relating to the Stanley G. Tate Florida Prepaid College Program; amending s. 1009.98, F.S.; redefining

the term “tuition differential”; revising the purchase date of an advance payment contract as it relates to the amount paid by the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary; prohibiting the amount of the aggregate sum of registration fees, the tuition differential fee, and local fees paid by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for the aggregate sum of those fees; prohibiting the amount of the dormitory fees paid for by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for those fees; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 732** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 780** was deferred.

On motion by Senator Bean—

CS for CS for SB 976—A bill to be entitled An act relating to home health care; amending s. 400.471, F.S.; exempting certain home health agencies from specified licensure application requirements; amending s. 400.506, F.S.; requiring a licensed nurse registry to ensure that each certified nursing assistant and home health aide referred by the registry present certain credentials; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; requiring a nurse registry to inform the patient, the patient’s family, or a person acting on behalf of the patient that the a referred caregiver is an independent contractor and that the nurse registry is not required to monitor, supervise, manage, or train a registered nurse, licensed practical nurse, certified nursing assistant, companion or homemaker, or home health aide referred by the nurse registry; providing the duties of the nurse registry for a violation of certain laws by an individual referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review and act upon such records except under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 976** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for SB 700—A bill to be entitled An act relating to juvenile justice; amending ss. 985.01 and 985.02, F.S.; revising legislative purposes and intent; amending s. 985.03, F.S.; revising definitions; amending s. 985.0301, F.S.; clarifying jurisdictional age restrictions for children in the juvenile justice system; restricting when cases may be transferred to a different jurisdiction; amending s. 985.037, F.S.; providing for the placement of a child in a secure detention facility for contempt of court; providing due process to a child accused of direct contempt; revising the procedure for reviewing a child’s placement in secure detention for contempt of court; amending ss. 985.039, 985.045, and 985.101, F.S.; conforming provisions; repealing s. 985.105, F.S., relating to the creation, duties, and qualifications of the youth custody officers in the Department of Juvenile Justice; amending s. 985.11, F.S.; revising when fingerprints must be submitted to the Department of Law Enforcement; amending s. 985.14, F.S.; revising the intake process; amending s. 985.145, F.S.; substituting “Department of Juvenile Justice” for references to “juvenile probation officer”; creating s. 985.17, F.S.; providing legislative intent; requiring the department to provide specialized services to minimize the likelihood that youth will enter the juvenile justice system; providing for the department to promote the Invest in Children license plate to help fund prevention programs and services; providing for the department to monitor state-funded programs, grants, contracts, appropriations, and activities designed to prevent juvenile crime and report annually on these measures; limiting

expenditure of funds to those prevention services that are consistent with the law and maximize public accountability; amending s. 985.24, F.S.; revising factors to determine if the use of detention care is appropriate; authorizing the department to establish nonsecure, non-residential evening reporting centers; conforming provisions; amending s. 985.245, F.S.; conforming provisions; amending s. 985.25, F.S.; requiring a child to be held in secure detention under certain circumstances; clarifying procedures for releasing a child before the child's detention hearing; conforming provisions; amending s. 985.255, F.S.; providing that a child shall be given a detention hearing within 24 hours after being taken into custody; clarifying when a court may order continued detention care; revising specified factors for ordering continued detention care; clarifying when a child charged with domestic violence can be held in secure detention; revising written findings required to retain a child charged with domestic violence in secure detention; deleting obsolete provisions; amending s. 985.26, F.S.; conforming terminology; amending s. 985.265, F.S.; revising procedures for transferring a child to another detention status; providing new notification requirements for when a child is released or transferred from secure detention; revising the frequency of physical observation checks for children detained in jail facilities; amending s. 985.27, F.S.; requiring a child to be held in secure detention pending placement in a high-risk or maximum-risk residential program; conforming provisions; amending s. 985.275, F.S.; requiring the department to notify specified parties when a child absconds from a commitment program; requiring the department to make every reasonable effort to locate the absconded child; amending s. 985.433, F.S.; revising the content of a predisposition report; conforming terminology; amending s. 985.435, F.S.; authorizing a probation program to include an alternative consequence component that may be used to address noncompliance with the technical conditions of probation; requiring the department to identify a child's risk of reoffending if the child is being placed on probation or postcommitment probation; amending s. 985.439, F.S.; authorizing the department to establish alternative sanctions for violations of probation or postcommitment probation; conforming terminology; amending s. 985.441, F.S.; providing that a child on probation for certain offenses may not be committed for a probation violation that is technical in nature; conforming terminology; amending s. 985.46, F.S.; revising the definition of the term "conditional release"; revising terminology; amending s. 985.461, F.S.; expanding the opportunity for transition-to-adulthood services to all children; revising provisions that the department may use to support participation in transition-to-adulthood services; conforming terminology; amending ss. 985.481 and 985.4815, F.S.; deleting obsolete provisions; amending s. 985.514, F.S.; conforming provisions; amending s. 985.601, F.S.; requiring the department's programs to include trauma-informed care, family engagement resources and programs, and gender-specific programming; authorizing the department to pay the expenses of programs and activities that address the needs and well-being of children in its care or under its supervision; conforming terminology; repealing ss. 985.605, 985.606, and 985.61, F.S., relating to prevention services programs and providers and early delinquency intervention programs; amending s. 985.632, F.S.; providing for the establishment of a performance accountability system for contract providers; revising definitions; providing for the development of a Comprehensive Accountability Report; requiring the department to prepare and submit the report annually to the Governor and Legislature; specifying content that must be included in the report; revising provisions relating to the cost-effectiveness model and quality improvement; amending s. 985.644, F.S.; clarifying an exemption for specified certified law enforcement, correctional, and correctional probation officers relating to a requirement to submit to level 2 background screenings; creating s. 985.6441, F.S.; providing definitions; limiting the amount that the department may pay a hospital or health care provider for health care services based on a percentage of the Medicare allowable rate; providing applicability; amending s. 985.66, F.S.; revising specified juvenile justice staff development and training procedures; expanding application of training requirements to contract providers who care for children in the department's custody; amending s. 985.664, F.S.; deleting obsolete provisions relating to the initial selection of the juvenile justice circuit advisory board chairs; revising procedures for appointing juvenile justice circuit advisory board chairs; providing that chairs serve at the pleasure of the secretary; amending s. 985.672, F.S.; clarifying language concerning expenditures of the direct-support organization's funds; authorizing the direct-support organization to use department personnel services; defining the term "personnel services"; amending s. 985.682, F.S.; deleting obsolete provisions regarding a comprehensive study relating to the siting of facilities; amending s. 985.69, F.S.; providing for the use of specified funds for repair and

maintenance; repealing s. 985.694, F.S., relating to the Juvenile Care and Maintenance Trust Fund; amending s. 985.701, F.S.; defining the term "juvenile offender" for purposes of prohibiting sexual misconduct with juvenile offenders; creating s. 985.702, F.S.; providing an effective date; providing definitions; providing for the imposition of criminal penalties against specified employees who inflict neglect upon juvenile offenders; providing enhanced penalties for such treatment that results in great bodily harm, permanent disability, or permanent disfigurement to a juvenile offender; specifying that such conduct constitutes sufficient cause for an employee's dismissal from employment; prohibiting such employee from future employment with the juvenile justice system; providing incident reporting requirements; prohibiting an employee who witnesses such an incident from knowingly or willfully failing to report such incident; prohibiting false reporting, preventing another from reporting, or coercing another to alter testimony or reports; providing criminal penalties; amending s. 985.721, F.S.; correcting a cross-reference; amending s. 943.0582, F.S.; clarifying that minors are not eligible for expunction if they have been charged by a state attorney for other crimes; repealing s. 945.75, F.S., relating to tours of state correctional facilities for juveniles; amending ss. 121.0515, 316.635, and 318.143, F.S.; conforming provisions and correcting cross-references; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 700** was placed on the calendar of Bills on Third Reading.

RECESS

On motion by Senator Thrasher, the Senate recessed at 12:58 p.m. to reconvene at 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order by Senator Richter at 1:30 p.m. A quorum present—34:

Abruzzo	Gardiner	Ring
Altman	Gibson	Sachs
Bean	Grimsley	Simmons
Benacquisto	Hays	Simpson
Bradley	Hukill	Smith
Brandes	Joyner	Sobel
Braynon	Latvala	Soto
Bullard	Lee	Stargel
Clemens	Legg	Thompson
Dean	Margolis	Thrasher
Diaz de la Portilla	Montford	
Evers	Richter	

SPECIAL ORDER CALENDAR

On motion by Senator Bean—

HB 7145—A bill to be entitled An act relating to ratification of rules of the Department of Health; ratifying specified rules requiring certain trauma centers to maintain participation in a specified trauma quality improvement program, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **HB 7145** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

HB 7163—A bill to be entitled An act relating to ratification of rules of the Department of Juvenile Justice; ratifying specified rules relating to the provision of health services to youth in facilities or programs, for the

sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **HB 7163** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 926** was deferred.

On motion by Senator Hays—

SB 386—A bill to be entitled An act relating to the application of foreign law in certain cases; creating s. 45.022, F.S.; providing legislative intent; defining the term “foreign law, legal code, or system”; providing for applicability; specifying the public policy of this state on the application of a foreign law, legal code, or system in proceedings brought under or relating to chapter 61 or chapter 88, F.S., which relate to dissolution of marriage, support, time-sharing, the Uniform Child Custody Jurisdiction and Enforcement Act, and the Uniform Interstate Family Support Act; providing that certain decisions rendered under such laws, codes, or systems are void; providing that certain contracts and contract provisions are void; providing for the construction of a waiver by a natural person of the person’s fundamental liberties, rights, and privileges guaranteed by the State Constitution or the United States Constitution; providing that claims of forum non conveniens or related claims must be denied under certain circumstances; providing that the act may not be construed to require or authorize any court to adjudicate, or prohibit any religious organization from adjudicating, ecclesiastical matters in violation of specified constitutional provisions or to conflict with any federal treaty or other international agreement to which the United States is a party to a specified extent; providing for severability; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was read the second time by title.

Senator Simmons moved the following amendment:

Amendment 1 (759664) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 61.040, Florida Statutes, is created to read:

61.040 Application of the law of a foreign country in courts relating to matters arising out of or relating to chapters 61 and 88.—

(1) As used in this section, the term “strong public policy” means public policy of sufficient importance to outweigh the policy of protecting freedom of contract.

(2) A court may not enforce:

(a) A choice of law provision in a contract selecting the law of a foreign country which contravenes strong public policy of this state or that is unjust or unreasonable.

(b) A forum selection clause in a contract that selects a forum in a foreign country if the clause is shown to be unreasonable or unjust or if strong public policy would prohibit the enforceability of the clause under the specific facts of the case.

(3) Before enforcing a judgment or order of a court of a foreign country, a court must review the judgment or order to ensure that it complies with the rule of comity. A judgment or order of a court of a foreign country is not entitled to comity if the parties were not given adequate notice and the opportunity to be heard, the foreign court did not have original jurisdiction, or the judgment or order of the foreign court offends the public policy of this state.

(4) A contract that seeks to apply the law of a foreign country is void as against the public policy of this state if it is injurious to the interest of the public or contravenes some established interest in society.

(5) A trial court may not dismiss an action on the grounds that a satisfactory remedy may be more conveniently sought in a foreign country unless the trial court finds in accordance with the applicable rules of civil procedure and this section, that an adequate alternate forum exists.

(6) This section applies only to matters governed by or relating to chapter 61 or chapter 88.

Section 2. This act shall take effect on October 1, 2014.

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 application of foreign law in courts; creating s. 61.040, F.S.; defining the term “strong public policy”; prohibiting a court from enforcing certain choice of law or forum selection contractual provisions; requiring a court to review judgments and orders of foreign courts for comity before enforcing such orders or judgments; specifying judgments and orders of foreign courts that are not entitled to comity; providing that certain contracts are void as against the public policy of this state; prohibiting a trial court from dismissing an action on the grounds that a satisfactory remedy may be more conveniently sought in a foreign country; providing an exception; providing applicability; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment to **Amendment 1 (759664)** which was adopted:

Amendment 1A (775456)—Delete lines 27-29 and insert: *opportunity to be heard, the foreign court did not have jurisdiction, or the judgment or order of the foreign court offends the public policy of this state. As used in this subsection, a “foreign court” or “court of a foreign country” includes any court or tribunal that has jurisdiction under the laws of that nation over the subject of matters governed by chapter 61 or chapter 88.*

Amendment 1 (759664) as amended was adopted.

Pursuant to Rule 4.19, **SB 386** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

CS for HB 375—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract; amending s. 627.94072, F.S.; authorizing the offer of a nonforfeiture benefit in the form of a return of premium under specified circumstances; providing an effective date.

—as amended April 24 was read the third time by title.

RECONSIDERATION OF AMENDMENT

On motion by Senator Smith, the Senate reconsidered the vote by which engrossed **Amendment 1 (153228)** was adopted.

Senator Smith moved the following amendment:

Amendment 1 (153228) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraphs (b) and (c) of subsection (9) of section 440.49, Florida Statutes, are amended to read:

440.49 Limitation of liability for subsequent injury through Special Disability Trust Fund.—

(9) SPECIAL DISABILITY TRUST FUND.—

(b) ~~The~~ The Special Disability Trust Fund shall be maintained by annual assessments upon ~~the~~ insurance companies writing compensation insurance in ~~this~~ the state, ~~the~~ commercial self-insurers under ss. 624.462 and 624.4621, ~~the~~ assessable mutuals as defined in s. 628.6011, and ~~the~~ self-insurers under this chapter, which assessments shall be-

come due and *must* be paid quarterly at the same time and in addition to the assessments provided ~~under~~ *in* s. 440.51.

1. Pursuant to this paragraph, the department shall ~~estimate~~ annually ~~estimate~~ in advance the amount necessary for the administration of this subsection and the maintenance of ~~the~~ this fund ~~and shall make such assessment in the manner hereinafter provided.~~ By July 1 of each year, the department shall calculate the assessment rate, which must be based on the net premiums written by carriers and self-insurers, the amount of premiums calculated by the department for self-insured employers, the sum of the anticipated disbursements and expenses of the fund for the next calendar year, and the expected fund balance for the next calendar year. Such assessment rate shall take effect January 1 of the next calendar year. Such amount shall be prorated among insurance companies writing workers' compensation insurance in the state, self-insurers, and self-insured employers.

2. A reimbursement request that has been approved but remains unpaid as of June 30, 2014, must be paid by October 31, 2014. ~~The annual assessment shall be calculated to produce during the next calendar year an amount which, when combined with that part of the balance anticipated to be in the fund on December 31 of the current calendar year which is in excess of \$100,000, is equal to the average of:~~

~~a. The sum of disbursements from the fund during the immediate past 3 calendar years, and~~

~~b. Two times the disbursements of the most recent calendar year.~~

~~e. Such assessment rate shall first apply on a calendar year basis for the period beginning January 1, 2012, and shall be included in workers' compensation rate filings approved by the office which become effective on or after January 1, 2012. The assessment rate effective January 1, 2011, shall also apply to the interim period from July 1, 2011, through December 31, 2011, and shall be included in workers' compensation rate filings, whether regular or amended, approved by the office which become effective on or after July 1, 2011. Thereafter, the annual assessment rate shall take effect January 1 of the next calendar year and shall be included in workers' compensation rate filings approved by the office which become effective on or after January 1 of the next calendar year. Assessments shall become due and be paid quarterly.~~

Such amount shall be prorated among the insurance companies writing compensation insurance in the state and the self-insurers.

~~3. The net premiums written by the companies for workers' compensation in this state and the net premium written applicable to the self-insurers in this state are the basis for computing the amount to be assessed as a percentage of net premiums. Such payments shall be made by each carrier and self-insurer to the department for the Special Disability Trust Fund in accordance with such regulations as the department prescribes.~~

3.4. The Chief Financial Officer is authorized to receive and shall credit to ~~the~~ such Special Disability Trust fund any sum or sums that may ~~at any time~~ be contributed to the state by the United States under an ~~any~~ Act of Congress, or otherwise, to which the state ~~is~~ may be or become entitled by reason of ~~any~~ payments made out of ~~the~~ such fund.

(c) Notwithstanding the ~~Special Disability Trust~~ fund assessment rate calculated pursuant to ~~paragraph (b) this section,~~ the rate assessed may ~~shall~~ not exceed 2.5 ~~4-52~~ percent.

Section 2. Subsection (1) of section 624.425, Florida Statutes, is amended to read:

624.425 Agent countersignature required, property, casualty, surety insurance.—

(1) Except as stated in s. 624.426, no authorized property, casualty, or surety insurer shall assume direct liability as to a subject of insurance resident, located, or to be performed in this state unless the policy or contract of insurance is issued by or through, and is countersigned by, an agent who is regularly commissioned and licensed currently as an agent and appointed as an agent for the insurer under this code. *However, the absence of a countersignature does not affect the validity of the policy or contract.* If two or more authorized insurers issue a single policy of insurance against legal liability for loss or damage to person or property caused by ~~a~~ the nuclear energy hazard, or a single policy insuring

against loss or damage to property by radioactive contamination, whether or not also insuring against one or more other perils *that may be insured proper to insure* against in this state, such policy if otherwise lawful may be countersigned on behalf of all of the insurers by a licensed and appointed agent of ~~the~~ any insurer appearing thereon. The producing agent shall receive on each policy or contract the full and usual commission allowed and paid by the insurer to its agents on business written or transacted by them for the insurer.

Section 3. Subsection (2) of section 627.902, Florida Statutes, is amended to read:

627.902 Premium financing by an insurer or subsidiary.—

(2) ~~Nothing in~~ This part or ~~in~~ part XV of this chapter does not disallow ~~disallows~~ or otherwise apply ~~applies~~ to:

(a) *Installment payment arrangements offered by an insurer if such arrangements do not involve the advancement of funds which would constitute financing and do not exceed the service charges provided under s. 627.901; or*

(b) A discount for an ~~any~~ insured who pays the entire premium for the entire policy term at the inception of the term if the discount is found to be actuarially justified by the office and approved by the office pursuant to ~~the provisions of part 1 of this chapter.~~ Such actuarially justified and approved discount ~~may~~ shall not be deemed a component of or related to premium financing.

Section 4. Subsection (2) of section 627.94072, Florida Statutes, is amended to read:

627.94072 Mandatory offers.—

(2) An insurer that offers a long-term care insurance policy, certificate, or rider in this state ~~shall~~ must offer a nonforfeiture protection provision providing reduced paid-up insurance, extended term, shortened benefit period, or ~~any~~ other ~~benefit~~ benefits approved by the office if all or part of a premium is not paid. *A nonforfeiture provision may also be offered in the form of a return of premium on the death of the insured, or on the complete surrender or cancellation of the policy or contract.* Nonforfeiture benefits and any additional premium for such benefits must be computed in an actuarially sound manner, using a methodology that has been filed with and approved by the office.

Section 5. Section 629.271, Florida Statutes, is amended to read:

629.271 Distribution of savings.—

(1) A reciprocal insurer may ~~from time to time~~ return to its subscribers any unused premiums, savings, or credits accruing to their accounts. ~~Any~~ Such distribution may ~~shall~~ not unfairly discriminate between classes of risks, or policies, or between subscribers, but ~~such distribution~~ may vary as to classes of subscribers based ~~on~~ upon the experience of such classes.

(2) *In addition to the option provided in subsection (1), a domestic reciprocal insurer may, upon the prior written approval of the office, pay to its subscribers a portion of unassigned funds of up to 10 percent of surplus with distribution limited to 50 percent of net income from the previous calendar year. Such distribution may not unfairly discriminate between classes of risks, or policies, or between subscribers, but may vary as to classes of subscribers based on the experience of such classes.*

Section 6. Subsections (2) through (9) of section 631.54, Florida Statutes, are renumbered as subsections (3) through (10), respectively, and a new subsection (2) is added to that section to read:

631.54 Definitions.—As used in this part, *the term:*

(2) *"Assessment year" means the 12-month period, which may begin on the first day of any calendar quarter, whether January 1, April 1, July 1, or October 1, as specified in an order issued by the office directing insurers to pay an assessment to the association. Upon entry of the order, insurers may begin collecting assessments from policyholders for the assessment year.*

Section 7. Subsections (3) and (4) of section 631.57, Florida Statutes, are amended to read:

631.57 Powers and duties of the association.—

(3)(a) To the extent necessary to secure the funds for the respective accounts for the payment of covered claims, to pay the reasonable costs to administer such accounts the same, and to the extent necessary to secure the funds for the account specified in s. 631.55(2)(b) or to retire indebtedness, including, without limitation, the principal, redemption premium, if any, and interest on, and related costs of issuance of, bonds issued under s. 631.695 and the funding of any reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, the office, upon certification of the board of directors, shall levy assessments *initially estimated* in the proportion that each insurer's net direct written premiums in this state in the classes protected by the account bears to the total of said net direct written premiums received in this state by all such insurers for the preceding calendar year for the kinds of insurance included within such account. Assessments shall be remitted to and administered by the board of directors in the manner specified by the approved plan and paragraph (f). Each insurer so assessed shall have at least 30 days' written notice as to the date the *initial* assessment *payment* is due and payable. Every assessment shall be made as a uniform percentage applicable to the net direct written premiums of each insurer in the kinds of insurance included within the account in which the assessment is made. The assessments levied against any insurer may ~~shall~~ not exceed in any one year more than 2 percent of that insurer's net direct written premiums in this state for the kinds of insurance included within such account during the calendar year next preceding the date of such assessments.

(b) If sufficient funds from such assessments, together with funds previously raised, are not available in any one year in the respective account to make all the payments or reimbursements then owing to insurers, the funds available shall be prorated and the unpaid portion shall be paid as soon thereafter as funds become available.

(c) The Legislature finds and declares that all assessments paid by an insurer or insurer group as a result of a levy by the office, including assessments levied pursuant to paragraph (a) and emergency assessments levied pursuant to paragraph (e), constitute advances of funds from the insurer to the association. An insurer may fully recoup such advances by applying the uniform assessment percentage levied by the office to all a separate recoupment factor to the premium of policies of the same kind or line as were considered by the office in determining the assessment liability of the insurer or insurer group as set forth in paragraph (f).

1. Assessments levied under subparagraph (f)1. are paid before policy surcharges are collected and result in a receivable for policy surcharges collected in the future. This amount, to the extent it is likely that it will be realized, meets the definition of an admissible asset as specified in the National Association of Insurance Commissioners' Statement of Statutory Accounting Principles No. 4. The asset shall be established and recorded separately from the liability regardless of whether it is based on a retrospective or prospective premium-based assessment. If an insurer is unable to fully recoup the amount of the assessment because of a reduction in writings or withdrawal from the market, the amount recorded as an asset shall be reduced to the amount reasonably expected to be recouped.

2. Assessments levied under subparagraph (f)2. are paid after policy surcharges are collected so that the recognition of assets is based on actual premium written offset by the obligation to the association.

(d) No State funds may not of any kind shall be allocated or paid to the said association or any of its accounts.

(e)1.a. In addition to assessments otherwise authorized in paragraph (a), and to the extent necessary to secure the funds for the account specified in s. 631.55(2)(b) for the direct payment of covered claims of insurers rendered insolvent by the effects of a hurricane and to pay the reasonable costs to administer such claims, or to retire indebtedness, including, without limitation, the principal, redemption premium, if any, and interest on, and related costs of issuance of, bonds issued under s. 631.695 and the funding of any reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, the office, upon certification of the board of directors, shall levy emergency assessments upon insurers holding a certificate of authority. The emergency assessments payable under this paragraph by any insurer may ~~shall~~ not exceed in any single year more

than 2 percent of that insurer's direct written premiums, net of refunds, in this state during the preceding calendar year for the kinds of insurance within the account specified in s. 631.55(2)(b).

2.b. Any Emergency assessments authorized under this paragraph shall be levied by the office upon insurers referred to in subparagraph 1. sub-subparagraph a., upon certification as to the need for such assessments by the board of directors. If ~~In the event~~ the board of directors participates in the issuance of bonds in accordance with s. 631.695, emergency assessments shall be levied in each year that bonds issued under s. 631.695 and secured by such emergency assessments are outstanding, in such amounts up to such 2 percent ~~2 percent~~ limit as required in order to provide for the full and timely payment of the principal of, redemption premium, if any, and interest on, and related costs of issuance of, such bonds. The emergency assessments ~~provided for in this paragraph~~ are assigned and pledged to the municipality, county, or legal entity issuing bonds under s. 631.695 for the benefit of the holders of such bonds; in order to enable such municipality, county, or legal entity to provide for the payment of the principal of, redemption premium, if any, and interest on such bonds, the cost of issuance of such bonds, and the funding of any reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, without the necessity of any further action by the association, the office, or any other party. If ~~To the extent~~ bonds are issued under s. 631.695 and the association determines to secure such bonds by a pledge of revenues received from the emergency assessments, such bonds, upon such pledge of revenues, shall be secured by and payable from the proceeds of such emergency assessments, and the proceeds of emergency assessments levied under this paragraph shall be remitted directly to and administered by the trustee or custodian appointed for such bonds.

3.e. Emergency assessments used to defease bonds issued under this part paragraph may be payable in a single payment or, at the option of the association, may be payable in 12 monthly installments with the first installment being due and payable at the end of the month after an emergency assessment is levied and subsequent installments being due by ~~not later than~~ the end of each succeeding month.

4.d. If emergency assessments are imposed, the report required by s. 631.695(7) must ~~shall~~ include an analysis of the revenues generated from the emergency assessments imposed under this paragraph.

5.e. If emergency assessments are imposed, the references in subparagraph (1)(a)3.b. and s. 631.695(2) and (7) to assessments levied under paragraph (a) must ~~shall~~ include emergency assessments imposed under this paragraph.

6.2. If the board of directors participates in the issuance of bonds in accordance with s. 631.695, an annual assessment under this paragraph shall continue while the bonds issued with respect to which the assessment was imposed are outstanding, including any bonds the proceeds of which were used to refund bonds issued pursuant to s. 631.695, unless adequate provision has been made for the payment of the bonds in the documents authorizing the issuance of such bonds.

7.3. Emergency assessments under this paragraph are not premium and are not subject to the premium tax, to any fees, or to any commissions. An insurer is liable for all emergency assessments that the insurer collects and shall treat the failure of an insured to pay an emergency assessment as a failure to pay the premium. An insurer is not liable for uncollectible emergency assessments.

(f) ~~The recoupment factor applied to policies in accordance with paragraph (c) shall be selected by the insurer or insurer group so as to provide for the probable recoupment of both assessments levied pursuant to paragraph (a) and emergency assessments over a period of 12 months, unless the insurer or insurer group, at its option, elects to recoup the assessment over a longer period. The recoupment factor shall apply to all policies of the same kind or line as were considered by the office in determining the assessment liability of the insurer or insurer group issued or renewed during a 12 month period. If the insurer or insurer group does not collect the full amount of the assessment during one 12 month period, the insurer or insurer group may apply recalculated recoupment factors to policies issued or renewed during one or more succeeding 12 month periods. If, at the end of a 12 month period, the insurer or insurer group has collected from the combined kinds or lines of policies subject to assessment more than the total amount of the~~

assessment paid by the insurer or insurer group, the excess amount shall be disbursed as follows:

1. The association, office, and insurers remitting assessments pursuant to paragraph (a) or paragraph (e) must comply with the following:

a. In the order levying an assessment, the office shall specify the actual percentage amount to be collected uniformly from all the policyholders of insurers subject to the assessment and the date on which the assessment year begins, which may not begin until 90 days after the association board certifies such an assessment.

b. Insurers shall make an initial payment to the association before the beginning of the assessment year on or before the date specified in the order of the office.

c. Insurers that have written insurance in the calendar year before the year in which the assessment is certified by the board shall make an initial payment based on the net direct written premium amount from the prior calendar year as set forth in the insurers' annual statements, multiplied by the uniform percentage of premium specified in the order issued by the office. Insurers that have not written insurance in the prior calendar year in any of the lines under the account which are being assessed, but that are writing insurance as of, or after, the date the board certifies the assessment to the office, shall pay an amount based on a good faith estimate of the amount of net direct written premium anticipated to be written in the subject lines of business for the assessment year, multiplied by the uniform percentage of premium specified in the order issued by the office.

d. Insurers shall file a reconciliation report with the association within 45 days after the end of the assessment year which indicates the amount of the initial payment to the association before the assessment year, whether such amount was based on net direct written premium contained in a prior calendar year annual statement or a good faith projection, the amount actually collected during the assessment year, and such other information contained on a form adopted by the association and provided to the insurers in advance. If the insurer collected from policyholders more than the amount initially paid, the insurer shall pay the excess amount to the association. If the insurer collected from policyholders an amount which is less than the amount initially paid to the association, the association shall credit the insurer that amount against future assessments. Such payment reconciliation report, and any payment of excess amounts collected from policyholders, shall be completed and remitted to the association within 90 days after the end of the assessment year. The association shall send a final reconciliation report on all insurers to the office within 120 days after each assessment year.

e. Insurers remitting reconciliation reports to the association under this paragraph are subject to s. 626.9541(1)(e). ~~If the excess amount does not exceed 15 percent of the total assessment paid by the insurer or insurer group, the excess amount shall be remitted to the association within 60 days after the end of the 12-month period in which the excess recoupment charges were collected.~~

2. The association may use a monthly installment method instead of the method described in sub-subparagraphs 1.b. and c. or in combination thereof based on the association's projected cash flow. If the association projects that it has cash on hand for the payment of anticipated claims in the applicable account for at least 6 months, the board may make an estimate of the assessment needed and may recommend to the office the assessment percentage that may be collected as a monthly assessment. The office may, in the order levying the assessment on insurers, specify that the assessment is due and payable monthly as the funds are collected from insureds throughout the assessment year, in which case the assessment shall be a uniform percentage of premium collected during the assessment year and shall be collected from all policyholders with policies in the classes protected by the account. All insurers shall collect the assessment without regard to whether the insurers reported premium in the year preceding the assessment. Insurers are not required to advance funds if the association and the office elect to use the monthly installment option. All funds collected shall be retained by the association for the payment of current or future claims. This subparagraph does not alter the obligation of an insurer to remit assessments levied pursuant to this subsection to the association. ~~If the excess amount exceeds 15 percent of the total assessment paid by the insurer or insurer group, the excess amount shall be returned to the insurer's or insurer group's current policyholders by~~

refunds or premium credits. The association shall use any remitted excess recoupment amounts to reduce future assessments.

(g) Amounts recouped pursuant to this subsection for assessments levied under paragraph (a) due to insolvencies on or after July 1, 2010, are considered premium solely for premium tax purposes and are not subject to fees or commissions. However, insurers shall treat the failure of an insured to pay a recoupment charge as a failure to pay the premium.

~~(h) At least 15 days before applying the recoupment factor to any policies, the insurer or insurer group shall file with the office a statement for informational purposes only setting forth the amount of the recoupment factor and an explanation of how the recoupment factor will be applied. Such statement shall include documentation of the assessment paid by the insurer or insurer group and the arithmetic calculations supporting the recoupment factor. The insurer or insurer group may use the recoupment factor at any time after the expiration of the 15-day period. The insurer or insurer group need submit only one informational statement for all lines of business using the same recoupment factor.~~

~~(i) No later than 90 days after the insurer or insurer group has completed the recoupment process, the insurer or insurer group shall file with the office, for information purposes only, a final accounting report documenting the recoupment. The report shall provide the amounts of assessments paid by the insurer or insurer group, the amounts and percentages recouped by year from each affected line of business, and the direct written premium subject to recoupment by year. The insurer or insurer group need submit only one report for all lines of business using the same recoupment factor.~~

~~(h) Assessments levied under this subsection are levied upon insurers. This subsection does not create a cause of action by a policyholder with respect to the levying of, or a policyholder's duty to pay, such assessments.~~

(4) The office ~~department~~ may exempt or temporarily defer any insurer from any regular or emergency assessment if the office finds that the insurer is impaired or insolvent or if an assessment would result in such insurer's financial statement reflecting an amount of capital or surplus less than the sum of the minimum amount required by any jurisdiction in which the insurer is authorized to transact insurance.

Section 8. Section 631.64, Florida Statutes, is amended to read:

631.64 Recognition of assessments ~~in rates.~~—Charges or recoupments shall be separately displayed on premium statements to enable policyholders to determine the amount charged for association assessments but may not be included in rates filed and approved by the office. The rates and premiums charged for insurance policies to which this part applies may include amounts sufficient to recoup a sum equal to the amounts paid to the association by the member insurer less any amounts returned to the member insurer by the association, and such rates shall not be deemed excessive because they contain an amount reasonably calculated to recoup assessments paid by the member insurer.

Section 9. Subsection (5) of section 627.727, Florida Statutes, is amended to read:

627.727 Motor vehicle insurance; uninsured and underinsured vehicle coverage; insolvent insurer protection.—

(5) Any person having a claim against an insolvent insurer as defined in s. 631.54(6) under the provisions of this section shall present such claim for payment to the Florida Insurance Guaranty Association only. In the event of a payment to a ~~any~~ person in settlement of a claim arising under the provisions of this section, the association is not subrogated or entitled to ~~any~~ recovery against the claimant's insurer. The association, however, has the rights of recovery as set forth in chapter 631 in the proceeds recoverable from the assets of the insolvent insurer.

Section 10. Subsection (1) of section 631.55, Florida Statutes, is amended to read:

631.55 Creation of the association.—

(1) There is created a nonprofit corporation to be known as the "Florida Insurance Guaranty Association, Incorporated." All insurers defined as member insurers in s. 631.54(7) shall be members of the association as a condition of their authority to transact insurance in this

state, and, further, as a condition of such authority, an insurer *must* ~~shall~~ agree to reimburse the association for all claim payments the association makes on ~~the said~~ insurer's behalf if such insurer is subsequently rehabilitated. The association shall perform its functions under a plan of operation established and approved under s. 631.58 and shall exercise its powers through a board of directors established under s. 631.56. The corporation shall have all those powers granted or permitted nonprofit corporations, as provided in chapter 617.

Section 11. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to insurance; amending s. 440.49, F.S.; revising the methodology for calculating the assessment rate against specified insurers for funding the Special Disability Trust Fund; reducing the upper limit on the rate; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract; amending s. 627.902, F.S.; providing that premium financing does not apply to installment payment arrangements that do not involve the advancement of funds; amending s. 627.94072, F.S.; providing an alternative form of a nonforfeiture provision for long-term care insurance; amending s. 629.271, F.S.; authorizing reciprocal insurers to return a portion of unassigned funds to their subscribers; amending s. 631.54, F.S.; defining the term "assessment year"; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying the conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; deleting the requirement that insurers file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Smith moved the following amendment to **Amendment 1 (153228)** which was adopted by two-thirds vote:

Amendment 1A (675498) (with title amendment)—Between lines 4 and 5 insert:

Section 1. Section 400.996, Florida Statutes, is created to read:

400.996 Enforcement contracts.—The agency may contract with counties to enforce the Health Care Clinic Act and rules adopted thereunder for clinics that are required to be licensed under this part and that receive reimbursement for services under the Florida Motor Vehicle No-Fault Law. A contracting county must directly enforce the state law and not through enforcement of applicable locally adopted ordinances. A contracting county shall report alleged violations of the act or part II of chapter 408 to the agency with supporting documentation. The agency shall review the allegations and documentation and determine whether such violations have occurred for the purposes of s. 400.995 and chapter 120. The agency shall provide the county with the results of its initial review and its intended action within 10 business days after receiving the report. Thereafter, the agency shall provide notice to the county of any agency action regarding the alleged violations within 5 business days after such action.

And the title is amended as follows:

Delete line 510 and insert: An act relating to insurance; creating s. 400.996, F.S.; authorizing the Agency for Health Care Administration to contract with counties to directly enforce the Health Care Clinic Act; requiring alleged violations of the act to be reported to the agency for review; requiring the agency to report the results of its review and any actions to the county within a specified time; amending s. 440.49,

Amendment 1 (153228) as amended was adopted by two-thirds vote.

On motions by Senator Smith, **CS for HB 375** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Evers	Montford
Altman	Flores	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Mr. President, Hukill

Vote preference:

April 28, 2014: Yea—Galvano

SPECIAL ORDER CALENDAR

CS for SB 780—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to the list of Schedule I controlled substances specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances, or any of their salts, isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation; reenacting and amending s. 893.13(1)-(6), F.S., relating to prohibited acts and penalties involving controlled substances, to incorporate the amendment made to s. 893.03, F.S., in a reference thereto; providing reduced penalties for possession of 3 grams or less of specified controlled substances; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPPV), or Methylmethcathinone, commits the offense of trafficking in Phenethylamines, a felony of the first degree; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetamine, 3,4-Methylenedioxypropylamphetamine (MDPPV), or Methylmethcathinone, commits the offense of capital manufacture or importation of Phenethylamines, a capital felony; providing criminal penalties; reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i), F.S., relating to the Criminal Punishment Code, to incorporate the amendment made to ss. 893.03 and 893.135, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 780**, on motion by Senator Bradley, by two-thirds vote **CS for HB 697** was withdrawn from the Committees on Criminal Justice; and Appropriations.

On motion by Senator Bradley—

CS for HB 697—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to the list of Schedule I controlled substances specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances, or any of their salts, isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation; reenacting and amending s. 893.13(1)-(6), F.S., relating to prohibited acts and penalties involving controlled substances, to incorporate the amendment made to s. 893.03, F.S., in a reference thereto; providing reduced penalties for possession of 3 grams or less of specified controlled substances; amending s. 893.135, F.S.; providing that a person

who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxyamphetamine, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxyamphetamine, commits the offense of trafficking in Phenethylamines, a felony of the first degree; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxyamphetamine, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxyamphetaminone, 3,4-Methylenedioxypropylamphetamine (MDPV), or Methylenedioxyamphetamine, commits the offense of capital manufacture or importation of Phenethylamines, a capital felony; providing criminal penalties; reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i), F.S., relating to the Criminal Punishment Code, to incorporate the amendment made to ss. 893.03 and 893.135, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 780** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 697** was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

CS for SB 828—A bill to be entitled An act relating to the court system; repealing s. 25.151, F.S., relating to a prohibition on the practice of law by a retired justice of the Supreme Court; repealing ss. 25.191 and 25.231, F.S., relating to the appointment and duties of a Clerk of the Supreme Court; amending s. 25.241, F.S.; deleting a requirement regarding the salary of the Clerk of the Supreme Court, to conform; repealing s. 25.281, F.S., relating to compensation of the Marshal of the Supreme Court; repealing s. 25.351, F.S., relating to the acquisition of books by the Supreme Court; repealing s. 26.01, F.S., relating to the number of judicial circuits; amending s. 26.021, F.S.; specifying the number of judicial circuits; repealing certain residency requirements for circuit judges; repealing s. 26.51, F.S., relating to payment of the salaries of circuit judges; amending s. 26.55, F.S.; excluding retired judges practicing law from the Conference of Circuit Judges of Florida; removing a requirement that circuit court judges attend and participate in such conference; requiring that the conference operate according to the Rules of Judicial Administration; revising requirements for such conferences; repealing s. 27.55, F.S., relating to compensation and certain expenditures of public defenders; creating s. 29.23, F.S.; providing for certain judicial branch salaries; repealing ss. 35.12, 35.13, 35.19, and 35.21, F.S., relating to the chief judge, quorum, compensation of judges, and clerk, respectively, of the district courts of appeal; amending s. 35.22, F.S.; deleting a requirement for the appointment and salary of a clerk for each district court of appeal; repealing ss. 35.25 and 35.27, F.S., relating to duties of the clerk and compensation of the marshal, respectively, of the district courts of appeal; repealing s. 38.13, F.S., relating to replacement of disqualified judges of the district courts of appeal; amending s. 43.20, F.S.; revising the number of members of the Judicial Qualifications Commission to conform to requirements of the State Constitution; repealing s. 57.101, F.S., relating to the charging of costs against the losing party for certain copies of records in the Supreme Court; repealing s. 92.15, F.S., relating to an evidentiary rule regarding evidence of title to land passing from the United States; providing an effective date.

—as amended April 24 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following amendment:

Amendment 1 (254464) (with title amendment)—Between lines 244 and 245 insert:

Section 17. Subsections (1) and (5), paragraph (b) of subsection (6), and subsection (9) of section 56.29, Florida Statutes, are amended to read:

56.29 Proceedings supplementary.—

(1) When any person or entity holds an unsatisfied judgment or judgment lien obtained under chapter 55, the judgment holder or judgment lienholder may file a *motion and an affidavit* so stating, identifying, if applicable, the issuing court, the case number, and the unsatisfied amount of the judgment or judgment lien, including accrued costs and interest, and stating that the execution is valid and outstanding, and thereupon the judgment holder or judgment lienholder is entitled to these proceedings supplementary to execution.

(5) The ~~court judge~~ may order any property of the judgment debtor, not exempt from execution, in the hands of any person, or *any property, debt, or other obligation* due to the judgment debtor, to be applied toward the satisfaction of the judgment debt. *The court may entertain claims concerning the judgment debtor's assets brought under chapter 726 and enter any order or judgment, including a money judgment against any initial or subsequent transferee, in connection therewith, irrespective of whether the transferee has retained the property. Claims under chapter 726 are subject to the provisions of chapter 726 and applicable rules of civil procedure.*

(6)

(b) When any gift, transfer, assignment or other conveyance of personal property has been made or contrived by ~~the judgment debtor defendant~~ to delay, hinder or defraud creditors, the court shall order the gift, transfer, assignment or other conveyance to be void and direct the sheriff to take the property to satisfy the execution. This does not authorize seizure of property exempted from levy and sale under execution or property which has passed to a bona fide purchaser for value and without notice. Any person aggrieved by the levy may proceed under ss. 56.16-56.20.

(9) The court may enter any orders, *judgments, or writs* required to carry out the purpose of this section, *including those orders necessary or proper* to subject property or property rights of any ~~judgment debtor defendant~~ to execution, *and including entry of money judgments against any impleaded defendant irrespective of whether such defendant has retained the property, subject to ss. 56.18 and 56.19 and applicable principles of equity, and in accordance with chapters 76 and 77 and applicable rules of civil procedure.*

Section 18. *The amendments made by this act to s. 56.29, Florida Statutes, are remedial in nature, are intended to clarify existing law, and shall be applied retroactively to the full extent permitted by law.*

Section 19. Paragraph (a) of subsection (7) of section 726.109, Florida Statutes, is amended to read:

726.109 Defenses, liability, and protection of transferee.—

(7)(a) The transfer of a charitable contribution that is received in good faith by a qualified religious or charitable entity or organization is not a fraudulent transfer under s. 726.105(1)(b) or s. 726.106(1).

And the title is amended as follows:

Delete line 41 and insert: of the State Constitution; amending s. 56.29, F.S.; authorizing the court to order any property, debt, or other obligation due the judgment debtor to be applied toward the satisfaction of the judgment debt; authorizing the court to entertain specified claims concerning the judgment debtor's assets and enter any order or judgment, including a money judgment; authorizing the court to enter a money judgment against an impleaded defendant under certain circumstances; providing applicability of specified laws and procedures; providing for retroactivity; amending s. 726.109, F.S.; providing that certain transfers of charitable contributions to charitable or religious organizations are exempt from s. 726.106(1), F.S.; repealing s. 57.101, F.S.,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following substitute amendment which was adopted by two-thirds vote:

Amendment 2 (787398) (with title amendment)—Between lines 244 and 245 insert:

Section 17. Subsections (1) and (5), paragraph (b) of subsection (6), and subsection (9) of section 56.29, Florida Statutes, are amended to read:

56.29 Proceedings supplementary.—

(1) When any person or entity holds an unsatisfied judgment or judgment lien obtained under chapter 55, the judgment holder or judgment lienholder may file a *motion and* an affidavit so stating, identifying, if applicable, the issuing court, the case number, and the unsatisfied amount of the judgment or judgment lien, including accrued costs and interest, and stating that the execution is valid and outstanding, and thereupon the judgment holder or judgment lienholder is entitled to these proceedings supplementary to execution.

(5) The ~~court judge~~ may order any property of the judgment debtor, not exempt from execution, in the hands of any person, or *any property, debt, or other obligation* due to the judgment debtor, to be applied toward the satisfaction of the judgment debt. *The court may entertain claims concerning the judgment debtor's assets brought under chapter 726 and enter any order or judgment, including a money judgment against any initial or subsequent transferee, in connection therewith, irrespective of whether the transferee has retained the property. Claims under chapter 726 are subject to the provisions of chapter 726 and applicable rules of civil procedure.*

(6)

(b) When any gift, transfer, assignment or other conveyance of personal property has been made or contrived by the ~~judgment debtor defendant~~ to delay, hinder or defraud creditors, the court shall order the gift, transfer, assignment or other conveyance to be void and direct the sheriff to take the property to satisfy the execution. This does not authorize seizure of property exempted from levy and sale under execution or property which has passed to a bona fide purchaser for value and without notice. Any person aggrieved by the levy may proceed under ss. 56.16-56.20.

(9) The court may enter any orders, *judgments, or writs* required to carry out the purpose of this section, *including those orders necessary or proper* to subject property or property rights of any ~~judgment debtor defendant~~ to execution, *and including entry of money judgments against any impleaded defendant irrespective of whether such defendant has retained the property, subject to ss. 56.18 and 56.19 and applicable principles of equity, and in accordance with chapters 76 and 77 and applicable rules of civil procedure.*

Section 18. *The amendments made by this act to s. 56.29, Florida Statutes, are remedial in nature, are intended to clarify existing law, and shall be applied retroactively to the full extent permitted by law.*

And the title is amended as follows:

Delete line 41 and insert: of the State Constitution; amending s. 56.29, F.S.; authorizing the court to order any property, debt, or other obligation due the judgment debtor to be applied toward the satisfaction of the judgment debt; authorizing the court to entertain specified claims concerning the judgment debtor's assets and enter any order or judgment, including a money judgment; authorizing the court to enter a money judgment against an impleaded defendant under certain circumstances; providing applicability of specified laws and procedures; providing for retroactivity; repealing s. 57.101, F.S.,

On motions by Senator Bradley, **CS for SB 828** as amended was passed, ordered engrossed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

Mr. President	Bullard	Gibson
Abruzzo	Clemens	Grimsley
Altman	Dean	Hays
Bean	Detert	Hukill
Benaquisto	Diaz de la Portilla	Joyner
Bradley	Evers	Latvala
Brandes	Garcia	Lee
Braynon	Gardiner	Legg

Margolis	Sachs	Soto
Montford	Simmons	Stargel
Richter	Simpson	Thompson
Ring	Sobel	Thrasher

Nays—None

Vote preference:

April 28, 2014: Yea—Galvano

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in **CS for SB 828**, someone might argue (without any basis), provides a special private gain or loss to a principal by whom I or my spouse, parent, or child is retained or employed. The nature of the interest and the persons or entities involved are specified below:

My firm has a client who will be treated as anyone else will be treated by the amendment to the language of section 56.29, Florida Statutes. The person involved is Gary Singer, who is involved in litigation, has obtained a judgment in his favor, and desires to rely, and is relying on section 56.29, Florida Statutes. I have reviewed this matter and determined that this provides no special benefit or gain to me.

As permitted by Senate Rule, I may vote on this matter.

Senator David Simmons, 10th District

SPECIAL ORDER CALENDAR

THE PRESIDENT PRESIDING

The Senate resumed consideration of—

CS for SB 1666—A bill to be entitled An act relating to child welfare; amending s. 20.19, F.S.; requiring the Secretary of Children and Families to appoint an Assistant Secretary for Child Welfare; providing qualifications and responsibilities; amending s. 39.001, F.S.; revising the purposes of ch. 39, F.S.; requiring the department to provide for certain services for medically complex children; amending s. 39.01, F.S.; providing, revising, and deleting definitions; amending s. 39.013, F.S.; clarifying responsibilities of the department in dependency proceedings; amending s. 39.201, F.S.; requiring alleged incidents of juvenile sexual abuse involving specified children to be reported to the department's central abuse hotline; requiring the department to provide specified information on an investigation of child sexual abuse to the court; creating s. 39.2015, F.S.; requiring the department to conduct specified investigations using critical incident rapid response teams; providing requirements for such investigations and for team membership; authorizing team access to specified information; requiring the cooperation of specified agencies and organizations; providing for reimbursement of team members; requiring the team to provide an investigation report; requiring the secretary to develop guidelines for investigations and provide team member training; requiring the secretary to appoint an advisory committee; requiring the committee to submit a report to the secretary; requiring the secretary to submit such report to the Governor and the Legislature by a specified date; creating s. 39.2022, F.S.; providing legislative intent; requiring the department to publish specified information on its website regarding the death of a child reported to the central abuse hotline; amending s. 39.301, F.S.; requiring the use of safety plans in child protection investigations in cases of present or impending danger; providing requirements for implementation of a safety plan; providing conditions for filing a petition for dependency; amending s. 39.303, F.S.; requiring physician involvement when a child protection team evaluates a report of medical neglect of a medically complex child; creating s. 39.3068, F.S.; providing requirements for investigating medical neglect; providing duties of the department; amending s. 39.307, F.S.; requiring the department to assist the family, child, and caregiver in receiving services upon a report alleging juvenile sexual abuse or inappropriate sexual behavior; requiring the department to maintain specified records; requiring child sexual abuse to be taken into account in placement consideration; requiring the department to monitor the occurrence of child sexual abuse and related services; amending s. 39.402, F.S.; requiring the department to make a reason-

able effort to keep siblings together when they are placed in out-of-home care under certain circumstances; providing for sibling visitation under certain conditions; amending s. 39.501, F.S.; requiring compliance with a safety plan to be considered when deciding a petition for dependency; amending s. 39.504, F.S.; authorizing the court to order a person to comply with a safety plan that is implemented in an injunction; amending s. 39.5085, F.S.; revising legislative intent; authorizing placement of a child with a nonrelative caregiver and financial assistance for such nonrelative caregiver through the Relative Caregiver Program under certain circumstances; amending s. 39.604, F.S.; requiring certain children to attend a licensed early education or child care program; requiring the inclusion of attendance at a licensed early education or child care program in a child's safety plan; amending s. 39.701, F.S.; requiring the court to consider contact among siblings in judicial reviews; authorizing the court to remove specified disabilities of nonage at judicial reviews; amending s. 39.802, F.S.; removing department authorization to sign a petition for termination of parental rights; amending s. 39.806, F.S.; providing additional grounds for termination of parental rights; amending s. 63.212, F.S.; revising advertising requirements for adoption services; requiring a person who places an advertisement for adoption services to provide specified information; deleting a criminal penalty for knowingly publishing or assisting in the publication of an advertisement that violates specified provisions; amending s. 383.402, F.S.; requiring state and local review committees to review all child deaths that are reported to the department's central abuse hotline; revising the membership of the State Child Abuse Death Review Committee; revising the due date for and contents of a report; requiring the State Child Abuse Death Review Committee to provide training to local child abuse death review committees; amending s. 402.40, F.S.; requiring a third-party credentialing entity to establish an advisory committee; authorizing the department to approve certification of specializations; creating s. 402.402, F.S.; defining terms; providing preferences for education and work experience for child protection and child welfare personnel; requiring a report; providing training requirements for department attorneys; creating s. 402.403, F.S.; establishing a tuition exemption program for child protection and child welfare personnel; providing eligibility requirements; creating s. 402.404, F.S.; establishing a student loan forgiveness program for child protection and child welfare personnel; providing eligibility requirements; authorizing community-based care lead agencies to provide student loan forgiveness under certain circumstances; amending s. 409.165, F.S.; enhancing provision of care to medically complex children; amending s. 409.967, F.S.; revising standards for Medicaid managed care plan accountability with respect to services for dependent children and their parents; amending s. 409.972, F.S.; exempting certain Medicaid recipients from mandatory enrollment in managed care plans; providing a directive to the Division of Law Revision and Information; creating part V of ch. 409, F.S.; creating s. 409.986, F.S.; providing legislative findings and intent; providing child protection and child welfare outcome goals; defining terms; creating s. 409.987, F.S.; providing for department procurement of community-based care lead agencies; providing requirements for contracting as a lead agency; creating s. 409.988, F.S.; providing duties of a community-based care lead agency; providing licensure requirements for a lead agency; specifying services provided by a lead agency; providing conditions for an agency or provider to act as a child's guardian; creating s. 409.990, F.S.; providing general funding provisions for lead agencies; providing for a matching grant program and the maximum amount of funds that may be awarded; requiring the department to develop and implement a community-based care risk pool initiative; providing requirements for the risk pool; transferring, renumbering, and amending s. 409.16713, F.S.; transferring provisions relating to the allocation of funds for community-based care lead agencies; conforming a cross-reference; creating s. 409.992, F.S.; providing requirements for community-based care lead agency expenditures; creating s. 409.993, F.S.; providing legislative findings; providing for lead agency and subcontractor liability; providing limitations on damages; transferring, renumbering, and amending s. 409.1675, F.S.; transferring provisions relating to receivership from community-based providers to lead agencies; conforming cross-references and terminology; creating s. 409.996, F.S.; providing duties of the department relating to community-based care and lead agencies; creating s. 409.997, F.S.; providing outcome goals for the department and specified entities with respect to the delivery of child welfare services; requiring the department to maintain an accountability system; requiring a report to the Governor and the Legislature; requiring the department to establish a technical advisory panel; requiring the department to make the results of the accountability system public; requiring a report to the Governor and the Legislature by a specified date;

creating s. 827.10, F.S.; providing definitions; establishing the criminal offense of unlawful desertion of a child; providing criminal penalties; providing exceptions; amending s. 985.04, F.S.; conforming terminology; creating s. 1004.615, F.S.; establishing the Florida Institute for Child Welfare; providing purpose, duties, and responsibilities of the institute; requiring the institute to contract and work with specified entities; providing for the administration of the institute; requiring reports to the Governor and the Legislature by specified dates; amending s. 1009.25, F.S.; exempting specified child protective investigators and child protective investigation supervisors from certain tuition and fee requirements; repealing s. 402.401, F.S., relating to child welfare worker student loan forgiveness; repealing s. 409.1671, F.S., relating to outsourcing of foster care and related services; repealing s. 409.16715, F.S., relating to certain therapy for foster children; repealing s. 409.16745, F.S., relating to the community partnership matching grant program; repealing s. 1004.61, F.S., relating to a partnership between the Department of Children and Families and state universities; amending ss. 39.201, 39.302, 39.524, 316.613, 409.1676, 409.1677, 409.1678, 409.906, 409.912, 409.91211, 420.628, and 960.065, F.S.; conforming cross-references; providing effective dates.

—which was previously considered and amended this day with pending **Amendment 14 (414800)** by Senator Detert and substitute **Amendment 15 (233840)** by Senator Lee. Substitute **Amendment 15** was adopted.

RECONSIDERATION OF AMENDMENTS

On motion by Senator Sobel, the Senate reconsidered the vote by which **Amendment 5 (609668)** was adopted. **Amendment 5** was withdrawn.

On motion by Senator Sobel, the Senate reconsidered the vote by which **Amendment 8 (165602)** was adopted. **Amendment 8** was withdrawn.

On motions by Senator Sobel, by two-thirds vote **CS for SB 1666** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Richter
Abruzzo	Garcia	Ring
Altman	Gardiner	Sachs
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Bradley	Hays	Smith
Brandes	Hukill	Sobel
Braynon	Joyner	Soto
Bullard	Latvala	Stargel
Clemens	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

Vote preference:

April 28, 2014: Yea—Galvano

MOMENT OF SILENCE

At the request of Senator Bullard, the Senate observed a moment of silence honoring the 850,000 American soldiers who lost their lives in the American Civil War (1861-1865).

MOTIONS

On motion by Senator Thrasher, 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 Monday, April 28, 2014.

On motion by Senator Thrasher, the rules were waived and the bills remaining on the Special Order Calendar this day, except for **CS for CS for SB 1396**, were retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Friday, April 25, 2014: CS for SB 194, CS for SB 246, CS for CS for CS for SB 272, CS for CS for SB 274, SB 294, SB 386, SB 388, SB 592, CS for CS for SB 634, CS for SB 700, SB 732, CS for SB 780, CS for CS for SB 976, CS for SB 1006, CS for SB 1012, CS for SB 1032, CS for SB 1212, CS for CS for SB 1396, CS for CS for SB 1474, CS for CS for SB 1480, CS for CS for SB 1632, SB 1666, HB 7145, HB 7163.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Appropriations recommends the following pass: CS for SB 470

The bill was referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends the following pass: SB 640; CS for SB 698; CS for SB 742; CS for SB 744; CS for SB 1292; HB 5601 with 1 amendment

The bills were placed on the Calendar.

The Committee on Appropriations recommends a committee substitute for the following: CS for CS for SB 948

The bill with committee substitute attached was referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: SB 444; CS for SB 662; CS for CS for SB 768; CS for CS for SB 956; CS for CS for SB 972; CS for SB 1114; CS for CS for SB 1254; CS for SB 1260; CS for SB 1272; CS for SB 1512; CS for CS for SB 1576; CS for SB 1634; SB 1702

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senator Galvano—

CS for SB 444—A bill to be entitled An act relating to workers' compensation; amending s. 440.107, F.S.; revising powers of the Department of Financial Services relating to compliance with and enforcement of workers' compensation coverage requirements; providing for stop-work order information to be available on the Division of Workers' Compensation website; revising requirements for the release of stop-work orders; revising penalties; amending ss. 440.15 and 440.16, F.S.; revising rate formulas related to the determination of compensation for disability and death; amending s. 440.49, F.S.; revising provisions relating to the assessment rate of the Special Disability Trust Fund; reducing the assessment rate limitation; providing an effective date.

By the Committees on Appropriations; Regulated Industries; and Health Policy—

CS for CS for SB 662—A bill to be entitled An act relating to non-resident sterile compounding permits; amending s. 465.003, F.S.; defining the terms "compounding," "outsourcing facility," and "compounded

sterile product"; amending s. 465.0156, F.S.; conforming provisions to changes made by the act; expanding penalties to apply to injury to a nonhuman animal; deleting a requirement that the Board of Pharmacy refer regulatory issues affecting a nonresident pharmacy to the state where the pharmacy is located; providing that a nonresident pharmacy is subject to certain health care fraud provisions; creating s. 465.0158, F.S.; requiring registered nonresident pharmacies and outsourcing facilities to obtain a permit in order to ship, mail, deliver, or dispense compounded sterile products into this state; requiring submission of an application and a nonrefundable fee; providing application requirements; authorizing the board to deny, revoke, or suspend a permit, or impose a fine or reprimand for certain actions; providing dates by which certain nonresident pharmacies must obtain a permit; authorizing the board to adopt rules; amending s. 465.017, F.S.; authorizing the department to inspect nonresident pharmacies and nonresident sterile compounding permittees; requiring such pharmacies and permittees to pay for the costs of such inspections; providing an effective date.

By the Committees on Appropriations; Judiciary; and Criminal Justice; and Senators Braynon and Joyner—

CS for CS for CS for SB 768—A bill to be entitled An act relating to human trafficking; amending s. 92.56, F.S.; authorizing a defendant who has been charged with specified human trafficking offenses to apply for an order of disclosure of confidential and exempt information; authorizing the court to use a pseudonym, instead of a victim's name, to designate the victim of specified human trafficking offenses; providing that trial testimony for specified human trafficking offenses may be published or broadcast under certain circumstances; amending s. 450.021, F.S.; prohibiting the employment of minors in adult theaters; amending s. 450.045, F.S.; requiring adult theaters to verify the ages of employees and independent contractors and maintain specified documentation; amending s. 775.082, F.S.; providing a life sentence for a specified felony; amending s. 775.15, F.S.; eliminating the statute of limitations for prosecutions under a specified human trafficking provision; providing applicability; amending s. 787.06, F.S.; revising and providing penalties for various human trafficking offenses against minors and adults; creating s. 796.001, F.S.; providing legislative intent concerning prosecutions of adults for certain offenses involving minors; repealing ss. 796.03, 796.035, and 796.036, F.S., relating to procuring a person under the age of 18 for prostitution, selling or buying of minors into prostitution, and reclassification of certain violations involving minors, respectively; amending ss. 796.05 and 796.07, F.S.; revising and providing penalties for various prostitution offenses; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; amending s. 943.0583, F.S.; providing for expunction of criminal history records of certain criminal charges against victims of human trafficking that did not result in convictions; requiring destruction of investigative records related to such expunged records; amending s. 960.065, F.S.; providing an exception to ineligibility for victim assistance awards to specified victims of human trafficking; amending s. 960.199, F.S.; authorizing the Department of Legal Affairs to provide relocation assistance to a victim of specified human trafficking offenses; requiring the human trafficking offense to be reported to the proper authorities and certified by the state attorney or statewide prosecutor; requiring the state attorney's or statewide prosecutor's approval of a rape crisis center's or a certified domestic violence center's certification that a victim is cooperating with law enforcement officials; providing that the act of human trafficking must occur under certain circumstances for the victim to be eligible for relocation assistance; amending ss. 39.01, 90.404, 772.102, 775.0877, 775.21, 787.01, 787.02, 794.056, 856.022, 895.02, 938.085, 938.10, 943.0435, 943.0585, 943.059, 944.606, 944.607, 948.013, and 948.32, F.S.; conforming cross-references; providing an effective date.

By the Committees on Appropriations; Banking and Insurance; and Governmental Oversight and Accountability; and Senator Ring—

CS for CS for CS for SB 948—A bill to be entitled An act relating to foreign investments; amending s. 215.47, F.S.; revising the percentage of investments that the State Board of Administration may invest in foreign securities; amending s. 215.473, F.S.; revising and providing definitions with respect to requirements that the board divest securities in which public moneys are invested in certain companies doing specified types of business in or with Sudan or Iran; revising exclusions from the

divestment requirements; conforming cross-references; creating s. 624.449, F.S.; requiring a domestic insurer to provide a list of investments that it has in companies on the State Board of Administration's lists of scrutinized companies with activities in Sudan or in Iran's petroleum energy sector; providing for severability; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Environmental Preservation and Conservation; and Senator Bean—

CS for CS for CS for SB 956—A bill to be entitled An act relating to environmental regulation; extending and renewing building permits and certain permits issued by the Department of Environmental Protection or a water management district, including any local government-issued development order or building permit issued pursuant thereto; limiting certain permit extensions to a specified period of time; extending commencement and completion dates for required mitigation associated with a phased construction project; requiring the holder of an extended permit or authorization to provide notice to the authorizing agency; providing exceptions to the extension and renewal of such permits; providing that extended permits are governed by certain rules; providing applicability; amending s. 161.053, F.S.; authorizing the Department of Environmental Protection to grant areawide permits for certain structures; requiring the department to adopt rules; amending s. 258.007, F.S., prohibiting certain new concession agreements in state parks with limited shorelines; exempting existing accommodations; creating s. 258.435, F.S., requiring the department to promote the public use of aquatic preserves and their associated uplands; authorizing the department to receive gifts and donations for certain purposes; authorizing the department to grant privileges or concessions for the accommodation of visitors in and use of aquatic preserves and their associated uplands provided certain conditions are met; prohibiting a grantee from assigning or transferring such privileges or concessions without the department's consent; requiring information on proposed concession agreements to be posted on the department's website upon submittal and 60 days before execution; providing effective dates.

By the Committees on Appropriations; Judiciary; and Children, Families, and Elder Affairs; and Senators Galvano and Bradley—

CS for CS for CS for SB 972—A bill to be entitled An act relating to attorneys for dependent children with special needs; providing legislative findings and intent; creating s. 39.01305, F.S.; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring that, if one is available, an attorney who is willing to represent a child without additional compensation be appointed; requiring that the appointment be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; requiring the Department of Children and Families to develop procedures to identify dependent children who qualify for an attorney; authorizing the department to adopt rules; providing applicability; providing an effective date.

By the Committees on Appropriations; Governmental Oversight and Accountability; and Community Affairs—

CS for CS for SB 1114—A bill to be entitled An act relating to retirement; amending s. 121.021, F.S.; revising the definition of "vested" or "vesting" to provide that a member initially enrolled in the Florida Retirement System after a certain date is vested in the pension plan after completing 10 years of creditable service; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System Investment Plan for certain members of the Elected Officers' Class initially enrolled after a certain date; amending s. 121.052, F.S.; differentiating between cabinet members and judicial members of the Elected Officers' Class; prohibiting members of the Elected Officers' Class from joining the Senior Management Service Class after a specified date; amending s. 121.053, F.S.; authorizing renewed membership in the retirement system for retirees who are reemployed in a position eligible for the Elected Officers' Class under certain circumstances; amending s.

121.055, F.S.; limiting the options of elected officers employed after a certain date to enroll in the Senior Management Service Class or in the Senior Management Service Optional Annuity Program; closing the Senior Management Optional Annuity Program to new members after a specified date; amending s. 121.091, F.S.; providing that certain members are entitled to a monthly disability benefit; revising provisions to conform to changes made by the act; amending s. 121.122, F.S.; requiring that certain retirees who are employed on or after a specified date be renewed members in the investment plan; providing exceptions; providing that creditable service does not accrue for a reemployed retiree during a specified period; prohibiting certain funds from being paid into a renewed member's investment plan account for a specified period of employment; requiring the renewed member to satisfy vesting requirements; prohibiting a renewed member from receiving disability benefits; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions to the member's investment plan account; providing for the administration of the employer and employee contributions; prohibiting the purchase of past service in the investment plan during certain dates; authorizing a renewed member to receive additional credit toward the health insurance subsidy under certain circumstances; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program is a renewed member of that program; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program during certain dates; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State Community College System Optional Retirement Program is a renewed member of that program; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program for certain dates; amending s. 121.35, F.S.; providing that certain participants in the optional retirement program for the State University System have a choice between the optional retirement program and the Florida Retirement System Investment Plan; amending s. 121.4501, F.S.; requiring certain employees initially enrolled in the Florida Retirement System on or after a specified date to be compulsory members of the investment plan; revising the definition of the terms "eligible employee" and "member" or "employee"; revising a provision relating to acknowledgment of an employee's election to participate in the investment plan; placing certain employees in the pension plan from their respective dates of hire until they are automatically enrolled in the investment plan or timely elect enrollment in the pension plan; authorizing certain employees to elect to participate in the pension plan, rather than the default investment plan, within a specified time; specifying that a retiree who has returned to covered employment before a specified date may continue membership in his or her selected retirement plan; conforming a provision to changes made by the act; providing for the transfer of certain contributions; revising the education component; deleting the obligation of system employers to communicate the existence of both retirement plans; conforming provisions and cross-references to changes made by the act; amending s. 121.591, F.S.; revising provisions relating to disability retirement benefits; amending ss. 238.072 and 413.051, F.S.; conforming cross-references; requiring the State Board of Administration and Department of Management Services to request a determination letter from the Internal Revenue Service as to whether any provision under the act will cause the Florida Retirement System to be disqualified for tax purposes and, if so, to notify the Legislature; requiring the board and department to also seek guidance regarding the consequences of differing tax contributions; providing that the act fulfills an important state interest; providing an effective date.

By the Committees on Appropriations; Rules; and Health Policy; and Senator Grimsley—

CS for CS for CS for SB 1254—A bill to be entitled An act relating to health care services; amending ss. 390.012, 400.021, 400.0712, 400.23, 400.487, 400.497, 400.506, 400.509, 400.6095, 400.914, 400.935, 400.962, 400.967, 400.980, 409.912, 429.255, 429.73, 440.102, 483.245, 765.541, and 765.544, F.S.; removing certain rulemaking authority relating to the disposal of fetal remains by abortion clinics, nursing home equipment and furnishings, license applications for nursing home facilities, evaluation of nursing home facilities, home health agencies and cardiopulmonary resuscitation, home health agency standards, nurse registry emergency management plans, registration of certain service providers, hospice and cardiopulmonary resuscitation, standards for prescribed

pediatric extended care facilities, minimum standards relating to home medical equipment providers, standards for intermediate care facilities for the developmentally disabled, rules and the classification of deficiencies for intermediate care facilities for the developmentally disabled, the registration of health care service pools, participation in a Medicaid provider lock-in program, assisted living facilities and cardiopulmonary resuscitation, adult family-care homes and cardiopulmonary resuscitation, guidelines for drug-free workplace laboratories, penalties for rebates, standards for organ procurement organizations; administrative penalties for violations of the organ and tissue donor education and procurement program; amending s. 395.003, F.S.; revising provisions relating to the provision of cardiovascular services by a hospital; amending s. 400.471, F.S.; exempting a home health agency that is not Medicare or Medicaid certified and does not provide skilled nursing care from having to provide documentation of accreditation; amending s. 400.474, F.S.; revising the report requirements for home health agencies; creating s. 400.9141, F.S.; limiting services at PPEC centers; amending s. 400.934, F.S., relating to home medical equipment providers; requiring that the emergency management plan include criteria relating to the maintenance of patient equipment and supply lists; amending s. 409.972, F.S.; exempting certain people from the requirement to enroll in Medicaid managed care; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Brandes and Soto—

CS for CS for SB 1260—A bill to be entitled An act relating to insurance; amending s. 624.4625, F.S.; revising requirements for corporations not for profit to qualify to form a self-insurance fund; amending s. 624.501, F.S.; revising original appointment and renewal fees related to certain insurance representatives; amending s. 626.015, F.S.; defining the term “unaffiliated insurance agent”; amending s. 626.0428, F.S.; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee and any person under his or her supervision; amending s. 626.112, F.S.; prohibiting limited customer representative licenses from being issued after a specified date; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; conforming provisions to changes made by the act; amending s. 626.311, F.S.; limiting the types of business that may be transacted by certain agents; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses the employees of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, terminated, or expired; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; revising a confidentiality provision; amending s. 626.621, F.S.; providing an additional ground for disciplinary action against the license or appointment of certain insurance-related personnel for accepting compensation for referring the owner of a property to an inspector or inspection company; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances; amending s. 626.8411, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; deleting the requirement that a 48 hours’ notice be provided before scheduling an onsite inspection of insured property; conforming a cross-reference; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer’s designee to provide certain coverage information to an insurance administrator; authorizing an insurer to subcontract the review of an insurance administrator; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring an insurance administrator to furnish fiduciary account re-

ports to an insurer; requiring administrator withdrawals from a fiduciary account to be made according to a specific written agreement; providing that an insurer’s designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer’s right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; deleting provisions allowing an extension for administrator to submit certain financial statements; amending s. 626.931, F.S.; deleting provisions requiring a surplus lines agent to file a quarterly affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; revising the due date of surplus lines tax; amending ss. 626.935 and 626.936, F.S.; conforming provisions to changes made by the act; amending s. 626.9541, F.S.; revising provisions for unfair methods of competition and unfair or deceptive acts relating to conducting certain insurance transactions through credit card facilities; amending s. 627.062, F.S.; authorizing the Office of Insurance Regulation to use a straight average of model results or output ranges to estimate hurricane losses when determining whether the rates in a rate filing are excessive, inadequate, or unfairly discriminatory; amending s. 627.0628, F.S.; increasing the length of time during which an insurer must adhere to certain findings made by the Commission on Hurricane Loss Projection Methodology with respect to certain methods, principles, standards, models, or output ranges used in a rate filing; providing that the requirement to adhere to such findings does not limit an insurer from using straight averages of model results or output ranges under specified circumstances; amending s. 627.0651, F.S.; revising provisions for making and use of rates for motor vehicle insurance; amending s. 627.0653, F.S.; authorizing the office to approve motor vehicle premium discounts for vehicles equipped with electronic crash avoidance technology; amending s. 627.072, F.S.; authorizing retrospective rating plans relating to workers’ compensation and employer’s liability insurance to allow negotiations between certain employers and insurers with respect to rating factors used to calculate premiums; amending s. 627.281, F.S.; conforming a cross-reference; amending s. 627.311, F.S.; providing that certain dividends may be retained by the joint underwriting plan for future use; amending s. 627.3518, F.S.; conforming a cross-reference; repealing s. 627.3519, F.S., relating to an annual report on the aggregate report of maximum losses of the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation; amending s. 627.409, F.S.; providing that a claim for residential property insurance may not be denied based on certain credit information; amending s. 627.4133, F.S.; extending the period for prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time, except under certain circumstances; prohibiting the cancellation of a policy or contract that has been in effect for a specified amount of time based on certain credit information; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant’s written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; authorizing a notice of change in policy terms to be sent in a separate mailing to an insured under certain circumstances; requiring an insurer to provide such notice to the insured’s insurance agent; creating s. 627.4553, F.S.; providing requirements for the recommendation to surrender an annuity or life insurance policy; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; creating s. 627.70151, F.S.; providing criteria for an insurer or policyholder to challenge the impartiality of a loss appraisal umpire for purposes of disqualifying such umpire; amending s. 627.706, F.S.; revising the definition of the term “neutral evaluator”; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; providing grounds for the department to deny an application, or suspend or revoke certification, of a neutral evaluator; requiring the department to adopt rules relating to certification of neutral evaluators; amending s. 627.711, F.S.; revising verification requirements for uniform mitigation verification forms; amending s. 627.7283, F.S.; providing for the electronic transfer of unearned premiums returned when a policy is canceled; amending s. 627.736, F.S.; revising the time period for applicability of certain Medicare fee schedules or payment limitations; amending s. 627.744, F.S.; revising pre-insurance inspection requirements for private passenger motor vehicles; amending s. 627.745, F.S.; revising qualifications for approval as a

mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval of a mediator or certification of a neutral evaluator; authorizing the department to adopt rules; amending s. 627.782, F.S.; revising the date by which title insurance agencies and certain insurers must annually submit specified information to the Office of Insurance Regulation; amending s. 628.461, F.S.; revising filing requirements relating to the acquisition of controlling stock; revising the amount of outstanding voting securities of a domestic stock insurer or a controlling company that a person is prohibited from acquiring unless certain requirements have been met; prohibiting persons acquiring a certain percentage of voting securities from acquiring certain securities; providing that a presumption of control may be rebutted by filing a disclaimer of control; deleting a definition; amending ss. 631.717 and 631.734, F.S.; transferring a provision relating to the obligations of the Florida Life and Health Insurance Guaranty Association; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; providing effective dates.

By the Committees on Appropriations; and Transportation; and Senator Brandes—

CS for CS for SB 1272—A bill to be entitled An act relating to transportation and motor vehicles; amending s. 20.23, F.S.; requiring the Florida Transportation Commission to monitor the Mid-Bay Bridge Authority; repealing the Florida Statewide Passenger Rail Commission; amending s. 61.13016, F.S.; revising notification requirements with respect to the suspension of the driver license of a child support obligor; requiring delinquent child support obligors to provide certain documentation within a specified period in order to prevent the suspension of a driver license; amending s. 110.205, F.S.; conforming cross-references; creating s. 316.0778, F.S.; defining the term “automated license plate recognition system”; requiring the Department of State to consult with the Department of Law Enforcement in establishing a retention schedule for records generated by the use of an automated license plate recognition system; creating s. 316.0817, F.S.; prohibiting a bus from stopping to load or unload passengers in a manner that impedes, blocks, or otherwise restricts the progression of traffic under certain circumstances; amending s. 316.1975, F.S.; authorizing an operator of a vehicle that is started by remote control to let the vehicle stand unattended under certain circumstances; amending s. 316.2952, F.S.; revising a provision exempting a global position system device or similar satellite receiver device from the prohibition of attachments on windshields; amending s. 316.86, F.S.; revising provisions relating to the operation of vehicles equipped with autonomous technology on state roads for testing purposes; authorizing research organizations associated with accredited educational institutions to operate such vehicles; authorizing the testing of such vehicles on certain roadways designated by the Department of Transportation and the applicable local government or authority; deleting an obsolete provision; amending s. 320.02, F.S.; requiring, rather than authorizing, the Department of Highway Safety and Motor Vehicles to withhold the renewal of registration or replacement registration of a motor vehicle identified in a notice submitted by a lienor for failure to surrender the vehicle if the applicant’s name is on the list of persons who may not be issued a license plate or revalidation sticker; revising the conditions under which a revalidation sticker or replacement license plate may be issued; amending s. 320.08056, F.S.; defining the terms “administrative costs” and “administrative expenses” for purposes of the section and s. 320.08058, F.S.; amending s. 320.08062, F.S.; revising provisions relating to audit and attestation requirements for annual use fee proceeds; requiring the Department of Highway Safety and Motor Vehicles to discontinue the distribution of revenues to an organization that does not meet specified requirements; authorizing the department to resume the distribution of revenue under certain conditions; requiring a report to the Legislature; requiring the discontinuance of a specialty plate under certain circumstances; amending chapter 2008-176, Laws of Florida, as amended; extending the prohibition on the issuance of new specialty license plates; amending s. 320.083, F.S.; revising the requirements for a special license plate; amending s. 320.1316, F.S.; prohibiting the department from issuing a license plate, revalidation sticker, or replacement license plate for a vehicle or vessel identified in a notice from a lienor; requiring that a notice to surrender a vehicle or vessel be signed under oath by the lienor; authorizing a registered owner of a vehicle to bring a civil action, rather than to notify the department

and present certain proof, to dispute a notice to surrender a vehicle or vessel or his or her inclusion on the list of persons who may not be issued a license plate or revalidation sticker; providing a procedure for such a civil action; providing for the award of attorney fees and costs; creating s. 322.032, F.S.; requiring the Department of Highway Safety and Motor Vehicles to begin to review and prepare for the development of a system for issuing an optional digital proof of driver license; authorizing the Department of Highway Safety and Motor Vehicles to contract with private entities to develop the system; providing requirements for digital proof of driver license; providing criminal penalties for manufacturing or possessing a false digital proof of driver license; amending s. 322.055, F.S.; reducing the mandatory period of revocation or suspension of, or delay in eligibility for, a driver license for persons convicted of certain drug offenses; requiring the court to make a determination as to whether a restricted license would be appropriate for persons convicted of certain drug offenses; amending s. 322.058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to reinstate the driving privilege and allow registration of a motor vehicle of a child support obligor upon receipt of an affidavit containing specified information; amending s. 322.059, F.S.; requiring the Department of Highway Safety and Motor Vehicles to invalidate the digital proof of driver license for a person whose license or registration has been suspended; amending s. 322.12, F.S.; requiring that certain test fees incurred by certain applicants for a driver license be retained by the tax collector; amending s. 322.141, F.S.; revising requirements for special markings on driver licenses and state identification cards for persons designated as sexual predators or subject to registration as sexual offenders to include persons so designated or subject to registration under the laws of another jurisdiction; amending s. 322.15, F.S.; authorizing a digital proof of driver license to be accepted in lieu of a physical driver license; amending s. 322.21, F.S.; authorizing certain tax collectors to retain a replacement driver license or identification card fee under certain circumstances; exempting certain individuals who are homeless or whose annual income is at or below a certain percentage of the federal poverty level from paying a fee for an original, renewal, or replacement identification card; amending s. 337.25, F.S.; authorizing the Department of Transportation to use auction services in the conveyance of certain property or leasehold interests; revising certain inventory requirements; revising provisions relating to, and providing criteria for, the disposition of certain excess property by the Department of Transportation; providing criteria for the disposition of donated property, property used for a public purpose, or property acquired to provide replacement housing for certain displaced persons; providing value offsets for property that requires significant maintenance costs or exposes the Department of Transportation to significant liability; providing procedures for the sale of property to abutting property owners; deleting provisions to conform to changes made by the act; providing monetary restrictions and criteria for the conveyance of certain leasehold interests; providing exceptions to restrictions for leases entered into for a public purpose; providing criteria for the preparation of estimates of value prepared by the Department of Transportation; providing that the requirements of s. 73.013, F.S., relating to eminent domain are not modified; amending s. 337.251, F.S.; revising criteria for leasing certain Department of Transportation property; increasing the time for the Department of Transportation to accept proposals for lease after a notice is published; directing the Department of Transportation to establish an application fee by rule; providing criteria for the fee; providing criteria for a proposed lease; requiring the Department of Transportation to provide an independent analysis of a proposed lease; amending s. 339.175, F.S.; increasing the maximum number of apportioned members that may compose the voting membership of a metropolitan planning organization (M.P.O.); providing that the governing board of a multicounty M.P.O. may be made up of any combination of county commissioners from the counties constituting the M.P.O.; providing that a voting member of an M.P.O. may represent a group of general-purpose local governments through an entity created by the M.P.O.; requiring each M.P.O. to review and reapportion its membership as necessary in conjunction with the decennial census, the agreement of the affected units of the M.P.O., and the agreement of the Governor; removing provisions requiring the Governor to apportion, review, and reapportion the composition of an M.P.O. membership; revising a provision regarding bylaws to allow the M.P.O. governing board to establish bylaws; amending s. 339.2821, F.S.; authorizing Enterprise Florida, Inc., to be a consultant to the Department of Transportation for consideration of expenditures associated with and contracts for transportation projects; revising the requirements for economic development transportation project contracts between the Department of Transportation and a governmental entity; amending s. 526.141, F.S.; requiring full-service

gasoline stations offering self-service at a lesser cost to display an additional decal; requiring the decal to contain certain information; requiring the Department of Agriculture and Consumer Services to adopt rules to implement and enforce this requirement; providing an exception for certain county or municipal regulations pertaining to fueling assistance for certain motor vehicle operators; amending s. 562.11, F.S.; authorizing the court to direct the Department of Highway Safety and Motor Vehicles to issue a restricted driver license to certain persons; amending s. 812.0155, F.S.; deleting a provision requiring the suspension of the driver license of a person adjudicated guilty of certain offenses; authorizing the court to direct the Department of Highway Safety and Motor Vehicles to issue a restricted driver license to certain persons; amending s. 832.09, F.S.; providing that the suspension of a driver license of a person being prosecuted for passing a worthless check is discretionary; amending chapter 85-364, Laws of Florida, as amended; providing that maintenance costs are eligible for payment from certain toll revenues as specified; removing references to certain completed projects; directing the Department of Highway Safety and Motor Vehicles to develop a plan that addresses certain vehicle registration holds; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Stargel, Thrasher, Gardiner, and Galvano—

CS for CS for SB 1512—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; authorizing the Auditor General to conduct audits of the accounts and records of nonprofit scholarship-funding organizations; creating s. 1002.385, F.S.; establishing the Florida Personal Learning Scholarship Accounts; defining terms; specifying criteria for students who are eligible to participate in the program; identifying certain students who are not eligible to participate in the program; authorizing the use of awarded funds for specific purposes; prohibiting specific providers, schools, institutions, school districts, and other entities from sharing, refunding, or rebating program funds; specifying the terms of the program; providing that the school district retains all duties, authority, and responsibilities specified in the Florida K-20 Education Code; specifying the duties of the Department of Education relating to the program; providing that the Commissioner of Education retains all current duties, authority, and responsibilities as specified in the Florida K-20 Education Code; requiring the Agency for Persons with Disabilities to deny, suspend, or revoke participation in the program or use of program funds under certain circumstances; providing additional factors under which the agency may deny, suspend, or revoke a participation in the program or program funds; requiring a parent to sign an agreement with the Agency for Persons with Disabilities to enroll his or her child in the program which specifies the responsibilities of a parent or student for using funds in a personal learning scholarship account and for submitting a compliance statement to the agency; providing that a parent who fails to comply with the responsibilities of the agreement forfeits the personal learning scholarship account; providing eligibility requirements and obligations for private schools under the program; specifying agency obligations under the program; authorizing the agency to contract for services; providing for funding and payment; providing the Auditor General's obligations under the program; providing that the state is not liable for the use of awarded funds; providing for the scope of authority; requiring the agency to adopt rules; providing for implementation of the program in a specified school year; providing an appropriation; amending s. 1002.395, F.S.; revising purpose; revising definitions; revising eligibility requirements for the Florida Tax Credit Scholarship Program; requiring the Department of Education and Department of Revenue to publish the tax credit cap on their websites when it is increased; requiring the Department of Revenue to provide a copy of a letter approving a taxpayer for a specified tax credit to the eligible nonprofit scholarship-funding organization; authorizing certain entities to convey, transfer, or assign certain tax credits; providing for the calculation of underpayment of estimated corporate income taxes and tax installation payments for taxes on insurance premiums and assessments and the determination of whether penalties or interest shall be imposed on the underpayment; revising the disqualifying offenses for nonprofit scholarship-funding organization owners and operators; revising priority for new applicants; allowing a student in foster care or out-of-home care to apply for a scholarship at any time; prohibiting use of eligible contributions from being used for lobbying or political activity or related expenses; requiring application fees to be expended for student scholarships in any year a nonprofit scholarship-funding organization uses eligible contributions for administrative expenses; requiring amounts

carried forward to be specifically reserved for particular students and schools for audit purposes; revising audit and report requirements for nonprofit scholarship-funding organizations and Auditor General review of all reports; requiring nonprofit scholarship-funding organizations to maintain a surety bond or letter of credit and to adjust the bond or letter of credit quarterly based upon a statement from a certified public accountant; providing exceptions; requiring the nonprofit scholarship-funding organization to provide the Auditor General any information or documentation requested in connection with an operational audit; requiring a private school to provide agreed upon transportation and make arrangements for taking statewide assessments at the school district testing site and in accordance with the district's testing schedule if the student chooses to take the statewide assessment; requiring parental authorization for access to income eligibility information; specifying that the independent research organization is the Learning System Institute at the Florida State University; identifying grant terms and payments; revising statewide and individual school report requirements; revising limitations on annual scholarship amounts; providing initial and renewal application requirements and an approval process for a charitable organization that seeks to be a nonprofit scholarship-funding organization; requiring the State Board of Education to adopt rules; providing a registration notice requirement for public and private universities to be nonprofit scholarship-funding organizations; requiring the State Board of Education to adopt rules; allowing existing nonprofit scholarship-funding organizations to provide the required bond at a specified date; amending s. 1003.4282, F.S.; providing standard high school diploma requirements for certain students with disabilities; requiring the State Board of Education to adopt rules; authorizing a student with a disability to defer the receipt of a standard high school diploma if certain conditions are met; authorizing certain students with disabilities to continue to receive certain instructions and services; requiring an independent review and a parent's approval to waive statewide, standardized assessment requirements by the individual education plan (IEP) team; repealing s. 1003.438, F.S., relating to special high school graduation requirements for certain exceptional students; creating s. 1003.5716, F.S.; providing that certain students with disabilities have a right to free, appropriate public education; requiring an IEP team to begin the process of, and to develop an IEP for, identifying transition services needs for a student with a disability before the student attains a specified age; providing requirements for the process; requiring certain statements to be included and annually updated in the IEP; providing that changes in the goals specified in an IEP are subject to independent review and parental approval; requiring the school district to reconvene the IEP team to identify alternative strategies to meet transition objectives if a participating agency fails to provide transition services specified in the IEP; providing that the agency's failure does not relieve the agency of the responsibility to provide or pay for the transition services that the agency otherwise would have provided; amending s. 1003.572, F.S.; prohibiting a school district from imposing additional requirements on private instructional personnel or charging fees; creating s. 1008.2121, F.S.; requiring the Commissioner of Education to permanently exempt certain students with disabilities from taking statewide, standardized assessments; requiring the State Board of Education to adopt rules; amending s. 1008.25, F.S.; requiring written notification relating to portfolios to a parent of a student with a substantial reading deficiency; requiring a student promoted to a certain grade with a good cause exemption to receive intensive reading instruction and intervention; requiring a school district to assist schools and teachers with the implementation of reading strategies; revising good cause exemptions; amending ss. 120.81, 409.1451, and 1007.263, F.S.; conforming cross-references; providing effective dates.

By the Committees on Appropriations; Agriculture; and Environmental Preservation and Conservation; and Senators Dean, Montford, Soto, Simmons, Hays, Altman, and Abruzzo—

CS for CS for CS for SB 1576—A bill to be entitled An act relating to springs; amending s. 373.042, F.S.; requiring the Department of Environmental Protection or the governing board of a water management district to establish the minimum flow and water level for an Outstanding Florida Spring; specifying minimum flows and water levels for an Outstanding Florida Spring; amending s. 373.0421, F.S.; conforming a cross-reference; creating part VIII of chapter 373, F.S., entitled "Florida Springs and Aquifer Protection Act"; creating s. 373.801, F.S.; providing legislative findings and intent; creating s. 373.802, F.S.; defining terms; creating s. 373.803, F.S.; requiring the Department of

Environmental Protection to delineate a spring protection and management zone for each Outstanding Florida Spring; requiring the department to adopt by rule maps that depict the delineation of each spring protection and management zone for each Outstanding Florida Spring; providing a deadline; creating s. 373.805, F.S.; requiring the water management districts to adopt minimum flows and levels for Outstanding Florida Springs; requiring a water management district to implement a recovery or prevention strategy under certain circumstances; providing minimum criteria; providing deadlines; creating s. 373.807, F.S.; requiring assessments for Outstanding Florida Springs; requiring the Department of Environmental Protection to develop basin management action plans, providing minimum criteria, providing deadlines; requiring local governments to adopt an urban fertilizer ordinance; requiring local governments to develop onsite sewage treatment and disposal system remediation plans; creating s. 373.809, F.S.; requiring the department to adopt rules to fund pilot projects; providing minimum ranking criteria; creating s. 373.811, F.S.; specifying prohibited activities within a spring protection and management zone of an Outstanding Florida Spring; creating s. 373.813, F.S.; providing rule-making authority; creating s. 373.815, F.S.; requiring the Department of Environmental Protection to submit annual reports; providing funding in the General Appropriations Act for fiscal year 2014-2015; providing effective dates.

By the Committees on Appropriations; Military and Veterans Affairs, Space, and Domestic Security; and Commerce and Tourism—

CS for CS for SB 1634—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 163.3202, F.S.; requiring each county and municipality to adopt and enforce land development regulations in accordance with the submitted comprehensive plan; amending s. 288.0001, F.S.; requiring an analysis of the New Markets Development Program in the Economic Development Programs Evaluation; amending s. 288.005, F.S.; defining terms; creating s. 288.006, F.S.; providing requirements for loan programs relating to accountability and proper stewardship of funds; authorizing the Auditor General to conduct audits for a specified purpose; authorizing the department to adopt rules; amending s. 288.8013, F.S.; clarifying that the Auditor General's annual audit of the Recovery Fund and Triumph Gulf Coast, Inc., is a performance audit; amending s. 288.8014, F.S.; providing that terms of the initial appointments to the board of directors of Triumph Gulf Coast, Inc., begin after the Legislature appropriates funds to the Recovery Fund; providing initial appointment term limits; providing that the audit by the retained independent certified public accountant is annual; amending s. 288.987, F.S.; increasing the amount of funds that may be spent on staffing and administrative expenses of the Florida Defense Support Task Force; amending s. 290.0411, F.S.; revising legislative intent for purposes of the Florida Small Cities Community Development Block Grant Program; amending s. 290.044, F.S.; requiring the Department of Economic Opportunity to adopt rules establishing a competitive selection process for loan guarantees and grants awarded under the block grant program; revising the criteria for the award of grants; amending s. 290.046, F.S.; revising limits on the number of grants that an applicant may apply for and receive; revising the requirement that the department conduct a site visit before awarding a grant; requiring the department to rank applications according to criteria established by rule and to distribute funds according to the rankings; revising scoring factors to consider in ranking applications; revising requirements for public hearings; providing that the creation of a citizen advisory task force is discretionary, rather than required; deleting a requirement that a local government obtain consent from the department for an alternative citizen participation plan; amending s. 290.047, F.S.; revising the maximum amount and percentage of block grant funds that may be spent on certain costs and expenses; amending s. 290.0475, F.S.; conforming provisions to changes made by the act; amending s. 290.048, F.S.; deleting a provision authorizing the department to adopt and enforce strict requirements concerning an applicant's written description of a service area; amending s. 331.3051, F.S.; requiring Space Florida to consult with the Florida Tourism Industry Marketing Corporation, rather than with Enterprise Florida, Inc., in developing a space tourism marketing plan; authorizing Space Florida to enter into an agreement with the corporation, rather than with Enterprise Florida, Inc., for a specified purpose; revising the research and development duties of Space Florida; repealing s. 443.036(26), F.S., relating to the definition of the term "initial skills review"; amending s. 443.091, F.S.; deleting the requirement that an unemployed individual

take an initial skill review before he or she is eligible to receive re-employment assistance benefits; requiring the department to make available for such individual a voluntary online assessment that identifies an individual's skills, abilities, and career aptitude; requiring information from such assessment to be made available to certain groups; revising the requirement that the department offer certain training opportunities; amending s. 443.1116, F.S.; defining the term "employer sponsored training"; revising the requirements for a short-term compensation plan to be approved by the department; revising the treatment of fringe benefits in such plan; requiring an employer to describe the manner in which the employer will implement the plan; requiring the director to approve the plan if it is consistent with employer obligations under law; prohibiting the department from denying short-time compensation benefits to certain individuals; amending s. 443.141, F.S.; providing an employer payment schedule for specified years' contributions to the Unemployment Compensation Trust Fund; providing applicability; amending s. 443.151, F.S.; requiring the department to provide an alternate means for filing claims when the approved electronic method is unavailable; amending ss. 125.271, 163.3177, 163.3187, 163.3246, 211.3103, 212.098, 218.67, 288.018, 288.065, 288.0655, 288.0656, 288.1088, 288.1089, 290.0055, 339.2819, 339.63, 373.4595, 380.06, 380.0651, 985.686, and 1011.76, F.S.; renaming "rural areas of critical economic concern" as "rural areas of opportunity"; amending ss. 215.425 and 443.1216, F.S.; conforming cross-references to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Education—

CS for SB 1702—A bill to be entitled An act relating to education; providing a directive to the Division of Law Revision and Information; changing the term "family day care home" to "family child care home" and the term "family day care" to "family child care"; amending ss. 125.0109 and 166.0445, F.S.; including large family child care homes in local zoning regulation requirements; amending s. 402.302, F.S.; revising the definition of the term "substantial compliance"; requiring the Department of Children and Families to adopt rules for compliance by certain programs not licensed by the department; amending s. 402.3025, F.S.; providing requirements for nonpublic schools delivering certain voluntary prekindergarten education programs and school readiness programs; amending s. 402.305, F.S.; revising certain minimum standards for child care facilities; amending s. 402.311, F.S.; providing for the inspection of programs regulated by the department; amending s. 402.3115, F.S.; providing for abbreviated inspections of specified child care homes; requiring rulemaking; amending s. 402.313, F.S.; revising provisions for licensure, registration, and operation of family day care homes; amending s. 402.3131, F.S.; revising requirements for large family child care homes; amending s. 402.316, F.S., relating to exemptions from child care facility licensing standards; requiring a child care facility operating as a provider of certain voluntary prekindergarten education programs or child care programs to comply with minimum standards; providing penalties for failure to disclose or for use of certain information; requiring the department to establish a fee for inspection and compliance activities; amending s. 627.70161, F.S.; revising restrictions on residential property insurance coverage to include coverage for large family child care homes; amending s. 1001.213, F.S.; providing additional duties of the Office of Early Learning; amending s. 1002.53, F.S.; revising requirements for application and determination of eligibility to enroll in the Voluntary Prekindergarten (VPK) Education Program; amending s. 1002.55, F.S.; revising requirements for a school-year prekindergarten program delivered by a private prekindergarten provider, including requirements for providers, instructors, and child care personnel; providing requirements in the case of provider violations; amending s. 1002.59, F.S.; correcting a cross-reference; amending ss. 1002.61 and 1002.63, F.S.; revising employment requirements and educational credentials of certain instructional personnel; amending s. 1002.71, F.S.; revising information that must be reported to parents; amending s. 1002.75, F.S.; revising provisions included in the standard statewide VPK program provider contract; amending s. 1002.77, F.S.; revising the purpose and meetings of the Florida Early Learning Advisory Council; amending s. 1002.81, F.S.; revising certain program definitions; amending s. 1002.82, F.S.; revising the powers and duties of the Office of Early Learning; revising provisions included in the standard statewide school readiness provider contract; amending s. 1002.84, F.S.; revising the powers and duties of early learning coalitions; conforming provisions to changes made by the act; amending s. 1002.87, F.S.; revising student eligibility and enrollment requirements for the

school readiness program; amending s. 1002.88, F.S.; revising eligibility requirements for program providers that want to deliver the school readiness program; providing conditions for denial of initial eligibility; providing child care personnel requirements; amending s. 1002.89, F.S.; revising the use of funds for the school readiness program; amending s. 1002.91, F.S.; prohibiting an early learning coalition from contracting with specified persons; amending s. 1002.94, F.S.; revising establishment of a community child care task force by an early learning coalition; providing an appropriation; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; Banking and Insurance; and Governmental Oversight and Accountability; and Senator Ring—

CS for CS for CS for SB 948—A bill to be entitled An act relating to foreign investments; amending s. 215.47, F.S.; revising the percentage of investments that the State Board of Administration may invest in foreign securities; amending s. 215.473, F.S.; revising and providing definitions with respect to requirements that the board divest securities in which public moneys are invested in certain companies doing specified types of business in or with Sudan or Iran; revising exclusions from the divestment requirements; conforming cross-references; creating s. 624.449, F.S.; requiring a domestic insurer to provide a list of investments that it has in companies on the State Board of Administration's lists of scrutinized companies with activities in Sudan or in Iran's petroleum energy sector; providing for severability; providing an effective date.

—was placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed HB 117, CS for HB 227, CS for CS for CS for HB 487, CS for HB 515, HB 605, HB 683, CS for CS for HB 797, HB 799, HB 809, HB 817, CS for HB 863, HB 885, CS for HB 911, HB 915, HB 919, CS for HB 929, HB 931, CS for HB 949, CS for HB 951, CS for HB 1025, CS for CS for HB 1053, CS for CS for HB 1131, CS for HB 1143, CS for HB 1145, CS for CS for HB 1179, HB 1199, HB 1297, HB 1335, CS for HB 1337, CS for CS for HB 1363, HB 1367, CS for CS for HB 1373, HB 1399, HB 1401, CS for HB 1441, CS for CS for HB 1443, CS for CS for HB 1445, HB 3519, HB 3529, CS for HB 3531, CS for CS for HB 7055, CS for HB 7157; has passed as amended CS for HB 323, CS for CS for HB 343, CS for CS for CS for HB 573, CS for CS for CS for HB 807, CS for CS for HB 811, CS for CS for CS for HB 819, CS for HB 1023, CS for HB 1065, CS for CS for HB 1089, CS for CS for HB 7037, CS for CS for HB 7051, CS for HB 7095, CS for HB 7105, CS for CS for HB 7113, CS for HB 7147, HB 7171, HB 7181; has passed by the required constitutional two-thirds vote of the members voting CS for CS for CS for HB 865; has adopted HM 607 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Representative(s) Ray, Davis, Fullwood, Jones, M., McBurney—

HB 117—A bill to be entitled An act relating to public retirement plans; amending ss. 185.03 and 185.08, F.S.; specifying applicability of ch. 185, F.S., to certain consolidated governments; providing that a consolidated government that has entered into an interlocal agreement to provide police protection services to a municipality within its boundaries is eligible to receive the premium taxes reported for the municipality under certain circumstances; authorizing the municipality receiving the police protection services to enact an ordinance levying the tax as provided by law; including certain consolidated governments under provisions authorizing imposition of a state excise tax on casualty insurance premiums covering certain property; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Criminal Justice Subcommittee and Representative(s) Kerner, Campbell, Fullwood, Gibbons, Rogers, Watson, C., Williams, A.—

CS for HB 227—A bill to be entitled An act relating to victims of wrongful incarceration; creating s. 961.055, F.S.; providing that a wrongfully incarcerated person who was convicted and sentenced to death on or before December 31, 1979, is exempt from certain application procedures for compensation if a special prosecutor issues a nolle prosequi after reviewing the defendant's conviction; creating s. 961.056, F.S.; providing alternative procedures for applying for compensation; requiring the claimant to file an application with the Department of Legal Affairs within a specified time; requiring the application to include certain information and documents; providing that the claimant is entitled to compensation if all requirements are met; prohibiting compensation from being used for specified attorney fees, lobbyist fees, and costs; providing criminal penalties; providing that the section is repealed on a specified date; amending s. 961.06, F.S.; requiring the Chief Financial Officer to issue payment to an insurance company or other financial institution authorized to issue annuity contracts to purchase an annuity or annuities selected by the wrongfully incarcerated person; requiring the Chief Financial Officer to execute all necessary agreements to implement compensation and to maximize the benefit to the wrongfully incarcerated person; requiring the wrongfully incarcerated person to sign a waiver before the department's approval of the application; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Appropriations; and Rules.

By Appropriations Committee, Agriculture & Natural Resources Subcommittee, Higher Education & Workforce Subcommittee and Representative(s) Raburn, Albritton, Artiles, Raulerson, Santiago, Van Zant—

CS for CS for CS for HB 487—A bill to be entitled An act relating to agricultural industry certifications; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to annually provide to the State Board of Education and the Department of Education information and industry certifications for farm occupations to be considered for placement on industry certification funding lists; amending s. 1003.492, F.S.; defining industry certification as part of career education programs; requiring the state board to adopt rules for implementing an industry certification process for farm occupations; amending s. 1003.4935, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Education; Agriculture; and Appropriations.

By Appropriations Committee and Representative(s) Smith, Van Zant—

CS for HB 515—A bill to be entitled An act relating to public assistance fraud; amending s. 414.39, F.S.; providing enhanced criminal penalties if the value of public assistance or identification wrongfully received, retained, misappropriated, sought, or used is of an aggregate value exceeding specified amounts; providing for a reward for a report of original information relating to a violation of the state's public assistance fraud laws if the information and report meet specified requirements; amending s. 414.095, F.S.; limiting to a specified period the use of temporary cash assistance benefits out of state; requiring rulemaking; requiring that a parent or caretaker relative who has been disqualified due to fraud have a protective payee designated to receive temporary cash assistance benefits for eligible children; providing requirements for protective payees; providing appropriations and authorizing positions; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Representative(s) O'Toole—

HB 605—A bill to be entitled An act relating to alcoholic beverage licenses, Lake and Sumter Counties; amending chapter 2002-334, Laws of Florida; revising criteria for special alcoholic beverage licenses for certain entities operating within the Town of Lady Lake and certain entities operating within Sumter County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Young, Ahern—

HB 683—A bill to be entitled An act relating to Hillsborough County; amending chapter 2000-445, Laws of Florida, relating to the Civil Service Act; providing an agency or authority with the ability to opt out of or opt into provisions of the act that regulate personnel functions; authorizing an agency or authority that has elected to opt out of certain personnel functions to contract with the Civil Service Board to provide the same personnel functions in a nonregulatory capacity; providing for an appropriation to the Civil Service Board to carry out the purposes of the act; requiring the commission to consider the level of services provided by the Civil Service Board to the participating agencies or authorities; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Finance & Tax Subcommittee, Civil Justice Subcommittee and Representative(s) Pilon—

CS for CS for HB 797—A bill to be entitled An act relating to clerks of court; amending s. 40.32, F.S.; authorizing jurors and witnesses to be paid by check; amending s. 77.27, F.S.; conforming a provision to changes made by the act; amending s. 77.28, F.S.; requiring a party applying for garnishment to pay a deposit to the garnishee, rather than in the registry of the court; deleting a provision that requires the clerk to collect a specified fee; amending s. 197.432, F.S.; providing requirements for the sale of tax certificates; amending s. 197.472, F.S.; revising requirements for the redemption of tax certificates; amending s. 197.502, F.S.; requiring the certificateholder to pay costs of resale within a specified number of days under certain circumstances; providing circumstances under which land shall be placed on a specified list; deleting a provision relating to a notification procedure; amending s. 197.542, F.S.; requiring the certificateholder to pay a specified amount of the assessed value of the homestead under certain circumstances; providing circumstances under which land shall be placed on a specified list; amending s. 197.582, F.S.; clarifying notice requirements; providing for excess proceeds relating to unclaimed property; requiring the clerk to ensure that excess funds are paid according to specified priorities; providing for interpleader actions and the award of reasonable fees and costs; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Representative(s) Magar—

HB 799—A bill to be entitled An act relating to transitional living facilities; creating part XI of chapter 400, F.S.; providing legislative intent; providing definitions; requiring the licensure of transitional living facilities; providing license fees and application requirements; requiring accreditation of licensed facilities; providing requirements for transitional living facility policies and procedures governing client admission, transfer, and discharge; requiring a comprehensive treatment plan to be developed for each client; providing plan and staffing requirements; requiring certain consent for continued treatment in a transitional living facility; providing licensee responsibilities; providing notice requirements; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or take other retaliatory action under certain circumstances; requiring the client and client's representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures; providing licensee requirements relating to administration of medication; requiring maintenance of medication administration records; providing requirements for administration of medications by unlicensed staff; specifying who may conduct training of staff; requiring licensees to adopt policies and procedures for administration of medications by trained staff; requiring

the Agency for Health Care Administration to adopt rules; providing requirements for the screening of potential employees and training and monitoring of employees for the protection of clients; requiring licensees to implement certain policies and procedures to protect clients; providing conditions for investigating and reporting incidents of abuse, neglect, mistreatment, or exploitation of clients; providing requirements and limitations for the use of physical restraints, seclusion, and chemical restraint medication on clients; providing a limitation on the duration of an emergency treatment order; requiring notification of certain persons when restraint or seclusion is imposed; authorizing the agency to adopt rules; providing background screening requirements; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; providing licensee responsibilities with respect to the property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds or other property received by a licensee and credited to the client; providing a penalty for certain misuse of a client's personal funds, property, or personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the agency to adopt rules; providing legislative intent; authorizing the agency to adopt and enforce rules establishing standards for transitional living facilities and personnel thereof; classifying violations and providing penalties therefor; providing administrative fines for specified classes of violations; authorizing the agency to apply certain provisions with regard to receivership proceedings; requiring the agency, the Department of Health, the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic information systems for certain purposes; repealing s. 400.805, F.S., relating to transitional living facilities; revising the title of part V of chapter 400, F.S.; amending s. 381.745, F.S.; revising the definition of the term "transitional living facility," to conform; amending s. 381.75, F.S.; revising the duties of the Department of Health and the agency relating to transitional living facilities; amending ss. 381.78, 400.93, 408.802, and 408.820, F.S.; conforming provisions to changes made by the act; providing applicability with respect to transitional living facilities licensed before a specified date; providing effective dates.

—was referred to the Committees on Children, Families, and Elder Affairs; Health Policy; and Appropriations.

By Representative(s) Boyd—

HB 809—A bill to be entitled An act relating to Manatee County; repealing chapters 30957 (1955), 61-2455, 63-1581, 69-1283, 72-615, 79-506, 80-535, 91-395, and 96-511, Laws of Florida, relating to the Manatee County Law Library, certain license and court fees collected for use by the library, the Manatee County Law Library Committee, and the law librarian; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Workman—

HB 817—A bill to be entitled An act relating to the City of Cocoa, Brevard County; providing for the municipal annexation of the Pinecrest Cemetery and Evergreen Memorial Park; providing boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Transportation & Highway Safety Subcommittee and Representative(s) Kerner, Campbell, McBurney—

CS for HB 863—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.066, F.S.; specifying that the required statement must be completed and sworn to for each confidential crash report requested; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Representative(s) Steube—

HB 885—A bill to be entitled An act relating to Manatee County; repealing chapter 30961 (1955), Laws of Florida, relating to mandatory nonprofit use conditions in leases and conveyances; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Local & Federal Affairs Committee and Representative(s) Patronis—

CS for HB 911—A bill to be entitled An act relating to the City of Panama City, Bay County; designating boundaries of entertainment districts within the downtown area of the city; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to make special allowances for existing bona fide licensees operating within such entertainment districts for the sale of certain alcoholic beverages for consumption off the premises at outdoor events on public rights-of-way and public park property; requiring that such events be declared by the city commission; providing that special allowances are in addition to certain other authorized temporary permits; requiring the bona fide licensees to comply with all other statutory requirements; providing an exemption from general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Patronis—

HB 915—A bill to be entitled An act relating to the Board of Trustees of Bay Medical Center, Bay County; amending chapter 2005-343, Laws of Florida; providing for the removal of a certain board member; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Patronis—

HB 919—A bill to be entitled An act relating to the Bay County Tourist Development Council, Bay County; revising membership of the council; 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.

By Local & Federal Affairs Committee and Representative(s) Robertson, K.—

CS for HB 929—A bill to be entitled An act relating to Little Gasparilla Island, Charlotte County; providing an exception to general law; authorizing future modifications to certain single-family docks, multislip docks, and multifamily docks under certain circumstances; providing that applications filed pursuant to the requirements of the act are full and final settlement of specified claims; limiting the state's liability if a court makes certain determinations relating to such docks; authorizing the Department of Environmental Protection to take enforcement action against docks or owners of riparian parcels or upland interests associated with docks that do not meet specified criteria after a specified date; providing for applicability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Kerner—

HB 931—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended; extending the period in which funds received under chapter 175, F.S., shall be used to reduce employee contributions to the West Palm Beach Firefighters Pension Fund; clarifying that such funds are not refundable as employee contributions; authorizing vested members to request refund of contributions in lieu of a benefit; requiring payment of certain benefits to a designated beneficiary; clarifying requirement for certain members to take a lump sum distribution of their entire lump sum accumulated sick leave and vacation leave within a specified time after their termination of employment in certain circumstances; reducing actuarial assumed rate of return; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Local & Federal Affairs Committee and Representative(s) Hudson—

CS for HB 949—A bill to be entitled An act relating to the East Naples Fire Control and Rescue District, Collier County; amending chapter 2000-444, Laws of Florida, as amended; revising boundaries of the district for purposes of annexing the Isles of Capri Fire and Rescue District into the district; requiring a referendum; providing an effective date.

—was referred to the Committee on Rules.

By Local & Federal Affairs Committee and Representative(s) Hudson—

CS for HB 951—A bill to be entitled An act relating to Collier County; merging the East Naples Fire Control and Rescue District and the Golden Gate Fire Control and Rescue District to create a new district; creating and establishing an independent special fire control district to be known as the Greater Naples Fire Rescue District; providing that the district is an independent special district; providing legislative intent; providing for applicability of chapters 191 and 189, F.S., and other general laws; providing a district charter; providing boundaries; providing for a district board; providing an exception to general law; providing authority of the board; providing for staff; providing duties and powers of the board; providing for elections to the board; providing for salaries of board members; providing for removal of board members; providing a savings clause for the existing district authority to levy up to 1.5 mills; providing for bonds; providing for raising of revenue; providing for taxation; providing findings; providing for impact fees; providing for collection and disbursement of such fees; providing for deposit of taxes, assessments, and fees and authority to disburse funds; providing for immunity from tort liability; providing for liberal construction; providing for severability; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing for the determination of millage; repealing chapters 2000-392, 2012-231, 2004-433, and 2000-444, Laws of Florida, relating to the East Naples Fire Control and Rescue District and the Golden Gate Fire Control and Rescue District; transferring all assets and liabilities of the existing districts to the Greater Naples Fire Rescue District; requiring a referendum; providing an effective date.

—was referred to the Committee on Rules.

By State Affairs Committee and Representative(s) Murphy—

CS for HB 1025—A bill to be entitled An act relating to Pasco County; amending chapter 99-166, Laws of Florida; authorizing the Department of Environmental Protection to grant an exception from requirements prohibiting sewage treatment facility discharges into certain waters of the state for an applicant's limited wet weather surface water discharge serving to rehydrate a surface water body; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Education Committee, Higher Education & Workforce Subcommittee and Representative(s) Castor Dentel, Bracy, Fullwood, Saunders—

CS for CS for HB 1053—A bill to be entitled An act relating to teacher education; amending s. 1009.60, F.S.; revising eligibility criteria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; requiring the Florida Fund for Minority Teachers, Inc., to submit an annual report to the Legislature relating to scholarship funds and recipients; revising funding for administration and the training program carried out by the board of directors of the Florida Fund for Minority Teachers, Inc.; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Hudson, Boyd, Cummings, Pigman, Renuart, Young—

CS for CS for HB 1131—A bill to be entitled An act relating to emergency allergy treatment; amending s. 381.88, F.S.; defining terms; expanding provisions to apply to all emergency allergy reactions, rather than to insect bites only; creating s. 381.885, F.S.; authorizing certain health care practitioners to prescribe epinephrine auto-injectors to an authorized entity; authorizing such entities to maintain a supply of epinephrine auto-injectors; authorizing certified individuals to use epinephrine auto-injectors; authorizing uncertified individuals to use epinephrine auto-injectors under certain circumstances; providing immunity from liability; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Local & Federal Affairs Committee and Representative(s) Pafford—

CS for HB 1143—A bill to be entitled An act relating to the Acme Improvement District, Palm Beach County; amending chapter 2012-256, Laws of Florida; clarifying boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Local & Federal Affairs Committee and Representative(s) Kerner—

CS for HB 1145—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended, relating to the West Palm Beach Police Pension Fund; revising funding of share accounts, member contributions, and refunds; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Stone—

CS for CS for HB 1179—A bill to be entitled An act relating to home health care; amending s. 400.471, F.S.; exempting certain home health agencies from specified licensure application requirements; amending s. 400.506, F.S.; requiring a licensed nurse registry to ensure that each certified nursing assistant and home health aide referred by the registry present certain credentials; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; requiring a nurse registry to inform the patient, the patient's family, or a person acting on behalf of the patient that the referred caregiver is an independent contractor and that the nurse registry is not required to monitor, supervise, manage, or train the referred caregiver; providing the duties of the nurse

registry for a violation of certain laws by an individual referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review or act upon such records except under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

By Representative(s) Antone—

HB 1199—A bill to be entitled An act relating to the Orange County Civic Facilities Authority, Orange County; repealing chapter 2005-324, Laws of Florida; abolishing the authority; transferring assets and liabilities of the authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Peters—

HB 1297—A bill to be entitled An act relating to the Lealman Special Fire Control District, Pinellas County; amending chapter 2000-426, Laws of Florida, as amended; providing for future annexation of certain unincorporated territory; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Pafford—

HB 1335—A bill to be entitled An act relating to the Loxahatchee Groves Water Control District, Palm Beach County; amending chapter 99-425, Laws of Florida, as amended; providing for the dedication of road right-of-way easements to the public; providing requirements for such dedication; providing for prima facie evidence of such public road right-of-way easements; exempting certain property of an electric utility; assigning continuing traffic control jurisdiction on all public roads within the district to the Town of Loxahatchee Groves; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Local & Federal Affairs Committee and Representative(s) Pafford—

CS for HB 1337—A bill to be entitled An act relating to the Loxahatchee Groves Water Control District, Palm Beach County; amending chapter 99-425, Laws of Florida, as amended; providing for the dedication of canal maintenance easements to the district; providing requirements for such dedication; providing for prima facie evidence of such maintenance easements; providing for the use of maintenance easements for recreational trail purposes by the public through district permits issued to the Town of Loxahatchee Groves; providing that any permit issued by the district to the town for perpetual use by the public for recreational trail purposes shall satisfy property control requirements for state grant purposes; providing applicability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Van Zant—

CS for CS for HB 1363—A bill to be entitled An act relating to vessel safety; amending s. 327.44, F.S.; defining terms; authorizing the Fish and Wildlife Conservation Commission and certain law enforcement agencies or officers to relocate or remove vessels that unreasonably or

unnecessarily constitute a navigational hazard or interfere with another vessel; exempting the commission or a law enforcement agency or officer from liability for damages to such a vessel caused by the relocation or removal thereof; providing an exception; specifying requirements for contractors relocating or removing a vessel at the direction of the commission or a law enforcement agency or officer; providing that the commission or a law enforcement agency may recover from the vessel owner its costs for the relocation or removal of such a vessel; requiring the Department of Legal Affairs to represent the commission in actions to recover such costs; amending ss. 376.15 and 823.11, F.S.; defining terms; authorizing the commission and certain law enforcement agencies and officers to relocate or remove a derelict vessel from public waters; exempting the commission or a law enforcement agency or officer from liability for damages to such a vessel caused by the relocation or removal thereof; providing an exception; expanding costs recoverable by the commission or a law enforcement agency against the owner of a derelict vessel for the relocation or removal thereof; specifying requirements for contractors relocating or removing a vessel at the direction of the commission or a law enforcement agency or officer; abrogating the power of the commission to remove certain abandoned vessels and recover its costs therefor; conforming a cross-reference; amending ss. 376.11 and 705.101, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Criminal Justice; and Appropriations.

By Representative(s) Mayfield—

HB 1367—A bill to be entitled An act relating to the City of Vero Beach, Indian River County; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue up to a specified number of temporary permits to a nonprofit civic organization to sell alcoholic beverages for consumption on the premises at outdoor events on public right-of-way and public park property in the downtown area of Vero Beach; providing that the permits authorized by the act are in addition to certain other authorized temporary permits; requiring the nonprofit civic organization to comply with certain statutory requirements in obtaining the permits authorized by the act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By State Affairs Committee, Local & Federal Affairs Committee and Representative(s) Rodrigues, R.—

CS for CS for HB 1373—A bill to be entitled An act relating to Lee County; creating the Village of Estero; providing a charter; providing legislative intent; providing for a council-manager form of government; providing boundaries; providing municipal powers; providing for a village council and composition thereof; providing for eligibility, terms, duties, compensation, and reimbursement of expenses of council members; providing for a mayor and vice mayor; providing scheduling requirements of council meetings; prohibiting interference with village employees; providing for filling of vacancies and forfeiture of office; providing that the council is the sole judge of qualifications of its members; authorizing the council to investigate affairs relating to the village and the conduct of any village department, office, or agency; providing criminal penalties; providing for the appointment of a village manager, village attorney, and village clerk and the qualifications, removal, powers, and duties thereof; providing for the establishment of village departments, agencies, personnel, and boards; defining terms; providing for the adoption of ordinances and resolutions; providing for the adoption of an annual budget and appropriations; providing for supplemental and emergency appropriations and the reduction and transfer of appropriations; providing for the establishment of a 5-year capital program; providing for an annual independent audit; providing that the state is not liable for financial shortfalls of the village; providing for nonpartisan elections and matters relating thereto; providing for seven village council districts; providing for the recall of council members; providing for initiative and referenda; providing for a code of ethics; providing for future amendments to the charter; providing for severability; providing a village transition schedule and procedures for the first election; providing for first-year expenses; providing for adoption of

transitional ordinances and resolutions, comprehensive plans, and land development regulations; providing for accelerated entitlement to state-shared revenues; providing for entitlement to all local revenue sources allowed by general law; providing for the sharing of communications services tax revenues; providing for receipt and distribution of local option gas tax revenues; providing for waiver of specified eligibility provisions; requiring a referendum; providing effective dates.

—was referred to the Committee on Rules.

By Representative(s) Raulerson—

HB 1399—A bill to be entitled An act relating to the Hillsborough County Aviation Authority, Hillsborough County; amending chapter 2012-234, Laws of Florida; increasing the threshold for the award of contracts by the governing body of the authority which are exempt from certain competitive procurement requirements; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Murphy—

HB 1401—A bill to be entitled An act relating to the Town of St. Leo, Pasco County; excluding specified municipal lands within the corporate limits of the Town of St. Leo; providing that the county is responsible for the excluded territory; providing applicability with respect to existing contracts; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By State Affairs Committee and Representative(s) Raschein—

CS for HB 1441—A bill to be entitled An act relating to the Key Largo Wastewater Treatment District, Monroe County; amending chapter 2002-337, Laws of Florida, as amended; providing that the district is authorized to prescribe, fix, and establish a special lower rate, fee, rental, or other charge on the residential account of any person who is 60 years of age or older or a disabled American veteran meeting low income standards; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Regulatory Affairs Committee, Local & Federal Affairs Committee and Representative(s) Stone—

CS for CS for HB 1443—A bill to be entitled An act relating to the City of Ocala, Marion County; defining the term "Ocala Downtown Area"; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue to a bona fide nonprofit civic organization a specified number of additional temporary permits to sell alcoholic beverages for consumption on the premises at certain events in the Ocala Downtown Area; providing requirements to obtain the temporary permit; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Health & Human Services Committee, Local & Federal Affairs Committee and Representative(s) Smith—

CS for CS for HB 1445—A bill to be entitled An act relating to the Citrus County Hospital Board, Citrus County; amending chapter 2011-256, Laws of Florida; authorizing the board to create an irrevocable community foundation or trust to manage the proceeds of a lease of the hospital and its facilities to a private for-profit entity; authorizing the board to create and staff an irrevocable community foundation or trust to

manage the proceeds of certain leases; providing that proceeds of certain leases may only be used for medically related needs of citizens and residents of Citrus County; providing for certain members of the governing body of the irrevocable community trust or foundation; requiring the Supervisor of Elections to conduct elections to select such members upon the request of the board; requiring the irrevocable community trust or foundation to comply with certain rules and laws applicable to governmental entities and their elected and appointed officials; providing that an irrevocable community trust or foundation created by the board is subject to the audit authority of the clerk of the court; authorizing the board to enter into leases or contracts with any Florida corporation, rather than only a Florida nonprofit corporation, for the purpose of operating or managing the hospital and its facilities; providing applicability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Representative(s) Santiago—

HB 3519—A bill to be entitled An act for the relief of Monica Cantillo Acosta and Luis Alberto Cantillo Acosta, surviving children of Nhora Acosta, by Miami-Dade County; providing for an appropriation to compensate them for the wrongful death of their mother, Nhora Acosta, due to injuries sustained as a result of the negligence of a Miami-Dade County bus driver; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Representative(s) Raburn—

HB 3529—A bill to be entitled An act for the relief of Carl Abbott by the Palm Beach County School Board; providing for an appropriation to compensate Carl Abbott for injuries sustained as a result of the negligence of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Civil Justice Subcommittee and Representative(s) Gibbons—

CS for HB 3531—A bill to be entitled An act for the relief of Ronald Miller by the City of Hollywood; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of the City of Hollywood; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Pilon, Baxley, Brodeur, Campbell, Combee, Harrell, Kerner, Perry, Pritchett, Raschein, Rodrigues, R., Rooney, Spano, Van Zant—

CS for CS for HB 7055—A bill to be entitled An act relating to juvenile justice; amending ss. 985.01 and 985.02, F.S.; revising legislative purposes and intent; amending s. 985.03, F.S.; revising definitions; amending s. 985.0301, F.S.; clarifying jurisdictional age restrictions for children in the juvenile justice system; restricting when cases may be transferred to a different jurisdiction; amending s. 985.037, F.S.; providing for the placement of a child in a secure detention facility for contempt of court; providing due process to a child accused of direct contempt; revising the procedure for reviewing a child's placement in secure detention for contempt of court; amending ss. 985.039, 985.045,

and 985.101, F.S.; conforming provisions; repealing s. 985.105, F.S., relating to the creation, duties, and qualifications of the youth custody officers in the Department of Juvenile Justice; amending s. 985.11, F.S.; revising when fingerprints must be submitted to the Department of Law Enforcement; amending s. 985.14, F.S.; revising the intake process; amending s. 985.145, F.S.; substituting "Department of Juvenile Justice" for references to "juvenile probation officer"; creating s. 985.17, F.S.; providing legislative intent; requiring the department to provide specialized services to minimize the likelihood that youth will enter the juvenile justice system; providing for the department to promote the Invest in Children license plate to help fund prevention programs and services; providing for the department to monitor state-funded programs, grants, contracts, appropriations, and activities designed to prevent juvenile crime and report annually on these measures; limiting expenditure of funds to those prevention services that are consistent with the law and maximize public accountability; amending s. 985.24, F.S.; revising factors to determine if the use of detention care is appropriate; authorizing the department to establish nonsecure, non-residential evening reporting centers; conforming provisions; amending s. 985.245, F.S.; conforming provisions; amending s. 985.25, F.S.; requiring a child to be held in secure detention under certain circumstances; clarifying procedures for releasing a child before the child's detention hearing; conforming provisions; amending s. 985.255, F.S.; providing that a child shall be given a detention hearing within 24 hours after being taken into custody; clarifying when a court may order continued detention care; revising specified factors for ordering continued detention care; clarifying when a child charged with domestic violence can be held in secure detention; revising written findings required to retain a child charged with domestic violence in secure detention; deleting obsolete provisions; amending s. 985.26, F.S.; conforming terminology; amending s. 985.265, F.S.; revising procedures for transferring a child to another detention status; providing new notification requirements for when a child is released or transferred from secure detention; revising the frequency of physical observation checks for children detained in jail facilities; amending s. 985.27, F.S.; requiring a child to be held in secure detention pending placement in a high-risk or maximum-risk residential program; conforming provisions; amending s. 985.275, F.S.; requiring the department to notify specified parties when a child absconds from a commitment program; requiring the department to make every reasonable effort to locate the absconded child; amending s. 985.433, F.S.; revising the content of a predisposition report; conforming terminology; amending s. 985.435, F.S.; authorizing a probation program to include an alternative consequence component that may be used to address noncompliance with the technical conditions of probation; requiring the department to identify a child's risk of reoffending if the child is being placed on probation or postcommitment probation; amending s. 985.439, F.S.; authorizing the department to establish alternative sanctions for violations of probation or postcommitment probation; conforming terminology; amending s. 985.441, F.S.; providing that a child on probation for certain offenses may not be committed for a probation violation that is technical in nature; conforming terminology; amending s. 985.46, F.S.; revising the definition of the term "conditional release"; revising terminology; amending s. 985.461, F.S.; expanding the opportunity for transition-to-adulthood services to all children; revising provisions that the department may use to support participation in transition-to-adulthood services; conforming terminology; amending ss. 985.481 and 985.4815, F.S.; deleting obsolete provisions; amending s. 985.514, F.S.; conforming provisions; amending s. 985.601, F.S.; requiring the department's programs to include trauma-informed care, family engagement resources and programs, and gender-specific programming; authorizing the department to pay the expenses of programs and activities that address the needs and well-being of children in its care or under its supervision; conforming terminology; repealing ss. 985.605, 985.606, and 985.61, F.S.; deleting provisions relating to prevention services programs and providers and early delinquency intervention programs; amending s. 985.632, F.S.; providing for the establishment of a performance accountability system for contract providers; revising definitions; providing for the development of a Comprehensive Accountability Report; requiring the department to prepare and submit the report annually to the Governor and Legislature; specifying content that must be included in the report; revising provisions relating to the cost-effectiveness model and quality improvement; amending s. 985.644, F.S.; clarifying an exemption for specified certified law enforcement, correctional, and correctional probation officers relating to a requirement to submit to level 2 background screenings; creating s. 985.6441, F.S.; providing definitions; limiting the amount that the department may pay a hospital or health care provider for health care services based

on a percentage of the Medicare allowable rate; providing applicability; amending s. 985.66, F.S.; revising specified juvenile justice staff development and training procedures; expanding application of training requirements to contract providers who care for children in the department's custody; amending s. 985.664, F.S.; deleting obsolete provisions relating to the initial selection of the juvenile justice circuit advisory board chairs; revising procedures for appointing juvenile justice circuit advisory board chairs; providing that chairs serve at the pleasure of the secretary; amending s. 985.672, F.S.; clarifying language concerning expenditures of the direct-support organization's funds; authorizing the direct-support organization to use department personnel services; defining the term "personnel services"; amending s. 985.682, F.S.; deleting obsolete provisions regarding a comprehensive study relating to the siting of facilities; amending s. 985.69, F.S.; providing for the use of specified funds for repair and maintenance; repealing s. 985.694, F.S.; deleting a provision relating to the Juvenile Care and Maintenance Trust Fund; amending s. 985.701, F.S.; defining the term "juvenile offender" for purposes of prohibiting sexual misconduct with juvenile offenders; creating s. 985.702, F.S.; providing definitions; providing for the imposition of criminal penalties against specified employees who inflict neglect upon juvenile offenders; providing enhanced penalties for such treatment that results in great bodily harm, permanent disability, or permanent disfigurement to a juvenile offender; specifying that such conduct constitutes sufficient cause for an employee's dismissal from employment; prohibiting such employee from future employment with the juvenile justice system; providing incident reporting requirements; prohibiting an employee who witnesses such an incident from knowingly or willfully failing to report such incident; prohibiting false reporting, preventing another from reporting, or coercing another to alter testimony or reports; providing criminal penalties; amending s. 985.721, F.S.; correcting a cross-reference; amending s. 943.0582, F.S.; clarifying that minors are not eligible for expunction if they have been charged by a state attorney for other crimes; repealing s. 945.75, F.S.; deleting a requirement that the Department of Corrections and counties develop programs under which a judge may order juveniles who have committed delinquent acts to tour correctional facilities; amending ss. 121.0515, 316.635, and 318.143, F.S.; conforming provisions and correcting cross-references; providing effective dates.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Appropriations Committee, Health & Human Services Committee and Representative(s) Brodeur—

CS for HB 7157—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; revising applicability of certain definitions; defining the term "plan year"; authorizing the program to include additional benefits; authorizing an employee to use a certain portion of the state's contribution to purchase additional program benefits and supplemental benefits under specified circumstances; providing for the program to offer health plans in specified benefit levels; providing for the Department of Management Services to develop a plan for implementation of the benefit levels; providing reporting requirements; providing for expiration of the implementation plan; creating s. 110.12303, F.S.; authorizing additional benefits to be included in the program; providing that the department shall contract with at least one entity that provides comprehensive pricing and inclusive services for surgery and other medical procedures; providing contract requirements; providing reporting requirements; providing for the department to establish a 3-year price transparency pilot project in certain areas of the state; providing project requirements; providing reporting requirements; creating s. 110.12304, F.S.; directing the department to contract with an independent benefits consultant; providing qualifications and duties of the independent benefits consultant; providing reporting requirements; amending s. 110.12315, F.S., relating to the state employees' prescription drug program; deleting a requirement that the department base its decision as to whether to implement a certain 90-day supply limit on a determination that it would be in the best financial interest of the state; revising the pharmacy dispensing fee; authorizing a retail pharmacy to fill a 90-day supply of certain drugs; repealing s. 54(1) of chapter 2013-41, Laws of Florida; abrogating the scheduled reversion of provisions relating to the state employees' prescription drug program; directing the department to provide premium alternatives to the Governor and Legislature by a specified date; pro-

viding criteria for calculating premium alternatives; providing that the General Appropriations Act shall establish premiums for enrollees that reflect the differences in benefit design and value among the health maintenance organization plan options and the preferred provider organization plan options; providing an appropriation and authorizing positions; providing effective dates.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Health & Human Services Committee and Representative(s) La Rosa, Campbell, Coley—

CS for HB 323—A bill to be entitled An act relating to pharmacy; amending s. 456.42, F.S.; requiring written prescriptions for specified controlled substances to be dated in a specified format; amending s. 465.003, F.S.; revising the definition of the term "prescription"; amending s. 465.014, F.S.; providing the number of registered pharmacy technicians a licensed pharmacist may supervise if approved by the Board of Pharmacy after considering certain factors; requiring the board to authorize a licensed pharmacist to supervise more than three pharmacy technicians if a licensee is employed by certain entities; requiring a licensee to provide the board with notice of employment status under certain circumstances; amending s. 465.189, F.S.; authorizing pharmacists to administer meningococcal and shingles vaccines under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

By Economic Affairs Committee, Transportation & Highway Safety Subcommittee and Representative(s) Nuñez, Stewart—

CS for CS for HB 343—A bill to be entitled An act relating to the rental car surcharge; amending s. 212.0606, F.S.; providing an alternative surcharge for use of a motor vehicle pursuant to an agreement with a car-sharing service for less than a specified number of consecutive hours; defining the term "car-sharing service"; providing applicability; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Innovation Subcommittee and Representative(s) Ahern, Campbell, Perry—

CS for CS for CS for HB 573—A bill to be entitled An act relating to health of residents; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility within a specified period after the resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified period; requiring the responsible entity to ensure that there is adequate and consistent monitoring and implementation of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors affecting the rights, health, safety, and welfare of nursing home residents; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting the rights, health, safety, and welfare of residents and make recommendations for improvement;

amending s. 400.0078, F.S.; requiring that a resident or a representative of a resident of a long-term care facility be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 409.212, F.S.; increasing the cap on additional supplementation a person may receive under certain conditions; amending s. 429.02, F.S.; revising the definition of the term "limited nursing services"; amending s. 429.07, F.S.; requiring that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other agency inspections; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring an assisted living facility that serves one or more mental health residents to obtain a limited mental health license; revising the methods employed by a limited mental health facility relating to placement requirements to include providing written evidence that a request for a community living support plan, a cooperative agreement, and assessment documentation was sent to the Department of Children and Families within 72 hours after admission; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; providing for classification of the scope of a violation based upon number of residents affected and number of staff involved; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.27, F.S.; revising the amount of cash for which a facility may provide safekeeping for a resident; amending s. 429.28, F.S.; providing notice requirements to inform facility residents that the identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; requiring the agency to adopt rules to determine compliance with facility standards and resident's rights; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving the relevant service; amending s. 429.52, F.S.; requiring each newly hired

employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the orientation and keep the signed statement in the employee's personnel record; requiring additional hours of training for assistance with medication; conforming a cross-reference; creating s. 429.55, F.S.; directing the agency to create a consumer information website that publishes specified information regarding assisted living facilities; providing criteria for webpage content; providing for inclusion of all content in the agency's possession by a specified date; authorizing the agency to adopt rules; requiring the Office of Program Policy Analysis and Government Accountability to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; providing appropriations and authorizing positions; amending s. 395.001, F.S.; providing legislative intent regarding recovery care centers; amending s. 395.002, F.S.; revising and providing definitions; amending s. 395.003, F.S.; including recovery care centers as facilities licensed under chapter 395, F.S.; creating s. 395.0171, F.S.; providing admission criteria for a recovery care center; requiring emergency care, transfer, and discharge protocols; authorizing the agency to adopt rules; amending s. 395.1055, F.S.; authorizing the agency to establish separate standards for the care and treatment of patients in recovery care centers; amending s. 395.10973, F.S.; directing the agency to enforce special-occupancy provisions of the Florida Building Code applicable to recovery care centers; amending s. 395.301, F.S.; providing for format and content of a patient bill from a recovery care center; amending s. 408.802, F.S.; providing applicability of the Health Care Licensing Procedures Act to recovery care centers; amending s. 408.820, F.S.; exempting recovery care centers from specified minimum licensure requirements; amending ss. 394.4787, 409.97, and 409.975, F.S.; conforming cross-references; creating part XI of chapter 400, F.S.; providing legislative intent; providing definitions; requiring the licensure of transitional living facilities; providing license fees and application requirements; requiring accreditation of licensed facilities; providing requirements for transitional living facility policies and procedures governing client admission, transfer, and discharge; requiring a comprehensive treatment plan to be developed for each client; providing plan and staffing requirements; requiring certain consent for continued treatment in a transitional living facility; providing licensee responsibilities; providing notice requirements; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or take other retaliatory action under certain circumstances; requiring the client and client's representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures; providing licensee requirements relating to administration of medication; requiring maintenance of medication administration records; providing requirements for administration of medications by unlicensed staff; specifying who may conduct training of staff; requiring licensees to adopt policies and procedures for administration of medications by trained staff; requiring the Agency for Health Care Administration to adopt rules; providing requirements for the screening of potential employees and training and monitoring of employees for the protection of clients; requiring licensees to implement certain policies and procedures to protect clients; providing conditions for investigating and reporting incidents of abuse, neglect, mistreatment, or exploitation of clients; providing requirements and limitations for the use of physical restraints, seclusion, and chemical restraint medication on clients; providing a limitation on the duration of an emergency treatment order; requiring notification of certain persons when restraint or seclusion is imposed; authorizing the agency to adopt rules; providing background screening requirements; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; providing licensee responsibilities with respect to the property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds or other property received by a licensee and credited to the client; providing a penalty for certain misuse of a client's personal funds, property, or personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the agency to adopt rules; providing legislative intent; authorizing the agency to adopt and enforce rules establishing standards for transitional living facilities and personnel thereof; classifying violations and providing penalties therefor; providing administrative fines for specified classes of violations; authorizing the agency to apply certain provisions with regard to receivership proceedings; requiring the agency, the Department of Health,

the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic information systems for certain purposes; repealing s. 400.805, F.S., relating to transitional living facilities; revising the title of part V of chapter 400, F.S.; amending s. 381.745, F.S.; revising the definition of the term "transitional living facility," to conform; amending s. 381.75, F.S.; revising the duties of the Department of Health and the agency relating to transitional living facilities; amending ss. 381.78, 400.93, 408.802, and 408.820, F.S.; conforming provisions to changes made by the act; providing applicability with respect to transitional living facilities licensed before a specified date; creating s. 752.011, F.S.; authorizing the grandparent of a minor child to petition a court for visitation under certain circumstances; requiring a preliminary hearing; providing for the payment of attorney fees and costs by a petitioner who fails to make a prima facie showing of harm; authorizing grandparent visitation upon specific court findings; providing factors for court consideration; providing for application of the Uniform Child Custody Jurisdiction and Enforcement Act; encouraging the consolidation of certain concurrent actions; providing for modification of an order awarding grandparent visitation; limiting the frequency of actions seeking visitation; limiting application to a minor child placed for adoption; providing for venue; creating s. 752.071, F.S.; providing conditions under which a court may terminate a grandparent visitation order upon adoption of a minor child by a stepparent or close relative; amending s. 752.015, F.S.; conforming provisions and cross-references to changes made by the act; repealing s. 752.01, F.S., relating to actions by a grandparent for visitation rights; repealing s. 752.07, F.S., relating to the effect of adoption of a child by a stepparent on grandparent visitation rights; amending s. 400.474, F.S.; revising the report requirements for home health agencies; providing effective dates.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Judiciary Committee, Business & Professional Regulation Subcommittee, Civil Justice Subcommittee and Representative(s) Moraitis—

CS for CS for CS for HB 807—A bill to be entitled An act relating to residential properties; amending s. 509.013, F.S.; revising the definition of the term "public lodging establishment"; amending s. 509.032, F.S.; providing that timeshare projects are not subject to annual inspection requirements; amending s. 509.221, F.S.; providing nonapplicability of certain public lodging establishment requirements to timeshare projects; amending s. 509.241, F.S.; providing that a condominium association that does not own any units classified as timeshare projects is not required to apply for or receive a public lodging establishment license; amending s. 509.242, F.S.; revising the definition of the term "public lodging establishment" to include a "timeshare project"; deleting reference to the term "timeshare plan" in the definition of "vacation rental"; defining the term "timeshare project"; amending s. 509.251, F.S.; providing that timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application; amending s. 712.05, F.S.; clarifying existing law relating to notification for purposes of preserving marketable title; amending s. 718.111, F.S.; authorizing an association to inspect and repair abandoned condominium units; providing conditions to determine if a unit is abandoned; providing a mechanism for an association to recover costs associated with maintaining an abandoned unit; providing that in the absence of an insurable event, the association or unit owners are responsible for repairs; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board or committee member's participation in a meeting via real-time videoconferencing, Internet-enabled videoconferencing, or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; prohibiting the board from voting via e-mail; amending s. 718.116, F.S.; defining the term "previous owner" for purposes of provisions relating to the liability of condominium unit owners for assessments; limiting the present owner's liability for unpaid assessments under specified circumstances; amending s. 718.117, F.S.; prohibiting a new attempt to terminate a condominium from being proposed for a specified period if a plan of termination fails to receive the required approval; repealing s. 718.50151, F.S., relating to the Com-

munity Association Living Study Council and membership functions; amending s. 718.707, F.S.; extending the date by which a condominium parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing for suspension from office of a director or officer who is charged with one or more of certain felony offenses; providing procedures for filling such vacancy or reinstating such member under specific circumstances; providing a mechanism for a person who is convicted of a felony to be eligible for board membership; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.303, F.S.; requiring a board meeting to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; providing that an owner may consent in writing to the disclosure of certain contact information; amending s. 720.306, F.S.; requiring a meeting of the members to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; providing for specified notice to members in lieu of copies of an amendment; creating s. 720.316, F.S.; providing emergency powers of a homeowners' association; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Appropriations.

By Appropriations Committee, Government Operations Subcommittee and Representative(s) Hager—

CS for CS for HB 811—A bill to be entitled An act relating to foreign investments; amending s. 215.47, F.S.; revising the percentage of investments that the State Board of Administration may invest in foreign securities; amending s. 215.473, F.S.; revising and providing definitions with respect to requirements that the board divest securities in which public moneys are invested in certain companies doing specified types of business in or with Sudan or Iran; revising exclusions from the divestment requirements; conforming cross-references; creating s. 624.449, F.S.; requiring a domestic insurer to provide a list of investments that it has in companies on the State Board of Administration's lists of scrutinized companies with activities in Sudan or in Iran's petroleum energy sector; providing for severability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Banking and Insurance; Appropriations; and Rules.

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Quality Subcommittee and Representative(s) Pigman, Campbell—

CS for CS for CS for HB 819—A bill to be entitled An act relating to the Department of Health; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide reproductions of specified records to the Department of Health under certain circumstances; amending s. 381.004, F.S.; revising and providing definitions; specifying the notification and consent procedures for performing an HIV test in a health care setting and a nonhealth care setting; amending s. 382.011, F.S.; providing that a member of the public may not be charged for certain examinations, investigations, or autopsies; authorizing a county to charge a medical examiner approval fee; amending s. 395.3025, F.S.; clarifying duties of the department to maintain the confidentiality of patient records that it obtains under subpoena pursuant to an investigation; authorizing licensees under investigation to inspect or receive copies of patient records connected with the investigation, subject to certain conditions; amending s. 456.013, F.S.; deleting requirements for the physical size of licenses issued for various health professions; amending s. 456.025, F.S.; deleting fee for issuance of wall certificates for various health profession licenses; authorizing the boards or the department to adopt rules waiving certain fees for a specified period in certain circumstances; amending s. 456.032,

F.S.; conforming a cross-reference; amending s. 458.319, F.S.; providing continuing medical education requirements for Board of Medicine licensees; authorizing the board to adopt rules; amending s. 458.3485, F.S.; deleting a provision authorizing medical assistants to be certified by certain entities; amending s. 464.203, F.S.; revising certified nursing assistant inservice training requirements; repealing s. 464.2085, F.S., relating to the creation, membership, and duties of the Council on Certified Nursing Assistants; amending s. 466.032, F.S.; deleting a requirement that the department provide certain notice to a dental laboratory operator who fails to renew her or his registration; amending s. 467.009, F.S.; revising the organization that must accredit certain midwifery programs; amending s. 468.1665, F.S.; revising membership of the Board of Nursing Home Administrators; amending s. 468.1695, F.S.; revising an educational requirement for an applicant to be eligible to take the nursing home administrator licensure examination; repealing s. 468.1735, F.S., relating to provisional licenses for nursing home administrators; amending ss. 468.503 and 468.505, F.S.; revising the organization with whom an individual must be registered to be a registered dietitian; revising a definition; amending ss. 480.033 and 480.041, F.S.; deleting provisions relating to massage therapy apprentices and apprenticeship programs; deleting a definition and revising licensure requirements for massage therapists, to conform; amending s. 480.042, F.S.; revising requirements for conducting massage therapist licensing examinations and maintaining examination records; amending s. 480.044, F.S.; deleting fee for massage therapy apprentices; amending s. 766.1115, F.S.; requiring a health care provider to continue to be an agent for a specified period after determination of ineligibility; amending s. 823.05, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Transportation; and Appropriations.

By Economic Affairs Committee and Representative(s) Goodson—

CS for HB 1023—A bill to be entitled An act relating to the Canaveral Port District, Brevard County; providing legislative intent; codifying, amending, repealing, and reenacting special acts relating to the district; providing severability; providing purpose and construction; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Health Quality Subcommittee and Representative(s) Kerner, Peters, Watson, C., Zimmermann—

CS for HB 1065—A bill to be entitled An act relating to licensed massage therapists; amending s. 456.0135, F.S.; requiring an applicant for licensure under chapter 480, F.S., to submit to certain fingerprinting requirements; requiring fingerprints to be enrolled in the national retained print arrest notification program and the Care Provider Background Screening Clearinghouse; amending s. 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending the license of a massage therapist or establishment for certain offenses; amending s. 480.041, F.S.; requiring an applicant for a massage therapist license to submit to certain background screening requirements; requiring a massage therapist who was issued a license before a specified date to submit to certain background screening requirements by a specified date; requiring the Board of Massage Therapy to deny an application for a new or renewal massage therapy license for certain offenses; amending s. 480.043, F.S.; requiring a person with a specified interest in an establishment to submit to certain background screening requirements; authorizing the department to adopt rules related to corporate assets; requiring the department to deny an application for a new or renewal massage establishment license for certain offenses; requiring a person with a specified interest in a massage establishment that was issued a license before a specified date to submit to certain background screening requirements by a specified date; providing an exemption for certain licensed physicians; conforming a cross-reference; amending s. 480.0465, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; and Appropriations.

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Raschein—

CS for CS for HB 1089—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; extending the date after which certain structures cease to be eligible for coverage by the corporation; providing that a condominium is deemed ineligible for commercial residential wind-only coverage under certain conditions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Rules.

By Judiciary Committee, Business & Professional Regulation Subcommittee, Civil Justice Subcommittee and Representative(s) Spano, Campbell, Combee, Passidomo—

CS for CS for HB 7037—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term "community association management"; creating s. 468.4334, F.S.; providing powers and duties of community association managers and community association management firms; authorizing the indemnification of a community association manager or community association management firm under certain conditions; amending s. 718.116, F.S.; requiring a release of lien to be in a specific form; requiring a pre-foreclosure notice to be in a specific form; amending s. 718.121, F.S.; requiring a pre-lien notice to be in a specific form; amending s. 719.108, F.S.; deleting a provision providing for the expiration of certain liens; revising notice requirements; requiring a pre-lien notice to be in a specific form; providing for execution and effect of lien; providing for the content of a recording notice; requiring a release of lien to be in a specific form; amending s. 720.3085, F.S.; requiring a release of lien to be in a specific form; requiring a pre-lien notice to be in a specific form; requiring a pre-foreclosure notice to be in a specific form; providing requirements for the execution of a claim of lien; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

By Regulatory Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee, Business & Professional Regulation Subcommittee and Representative(s) La Rosa—

CS for CS for HB 7051—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 472.027, F.S.; directing the Board of Professional Surveyors and Mappers to adopt rules establishing specified standards of practice; amending s. 493.6108, F.S.; revising conditions relating to the examination of fingerprint records for private investigative, security, and repossession service licenses; amending s. 493.6113, F.S.; providing conditions for renewal of certain firearm licenses; amending s. 493.6115, F.S.; authorizing certain firearms licensees to carry specified handguns; amending s. 493.6305, F.S.; providing conditions under which certain licensees are authorized to carry concealed firearms; amending s. 501.016, F.S.; providing for consumer claims against certain bonds posted by health studios; amending s. 501.059, F.S.; prohibiting telephone solicitation of certain donors; repealing s. 501.143, F.S., relating to the Dance Studio Act; amending s. 501.603, F.S.; defining the term "novelty payment"; amending s. 501.611, F.S.; providing for consumer claims against certain bonds posted by commercial telephone sellers; amending s. 501.616, F.S.; prohibiting commercial telephone sellers from accepting specified payments; amending s. 501.913, F.S.; providing for expiration of antifreeze registration certificates; amending s. 525.16, F.S.; revising administrative fine provisions for gasoline and oil proprietors; creating s. 526.015, F.S.; prohibiting the sale and distribution of certain lubricating oil; amending s. 526.50, F.S.; deleting the definition of the term "permit year"; amending s. 526.51, F.S.; revising provisions for issuance and renewal of permits to sell brake fluid; amending s. 539.001, F.S.; providing for consumer claims against certain bonds posted by pawnbroking licensees; revising administrative fine and civil penalty provisions for pawnbroker licensees; amending s. 559.929, F.S.; providing for consumer claims against certain bonds posted by sellers of travel; amending s. 943.059, F.S.; requiring the subject of a sealed criminal history record to provide such information when applying for a concealed weapon or concealed firearm permit; providing applicability;

amending ss. 205.1969, 472.025, 501.015, 627.7842, and 718.104, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

—was referred to the Committees on Commerce and Tourism; and Appropriations.

By Appropriations Committee, Economic Affairs Committee and Representative(s) Patronis, Campbell, Taylor—

CS for HB 7095—A bill to be entitled An act relating to the professional sports facilities incentive application process; amending s. 212.20, F.S.; providing for the distribution of a specified amount of tax proceeds to certain applicants of the professional sports facility incentive program; prohibiting the Department of Revenue from distributing more than a specified amount to program applicants; amending s. 218.64, F.S.; authorizing municipalities and counties to use local government half-cent sales tax distributions to reimburse the state for funding received under the professional sports facility incentive program; 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 a detailed analysis of the professional sports facility incentive program; creating s. 288.11625, F.S.; creating the professional sports facility incentive program; providing definitions; requiring certain professional sports franchises to meet additional requirements to be a beneficiary; providing application requirements and procedures; providing procedures and criteria for the evaluation of applications and the recommendation of applications for a distribution of state funds; providing that an applicant must receive legislative approval of its application in order to receive state funding; requiring an applicant whose application is approved by the Legislature to enter into a contract with the Department of Economic Opportunity containing specified terms in order to become certified; providing for the duration of certain certifications; providing for the distribution of state funds to certified applicants; requiring certified applicants to submit an annual analysis including specified information; restricting the amount of state funds that may be provided to certified applicants in a specified period; restricting the use of state funds received by a certified applicant to specified purposes; providing for the repayment of distributions under certain circumstances; requiring the department to submit an annual report containing specified information to the Governor and Legislature; requiring the Auditor General to conduct an audit of the program; authorizing the Department of Revenue to recover improperly expended distributions at the request of the Auditor General; providing for the halting of distributions; authorizing the Department of Economic Opportunity to adopt rules; amending s. 288.1166, F.S.; requiring a local government to issue an emergency declaration in order to designate a professional sports facility constructed with financial assistance from the state as a shelter site for the homeless; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Appropriations.

By Health & Human Services Committee, Rulemaking Oversight & Repeal Subcommittee and Representative(s) Hutson—

CS for HB 7105—A bill to be entitled An act relating to health care services rulemaking; amending s. 390.012, F.S.; revising rulemaking authority relating to the operation of certain abortion clinics; amending s. 400.021, F.S.; revising the definition of the term "nursing home bed" to remove rulemaking authority for determining minimum space requirements for nursing home beds; amending s. 400.0712, F.S.; removing rulemaking authority relating to inactive nursing home facility licenses; amending s. 400.23, F.S.; revising general rulemaking authority relating to nursing homes and certain health care providers; amending s. 400.471, F.S.; exempting certain home health agencies from requirements relating to documentation of accreditation; amending s. 400.474, F.S.; revising reporting requirements to be submitted to the Agency for Health Care Administration by home health agencies; revising entities that are not required to submit the report; amending s. 400.487, F.S.; removing rulemaking authority relating to orders not to resuscitate presented to home health agency personnel; amending s. 400.497, F.S.; revising rulemaking authority relating to the Home Health Services Act; amending s. 400.506, F.S.; removing rulemaking authority relating to the licensure of nurse registries and the establishment of certain emergency management plans; amending s. 400.509, F.S.; removing

rulemaking authority relating to registration of certain companion services and homemaker services; amending s. 400.6095, F.S.; removing rulemaking authority relating to orders not to resuscitate presented to a hospice care team; amending s. 400.914, F.S.; revising rulemaking authority relating to standards for prescribed pediatric extended care (PPEC) centers; removing rulemaking authority relating to certain limitations on PPEC centers; creating s. 400.9141, F.S.; providing limitations on PPEC centers; amending s. 400.934, F.S.; revising rulemaking authority relating to the preparation of emergency management plans by home medical equipment providers; amending s. 400.935, F.S.; revising rulemaking authority relating to minimum standards for home medical equipment providers; amending s. 400.962, F.S.; removing rulemaking authority relating to certain standards for active treatment by intermediate care facilities for the developmentally disabled; amending s. 400.967, F.S.; revising rulemaking authority relating to the construction of, the preparation of emergency management plans by, and the classification of deficiencies of intermediate care facilities for the developmentally disabled; amending s. 400.980, F.S.; removing rulemaking authority relating to the registration of health care services pools; amending s. 409.912, F.S.; removing rulemaking authority relating to Medicaid provider lock-in programs; amending s. 409.972, F.S.; revising Medicaid-eligible persons exempt from mandatory managed care enrollment; amending s. 429.255, F.S.; removing rulemaking authority relating to orders not to resuscitate presented to assisted living facility staff and the use of automated external defibrillators; amending s. 429.73, F.S.; removing rulemaking authority relating to orders not to resuscitate presented to adult family-care home providers; amending s. 440.102, F.S.; removing rulemaking authority relating to certain guidelines for drug-free workplace laboratories; amending s. 483.245, F.S.; revising rulemaking authority relating to the imposition of certain administrative penalties against clinical laboratories; amending s. 765.541, F.S.; revising rulemaking authority relating to standards and guidelines for certain organ donation programs; revising provisions relating to organ procurement programs; amending s. 765.544, F.S.; removing rulemaking authority relating to administrative penalties for violations with respect to organ and tissue donations; providing an effective date.

—was referred to the Committees on Health Policy; Rules; and Appropriations.

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Innovation Subcommittee and Representative(s) Brodeur, Steube, Campbell, Cummings, Pigman—

CS for CS for HB 7113—A bill to be entitled An act relating to health care; amending s. 395.1051, F.S.; requiring a hospital to notify obstetrical physicians before the hospital closes its obstetrical department or ceases to provide obstetrical services; permitting a hospital that has operated as a Level I, Level II, or pediatric trauma center for a specified period to continue operating at that trauma center level under certain conditions, notwithstanding any other provision of law; making a hospital that complies with such requirements eligible for renewal of its 7-year approval period under s. 395.4025(6); permitting a hospital that has operated as a Level I, Level II, or pediatric trauma center for a specified period and is verified by the Department of Health on or before a certain date to continue operating at that trauma center level under certain conditions, notwithstanding any other provision of law; making a hospital that complies with such requirements eligible for renewal of its 7-year approval period under s. 395.4025(6); amending s. 395.401, F.S.; restricting trauma service fees to \$15,000 until July 1, 2015; amending s. 395.402, F.S.; deleting factors to be considered by the department in conducting an assessment of the trauma system; assigning Collier County to trauma service area 15 rather than area 17; amending s. 395.4025, F.S.; permitting a trauma center or hospital located in the same trauma service area to protest a decision by the department to approve another trauma center; establishing a moratorium on the approval of additional trauma centers until the earlier of July 1, 2015, or upon the effective date a rule adopted by the department allocating the number of trauma centers needed for each trauma service area; requiring a trauma center to post its trauma activation fee in the trauma center and on its website; creating s. 456.47, F.S.; defining terms; providing for certain practice standards for telehealth providers; providing for the maintenance and confidentiality of medical records; requiring the registration of health care professionals not licensed in this state to use telehealth to deliver health care services; providing registration re-

quirements; prohibiting registrants from opening an office or providing in-person health care services in this state; requiring a registrant to notify the appropriate board or the department of certain actions against the registrant's professional license; prohibiting a health care professional with a revoked license from being registered as a telehealth provider; providing exemptions to the registration requirement; providing rulemaking authority; amending s. 408.036, F.S.; providing an exemption from certificate-of-need requirements for the relocation of a specified percentage of acute care hospital beds from a licensed hospital to another location; requiring certain information to be included in a request for exemption; amending s. 381.026, F.S.; including independent nurse practitioners within the definition of "health care provider"; amending s. 382.008, F.S.; authorizing independent nurse practitioners to certify causes of death and to sign, correct, and file death certificates; amending s. 394.463, F.S.; authorizing an independent nurse practitioner to execute a certificate to require, under the Baker Act, an involuntary examination of a person; authorizing a qualified independent nurse practitioner to examine a person at a receiving facility and approve the release of a person at the receiving facility under the Baker Act; amending s. 456.048, F.S.; requiring independent nurse practitioners to maintain medical malpractice insurance or provide proof of financial responsibility; exempting independent nurse practitioners from such requirements under certain circumstances; amending s. 456.44, F.S.; providing certain requirements for independent nurse practitioners who prescribe controlled substances for the treatment of chronic non-malignant pain; amending s. 464.003, F.S.; revising the definition of the term "advanced or specialized nursing practice" to require a joint committee to establish an exclusionary formulary of controlled substances; defining the term "independent nurse practitioner"; amending s. 464.012, F.S.; authorizing advanced registered nurse practitioners to perform certain acts as they relate to controlled substances; providing limitations; amending s. 464.0125, F.S., providing for the registration of qualified advanced registered nurse practitioners as independent nurse practitioners; authorizing registered independent nurse practitioners to perform certain acts; requiring advanced registered nurse practitioners registered as independent nurse practitioners to include their registered status on their practitioner profiles; requiring independent nurse practitioners to complete a certain amount of continuing education in pharmacology for biennial renewal of registration; aligning the biennial renewal cycle period for registration for independent nurse practitioners with the advanced registered nurse practitioner licensure renewal cycle; authorizing the Board of Nursing to establish fees by rule; providing the board with rulemaking authority; amending s. 464.015, F.S.; providing title protection for independent nurse practitioners; creating s. 464.0155, F.S., requiring independent nurse practitioners to report adverse incidents to the Board of Nursing in a certain manner; defining the term "adverse incident"; providing for board review of the adverse incident; authorizing the board to take disciplinary action for adverse incidents; amending s. 464.018, F.S.; adding certain acts to an existing list of acts for which nurses may be administratively disciplined; amending s. 893.02, F.S.; redefining the term "practitioner" to include independent nurse practitioners; amending s. 960.28, F.S.; conforming a cross-reference; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care destination; amending s. 288.923, F.S.; directing the Division of Tourism Marketing to include the promotion of medical tourism in its marketing plan; creating s. 288.924, F.S.; requiring the medical tourism plan to promote national and international awareness of the qualifications, scope of services, and specialized expertise of health care providers in this state and to include an initiative to showcase qualified health care providers; requiring a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation to be allocated for the medical tourism marketing plan; requiring the Florida Tourism Industry Marketing Corporation to create a matching grant program; specifying criteria for the grant program; requiring that a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation be allocated for the grant program; amending s. 456.072, F.S.; providing additional grounds for discipline of a licensee of the department by a regulatory board; requiring the suspension and fining of an independent nurse practitioner for prescribing or dispensing a controlled substance in a certain manner; amending s. 893.055, F.S.; revising definitions; revising provisions relating to the database of controlled substance dispensing information; revising program funding requirements; requiring a prescriber to access and view certain patient information in the database before initially prescribing a controlled substance; providing requirements related to the release of identifying information; providing requirements for the

release of information shared with a state attorney in response to a discovery demand; providing procedures for the release of information to a law enforcement agency during an active investigation; requiring the department to enter into a user agreement with a law enforcement agency requesting the release of information; providing requirements for the user agreement; requiring a law enforcement agency under a user agreement to conduct annual audits; providing for the restriction, suspension, or termination of a user agreement; revising information retention requirements; revising provisions required in a contract with a direct-support organization; requiring the state to use certain properties and funds to support the program; providing for the adoption of specific rules by the department; amending s. 893.0551, F.S.; conforming references; amending s. 154.11, F.S.; authorizing a public health trust to execute contracts and other instruments with certain organizations without prior approval by the governing body of the county; amending s. 458.3485, F.S.; deleting a provision specifying entities authorized to certify medical assistants; amending s. 456.42, F.S.; requiring written prescriptions for specified controlled substances to be dated in a specified format; amending s. 465.014, F.S.; providing the number of registered pharmacy technicians a licensed pharmacist may supervise if approved by the Board of Pharmacy after considering certain factors; requiring the board to authorize a licensed pharmacist to supervise more than three pharmacy technicians if a licensee is employed by certain entities; requiring a licensee to provide the board with notice of employment status under certain circumstances; providing an appropriation to the Department of Health to fund the administration of the prescription drug monitoring program; amending s. 400.141, F.S.; revising provisions for administration and management of nursing home facilities; amending s. 465.189, F.S.; authorizing pharmacists to administer meningococcal and shingles vaccines under certain circumstances; amending ss. 458.347 and 459.022, F.S.; increasing the number of licensed physician assistants that a physician may supervise at any one time; providing an exception; revising circumstances under which a physician assistant is authorized to prescribe or dispense medication; revising requirements for medications prescribed or dispensed by physician assistants; revising application requirements for licensure as a physician assistant and license renewal; amending ss. 458.348 and 459.025, F.S.; defining the term "nonablative aesthetic skin care services"; authorizing a physician assistant who has completed specified education and clinical training requirements, or who has specified work or clinical experience, to perform nonablative aesthetic skin care services under the supervision of a physician; providing that a physician must complete a specified number of education and clinical training hours to be qualified to supervise physician assistants performing certain services; amending s. 400.9905, F.S.; providing an exemption from licensure under part X of chapter 400, F.S., in certain circumstances; providing effective dates.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Regulatory Affairs Committee, Energy & Utilities Subcommittee and Representative(s) Diaz, J.—

CS for HB 7147—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 377.6015, F.S.; removing a provision relating to the department's duty to represent the state in the Southern States Energy Compact; amending s. 377.703, F.S.; requiring the department's annual report to include recommendations for energy efficiency; revising provisions relating to the promotion of the development and use of renewable energy resources; directing the department to cooperate with the Florida Energy Systems Consortium in the development and use of renewable energy resources; amending s. 377.712, F.S.; authorizing the Commissioner of Agriculture to serve on or appoint a representative to the Southern States Energy Board; re-directing authority to approve proposed activities relating to the Southern States Energy Compact from the Department of Health to a specified member of the board; amending s. 377.801, F.S.; conforming a cross-reference; amending ss. 377.802 and 377.803, F.S.; conforming provisions to changes made by the act; creating s. 377.815, F.S.; authorizing the department to post on its website information relating to alternative fueling stations and electric vehicle charging stations; defining the term "alternative fuel"; authorizing the owner or operator of an alternative fueling station or an electric vehicle charging station to report certain information; amending s. 553.74, F.S.; providing for the appointment of a department representative to the Florida Building Commission; deleting obsolete provisions; repealing ss. 377.806 and

377.807, F.S., relating to the Solar Energy System Incentives Program and the energy-efficient appliance rebate program, respectively; providing definitions; directing the Office of Energy within the Department of Agriculture and Consumer Services to establish a program for allocating or reallocating a federal qualified energy conservation bond volume limitation; providing program requirements; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Agriculture; and Appropriations.

By State Affairs Committee and Representative(s) Brodeur, Porter—

HB 7171—A bill to be entitled An act relating to establishing minimum water flows and levels for water bodies; exempting specified rules from legislative ratification under s. 120.541(3), F.S.; requiring the Department of Environmental Protection to publish a certain notice; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; and Rules.

By State Affairs Committee and Representative(s) Boyd, Caldwell—

HB 7181—A bill to be entitled An act relating to public retirement plans; amending s. 121.021, F.S.; revising the definition of "vested" or "vesting"; providing that a member initially enrolled in the Florida Retirement System after a certain date is vested in the pension plan after 10 years of creditable service; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System Investment Plan for employees in the Elected Officers' Class or the Senior Management Service Class initially enrolled after a specified date; amending s. 121.052, F.S.; prohibiting members of the Elected Officers' Class from joining the Senior Management Service Class after a specified date; amending s. 121.053, F.S.; authorizing renewed membership in the retirement system for retirees who are reemployed in a position eligible for the Elected Officers' Class under certain circumstances; amending s. 121.055, F.S.; authorizing renewed membership in the retirement system for retirees of the Senior Management Service Optional Annuity Program who are reemployed on or after a specified date; prohibiting an elected official eligible for membership in the Elected Officers' Class from enrolling in the Senior Management Service Class or in the Senior Management Service Optional Annuity Program; closing the Senior Management Service Optional Annuity Program to new members after a specified date; amending s. 121.091, F.S.; increasing the service time required to qualify for disability benefits to 10 years for members enrolled in the pension plan on or after a specified date; revising provisions to conform to changes made by the act; amending s. 121.122, F.S.; requiring that certain retirees who are employed on or after a specified date be renewed members in the investment plan; providing exceptions; providing that creditable service does not accrue for a reemployed retiree during a specified period; prohibiting certain funds from being paid into a renewed member's investment plan account for a specified period of employment; requiring the renewed member to satisfy vesting requirements; prohibiting a renewed member from receiving disability benefits; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions to the member's investment plan account; providing for the administration of the employer and employee contributions; prohibiting the purchase of past service in the investment plan during certain dates; authorizing a renewed member to receive additional credit toward the health insurance subsidy under certain circumstances; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program is a renewed member of that program; specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program during certain dates; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State Community College System Optional Retirement Program is a renewed member of that program;

specifying requirements and limitations; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program during certain dates; amending s. 121.4501, F.S.; requiring certain employees initially enrolled in the Florida Retirement System on or after a specified date to be compulsory members of the investment plan; revising the definition of "member" or "employee"; revising a provision relating to acknowledgement of an employee's election to participate in the investment plan; enrolling certain employees in the pension plan from their date of hire until they are automatically enrolled in the investment plan or timely elect enrollment in the pension plan; providing certain members with a specified time to choose participation in the pension plan or the investment plan; specifying that a retiree who has returned to covered employment before a specified date may continue membership in his or her selected retirement plan; conforming a provision to changes made by the act; providing for the transfer of certain contributions; revising a provision relating to acknowledgement of an employee's election to participate in the investment plan; revising the education component; conforming provisions and cross-references to changes made by the act; amending s. 121.591, F.S.; increasing the service time required to qualify for disability benefits to 10 years for members enrolled in the investment plan on or after a specified date; amending s. 175.021, F.S.; revising the legislative declaration to require that all firefighter pension plans meet the requirements of chapter 175, F.S., in order to receive insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; providing that certain firefighter pension plans must maintain a certain minimum percentage of average final compensation after a specified date; amending s. 175.351, F.S., relating to municipalities and special fire control districts that have their own pension plans and want to participate in the distribution of a tax fund; revising criteria governing the use of revenues from the premium tax; authorizing a pension plan to reduce excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of chapter 175, F.S., under certain circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to chapter 175, F.S., for a limited time; amending s. 185.01, F.S.; revising the legislative declaration to require that all police officer pension plans meet the requirements of chapter 185, F.S., in order to receive insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and adding new definitions; revising applicability of the limitation on the amount of overtime payments which may be used for retirement benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; providing that certain police officer pension plans must maintain a certain minimum percentage of average final compensation after a specified date; amending s. 185.35, F.S., relating to municipalities that have their own pension plans for police officers and want to participate in the distribution of a tax fund; conforming a cross-reference; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of chapter 185, F.S., under specified circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to chapter 185, F.S., for a limited time; amending ss. 238.072 and 413.051, F.S.; conforming cross-refer-

ences; providing that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

By Economic Affairs Committee, Government Operations Subcommittee, Transportation & Highway Safety Subcommittee and Representative(s) Kerner, Campbell, Rooney—

CS for CS for CS for HB 865—A bill to be entitled An act relating to public records; amending s. 316.066, F.S.; providing an exemption from public records requirements for certain personal contact information contained in motor vehicle crash reports; 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 Transportation; Governmental Oversight and Accountability; and Rules.

By Representative(s) Harrell, Edwards, Fitzenhagen, Gibbons, Lee, Magar, Mayfield, Moraitis, Raschein—

HM 607—A memorial to the Congress of the United States, urging Congress to enact before adjournment a Water Resources Development Act authorizing the next phase of Everglades restoration that includes the Biscayne Bay Coastal Wetlands, the C-111 Spreader Canal, the Broward County Water Preserve Area, the Caloosahatchee River C-43 West Basin Storage Reservoir, and the Central Everglades Planning Project.

—was referred to the Committee on Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed SB 506, CS for SB 646, CS for SB 648, CS for SB 650, CS for SB 656, CS for SB 858, SB 996, SB 1108 and SB 1678.

Robert L. "Bob" Ward, Clerk

The bills contained in the foregoing messages were ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 24 was corrected and approved.

CO-INTRODUCERS

Senator Sobel—CS for SB 1142

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 2:26 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Monday, April 28 or upon call of the President.



Journal of the Senate

Number 18—Regular Session

Monday, April 28, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 10:00 a.m. A quorum present—33:

Mr. President	Flores	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gardiner	Simmons
Brandes	Gibson	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Excused: Senator Negron periodically for the purpose of working on Appropriations

PRAYER

The following prayer was offered by Senator Montford:

Father, as we see this session to an end, please help us do what is best for Florida's children. Let that be laid on our hearts and be the foundation upon which we build policy. Lord, let us find common ground to make decisions that will benefit our children, our grandchildren, and their children. For you, Lord, recognize that children are our future. When you said in the *Book of Luke*, "Let the little children come to me and do not hinder them, for the kingdom of God belongs to such as these." So, too, does the State of Florida belong to such as these.

So, God, let us not be blinded by the many priorities created by this world, but help us to see through your eyes and legislate according to the

needs of your children. For the people of Florida are in need, Lord. Help us come together to meet these needs, as you have shown us to do. May we all remember the mercy that you have shown us and help us to return that mercy to those in need, starting with the least of these.

Lord, you know that it's not just us, as Senators, that look for your guidance and blessing, but also every person in this process. Please bless those that have spent time away from their families and long nights here working for our children's education, our communities' parks, and to preserve the beauty and nature that your hands have created. It is their hard work that help make those of us in this chamber do what is right. Lord, we thank the staff that you have blessed us with and their commitment to this great state.

Lord, you have blessed us with the friendship found in these Capitol halls. You have blessed us with the diversity needed to solve the problems that we face. Dear God, please give us the patience to hear each others' woes and the perseverance to do what is right by your word.

Thank you, dear God, for the freedom that you have granted us in this country to speak openly, bravely, and forthrightly about our own beliefs, so that we may hope to follow your word. Finally, dear God, we thank you for being an ever present help in the times of our need and for your standing beside us, preparing us for what is ahead. We ask that you hear our prayers. Amen.

PLEDGE

Senate Pages, Harrison Edwards of Dade City, and Sarah Cibula of Riviera Beach, led the Senate in the pledge of allegiance to the flag of the United States of America.

BILLS ON THIRD READING

Consideration of **CS for CS for SB 586** and **CS for CS for SB 764** was deferred.

CS for CS for SB 1274—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; postponing the date that certain major structures become ineligible for coverage by the corporation; providing that a condominium association is ineligible for commercial residential wind-only coverage under certain conditions; providing an effective date.

—as amended April 24 was read the third time by title.

Pending further consideration of **CS for CS for SB 1274** as amended, on motion by Senator Hays, by two-thirds vote **CS for CS for HB 1089** was withdrawn from the Committees on Banking and Insurance; Community Affairs; and Rules.

On motion by Senator Hays, by two-thirds vote—

CS for CS for HB 1089—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.351, F.S.; extending the date after which certain structures cease to be eligible for coverage by the corporation; providing that a condominium is deemed ineligible for commercial residential wind-only coverage under certain conditions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1274** as amended and read the second time by title.

On motion by Senator Hays, by two-thirds vote **CS for CS for HB 1089** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—24

Mr. President	Gardiner	Simmons
Bean	Gibson	Simpson
Benacquisto	Hays	Smith
Bradley	Hukill	Sobel
Brandes	Legg	Soto
Dean	Margolis	Stargel
Detert	Montford	Thompson
Galvano	Richter	Thrasher

Nays—6

Braynon	Clemens	Flores
Bullard	Diaz de la Portilla	Garcia

Vote after roll call:

Yea—Evers, Grimsley

Nay—Altman

CS for SB 1046—A bill to be entitled An act relating to public records; amending s. 316.066, F.S.; providing an exemption from public records requirements for certain personal contact information contained in motor vehicle crash reports; 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.

Pending further consideration of **CS for SB 1046**, on motion by Senator Galvano, by two-thirds vote **CS for CS for CS for HB 865** was withdrawn from the Committees on Transportation; Governmental Oversight and Accountability; and Rules.

On motion by Senator Galvano, by two-thirds vote—

CS for CS for CS for HB 865—A bill to be entitled An act relating to public records; amending s. 316.066, F.S.; providing an exemption from public records requirements for certain personal contact information contained in motor vehicle crash reports; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 1046** and read the second time by title.

On motion by Senator Galvano, by two-thirds vote **CS for CS for CS for HB 865** 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—33

Mr. President	Evers	Montford
Bean	Flores	Richter
Benacquisto	Galvano	Sachs
Bradley	Garcia	Simmons
Brandes	Gibson	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Abruzzo, Altman, Grimsley, Latvala

Yea to Nay—Joyner

CS for CS for SB 1480—A bill to be entitled An act relating to microfinance; creating Part XIV of ch. 288, F.S., consisting of ss. 288.993-288.9937, F.S., relating to microfinance programs; creating s. 288.993, F.S.; providing a short title; creating s. 288.9931, F.S.; providing legislative findings and intent; creating s. 288.9932, F.S.; defining terms; creating s. 288.9933, F.S.; authorizing the Department of Economic Opportunity to adopt rules to implement this part; creating s. 288.9934, F.S.; establishing the Microfinance Loan Program; providing a purpose; defining the term “loan administrator”; requiring the Department of Economic Opportunity to contract with at least one entity to administer the program; requiring the loan administrator to contract with the department to receive an award of funds; providing other terms and conditions to receiving funds; specifying fees authorized to be charged by the department and the loan administrator; requiring the loan administrator to remit the microloan principal collected from all microloans made with state funds received by the loan administrator; providing for contract termination; providing for auditing and reporting; requiring applicants for funds from the Microfinance Loan Program to meet certain qualifications; requiring the department to be guided by the 5-year statewide strategic plan and to advertise and promote the loan program; requiring the department to perform a study on methods and best practices to increase the availability of and access to credit in this state; prohibiting the pledging of the credit of the state; authorizing the department to adopt rules; creating s. 288.9935, F.S.; establishing the Microfinance Guarantee Program; defining the term “lender”; requiring the department to contract with Enterprise Florida, Inc., to administer the program; prohibiting Enterprise Florida, Inc., from guaranteeing certain loans; requiring borrowers to meet certain conditions before receiving a loan guarantee; requiring Enterprise Florida, Inc., to submit an annual report to the department; prohibiting the pledging of the credit of the state or Enterprise Florida, Inc.; creating s. 288.9936, F.S.; requiring the department to report annually on the Microfinance Loan Program; requiring the Office of Program Policy Analysis and Government Accountability to report on the effectiveness of the State Small Business Credit Initiative; creating s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to evaluate and report on the Microfinance Loan Program and the Microfinance Guarantee Program by a specified date; authorizing the executive director of the Department of Economic Opportunity to adopt emergency rules; providing an appropriation to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity and Enterprise Florida, Inc., to spend a specified amount for marketing and promotional purposes; authorizing and providing an appropriation for one full-time equivalent position; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **CS for CS for SB 1480** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Margolis
Bean	Galvano	Montford
Benacquisto	Garcia	Richter
Bradley	Gardiner	Sachs
Brandes	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hays	Smith
Clemens	Hukill	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson
Evers	Legg	Thrasher

Nays—None

Vote after roll call:

Yea—Abruzzo, Altman

CS for CS for SB 1212—A bill to be entitled An act relating to behavior analysts; amending s. 20.43, F.S.; establishing the Board of Applied Behavior Analysis within the Division of Medical Quality Assurance; amending s. 456.001, F.S.; including licensed behavior analysts and licensed assistant behavior analysts in the definition of “health care practitioner”; amending s. 456.0135, F.S.; requiring an applicant for licensure under chapter 470, F.S., to submit to certain fingerprinting requirements; creating chapter 470, F.S.; entitling the chapter; creating s. 470.40, F.S.; providing a purpose; creating s. 470.41, F.S.; defining terms; creating s. 470.415, F.S.; creating the Board of Applied Behavior Analysis; providing for membership and terms of members; creating s. 470.42, F.S.; creating rulemaking authority for the board and the department; creating s. 470.43, F.S.; providing requirements for licensure as a behavior analyst or assistant behavior analyst; creating s. 470.44, F.S.; providing requirements for renewal of license; creating s. 470.45, F.S.; establishing maximum fees for applications, initial licenses, and license renewals; requiring fees collected by the department to be deposited into a specified trust fund; creating s. 470.46, F.S.; providing grounds for denial of license or disciplinary action; creating s. 470.47, F.S.; providing penalties for practicing applied behavior analysis without a license or wrongfully identifying oneself as a licensed behavior analyst or licensed assistant behavior analyst; creating s. 470.48, F.S.; providing exceptions to applicability of the chapter; providing appropriations and authorizing positions; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Bean, CS for CS for SB 1212 as amended was passed and certified to the House. The vote on passage was:

Yeas—31

Table with 3 columns: Name, Ring, Sachs, Simmons, Simpson, Smith, Sobel, Soto, Stargel, Thompson

Nays—4

Table with 3 columns: Name, Joyner

Vote after roll call:

Yea—Benacquisto, Thrasher

CS for CS for CS for HB 489—A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary when selling residential property; providing a form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or incorporated by reference into the contract for sale; defining the terms “subsurface rights” and “seller”; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, CS for CS for CS for HB 489 was passed and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Name, Bean

Table with 3 columns: Name, Richter, Ring, Sachs, Simmons, Simpson, Smith, Sobel, Soto, Stargel, Thompson, Thrasher

Nays—None

Vote after roll call:

Yea—Abruzzo

CS for CS for HB 413—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; reordering and revising definitions; amending s. 559.553, F.S.; deleting a provision entitling prospective consumer collection agency registrants to registration when specified conditions are met; creating s. 559.554, F.S.; providing powers and duties of the Office of Financial Regulation and the Financial Services Commission; authorizing the commission to adopt rules; requiring fees, charges, and fines to be deposited in a specified trust fund; creating s. 559.5541, F.S.; authorizing the office to make investigations or examinations to determine violations of specified provisions; amending s. 559.555, F.S.; revising registration procedures and application requirements for consumer collection agencies; requiring applicants and certain registrants to submit fingerprints; providing that registrations are not transferable or assignable; requiring consumer collection agencies to report changes in specified information within a specified period; providing registration renewal and fingerprint retention fees; providing for applicability to registration renewals for registrants initially registered before a specified date; creating s. 559.5551, F.S.; providing notification requirements for consumer collection agencies; authorizing the office to bring an administrative action under certain circumstances; amending s. 559.565, F.S.; conforming a cross-reference; amending s. 559.730, F.S.; providing grounds for disciplinary action; providing penalties; providing grounds for an immediate suspension of a consumer collection agency registration; providing grounds to deny a request to terminate a registration and to withdraw a registration application; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, CS for CS for HB 413 was passed and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Name, Montford, Richter, Ring, Sachs, Simmons, Simpson, Smith, Sobel, Soto, Stargel, Thompson, Thrasher

Nays—None

Vote after roll call:

Yea—Abruzzo

CS for HB 47—A bill to be entitled An act relating to spiny lobster; amending s. 379.407, F.S.; providing penalties for certain violations relating to possession of spiny lobster; amending s. 379.401, F.S.; conforming a cross-reference; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for HB 47** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Abruzzo

CS for SB 246—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; revising the legislative declaration to require that all firefighter pension plans meet the requirements of ch. 175, F.S., in order to receive insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; providing that certain firefighter pension plans must maintain a certain minimum percentage of average final compensation by a specified date; amending s. 175.351, F.S., relating to municipalities and special fire control districts that have their own pension plans and want to participate in the distribution of a tax fund; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues from the premium tax; authorizing a retirement plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 175, F.S., under certain circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 175, F.S., for a limited time; amending s. 185.01, F.S.; revising the legislative declaration to require that all police officer pension plans meet the requirements of ch. 185, F.S., in order to receive insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and adding new definitions; revising applicability of the limitation on the amount of overtime payments that may be used for retirement benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; providing that certain police officer pension plans must maintain a certain minimum percentage of average final compensation after a specified date; amending s. 185.35, F.S., relating to municipalities that have their own pension plans for police officers and want to participate in the distribution of a tax fund; conforming a cross-reference; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues from the premium tax; authorizing a

plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 185, F.S., under specified circumstances; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Bradley, **CS for SB 246** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Detert, Latvala

CS for CS for CS for SB 272—A bill to be entitled An act relating to water utilities; creating s. 367.072, F.S.; providing legislative findings; defining the term "customer"; authorizing the Florida Public Service Commission to revoke a certificate of authorization upon receipt of a petition; providing criteria for such petition; authorizing the commission to adopt rules; creating s. 367.0812, F.S.; requiring the commission to consider the quality of water service when fixing rates; providing criteria that the commission must consider in making its determination; requiring the utility to meet with its customers to discuss the costs and benefits of plausible solutions if the commission finds that the utility has failed to meet certain quality of water standards; prohibiting a customer from petitioning the commission to revoke the certificate of authorization of a utility under certain circumstances; authorizing the commission to prescribe penalties for certain failures of the utility; requiring the commission to adopt rules; providing an appropriation; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Simpson, **CS for CS for CS for SB 272** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Abruzzo, Detert

CS for CS for HB 53—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; waiving the fee for identification cards issued to certain inmates; authorizing issuance of temporary permits in certain circumstances; amending s. 322.17, F.S.; waiving the fee for replacement driver licenses for certain inmates; amending s. 382.0255, F.S.; requiring a waiver of fees for certain inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies in acquiring necessary documents for certain inmates to acquire an identification card or driver license before release; providing exceptions; requiring the department to provide specified assistance to inmates born outside this state; requiring a report; amending s. 944.803, F.S.; authorizing the department to operate male and female faith- and character-based institutions; providing appropriations; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Simmons, **CS for CS for HB 53** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Galvano	Montford
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Abruzzo, Benacquisto, Detert

CS for CS for HB 175—A bill to be entitled An act relating to emergency communication system; amending s. 365.172, F.S., relating to the Emergency Communications Number E911 System; revising definitions; revising provisions relating to oversight of certain fees by the Technology Program within the Department of Management Services; revising E911 board appointment provisions; revising duties of the board; revising provisions for administration, distribution, and use of the E911 fee; revising provisions for state E911 Grant Program funding; revising E911 fee provisions; revising fee collection procedures; providing that the state and local governments are not consumers for certain purposes; specifying the amount of the fee; revising provisions for use of the fees collected; authorizing the board to adjust the rate of the fee; providing that fees collected may not be included in the base for measuring any tax, fee, surcharge, or other charge; providing for a prepaid wireless E911 fee; limiting the amount of the fee; providing procedures for adjustment and imposition of the fee; requiring the Department of Revenue to provide notice to sellers; providing requirements for collection of the fee by the seller; providing criteria for the location of the transaction; providing requirements and procedures for filing returns and remitting fees to the Department of Revenue; directing the Department of Revenue to administer, collect, and enforce the fee pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales tax under specified provisions; providing applicability with respect to specified provisions of chapter 212, F.S.; requiring sellers of prepaid wireless services to register with the department; providing for distribution of funds remitted; limiting liability of provider or seller of prepaid wireless service; prohibiting a local government from imposing a fee on sellers of prepaid wireless

services; providing that the state and local governments are not consumers for certain purposes; providing definitions for specified purposes; revising provisions for authorized expenditures of the E911 fee; providing that certain costs of the Department of Health are functions of 911 services; amending s. 365.173, F.S.; revising provisions for accounting, distribution, use, and auditing of the Emergency Communications Number E911 System Fund; providing for a prepaid wireless category in such fund; amending s. 401.465, F.S.; conforming a cross-reference; providing appropriations; providing effective dates.

—was read the third time by title.

On motion by Senator Hays, **CS for CS for HB 175** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Abruzzo, Detert, Hays

SB 386—A bill to be entitled An act relating to the application of foreign law in courts; creating s. 61.040, F.S.; defining the term “strong public policy”; prohibiting a court from enforcing certain choice of law or forum selection contractual provisions; requiring a court to review judgments and orders of foreign courts for comity before enforcing such orders or judgments; specifying judgments and orders of foreign courts that are not entitled to comity; providing that certain contracts are void as against the public policy of this state; prohibiting a trial court from dismissing an action on the grounds that a satisfactory remedy may be more conveniently sought in a foreign country; providing an exception; providing applicability; providing an effective date.

—as amended April 25 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (502398) (with title amendment)—Delete lines 20-59 and insert:

Section 1. Section 61.040, Florida Statutes, is created to read:

61.040 Application of the law of a foreign country in courts relating to matters arising out of or relating to chapters 61 and 88.—

(1) As used in this section, the term “strong public policy” means public policy of sufficient importance to outweigh the policy of protecting freedom of contract.

(2) A court may not enforce:

(a) A choice of law provision in a contract selecting the law of a foreign country which contravenes the strong public policy of this state or that is unjust or unreasonable.

(b) A forum selection clause in a contract that selects a forum in a foreign country if the clause is shown to be unreasonable or unjust or if

strong public policy would prohibit the enforceability of the clause under the specific facts of the case.

(3) Before enforcing a judgment or order of a court of a foreign country, a court must review the judgment or order to ensure that it complies with the rule of comity. A judgment or order of a court of a foreign country is not entitled to comity if the parties were not given adequate notice and the opportunity to be heard, the foreign court did not have jurisdiction, or the judgment or order of the foreign court offends the public policy of this state. As used in this subsection, a "foreign court" or "court of a foreign country" includes any court or tribunal that has jurisdiction under the laws of that nation over the subject of matters governed by chapter 61 or chapter 88.

(4) Any attempt to apply the law of a foreign country is void if it contravenes the strong public policy of this state or if the law is unjust or unreasonable.

(5) A trial court may not dismiss an action on the grounds that a satisfactory remedy may be more conveniently sought in a foreign country unless the trial court finds in accordance with all the applicable rules of civil procedure and this section that an adequate alternate forum exists.

(6) This section applies only to matters governed by or relating to chapter 61 or chapter 88.

The purpose of this section is to codify existing case law, and that intent should guide the interpretation of this section.

And the title is amended as follows:

Delete lines 10-16 and insert: entitled to comity; providing that the attempt to apply the law of a foreign country is void under certain circumstances; prohibiting a trial court from dismissing an action on the grounds that a satisfactory remedy may be more conveniently sought in a foreign country; providing an exception; providing applicability; providing an effective date.

WHEREAS, the purpose of the courts of this state is to fairly and justly adjudicate disputes, and

WHEREAS, the common law and other court interpreted law of this state protects litigants from the application of unfair and unjust laws of foreign countries, and

WHEREAS, with respect to the enforceability of choice of law provisions, this act codifies the holdings of *Mintz & Fraade P.C., v. Beta Drywall Acquisition, LLC*, 59 So.3d 1173, 1176 (Fla. 4th DCA 2011); *Walls v. Quick & Reilly, Inc.*, 824 So.2d 1016, 1018 (Fla. 5th DCA); and

WHEREAS, with respect to the enforceability of forum selection clauses, this act codifies the holdings of *Manrique v. Fabbri*, 493 So.2d 437, 440 (Fla. 1986) and *Illinois Union Insurance Co. v. Co-Free, Inc.*, 128 So.3d 820 (Fla. 1st DCA 2013); and

WHEREAS, with respect to the enforceability of a judgment or order of a court of a foreign country, this act codifies the holding of *Nahar v. Nahar*, 656 So.2d 225, 229 (Fla. 3d DCA 1995); and

WHEREAS, with respect to the application of the law of a foreign state, this act codifies *McNamara v. McNamara*, 40 So.3d 78, 80 (Fla. 5th DCA 2010); and

WHEREAS, with respect to the dismissal of a case on the grounds that a satisfactory remedy may be more conveniently sought in a foreign country, this act codifies the result of Rule 1.061(a)(1), Florida Rules of Civil Procedure, NOW, THEREFORE,

On motion by Senator Hays, **SB 386** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—24

Mr. President	Brandes	Flores
Altman	Dean	Galvano
Bean	Detert	Garcia
Benacquisto	Diaz de la Portilla	Gardiner
Bradley	Evers	Grimsley

Hays	Legg	Simpson
Hukill	Richter	Stargel
Lee	Simmons	Thrasher

Nays—14

Abruzzo	Joyner	Smith
Braynon	Margolis	Sobel
Bullard	Montford	Soto
Clemens	Ring	Thompson
Gibson	Sachs	

SB 388—A bill to be entitled An act relating to public retirement plans; amending ss. 185.03 and 185.08, F.S.; specifying the applicability of ch. 185, F.S., to certain consolidated governments; providing that a consolidated government that has entered into an interlocal agreement to provide police protection services to a municipality within its boundaries is eligible to receive the premium taxes reported for the municipality under certain circumstances; authorizing the municipality receiving the police protection services to enact an ordinance levying the tax as provided by law; including certain consolidated governments under provisions authorizing imposition of a state excise tax on casualty insurance premiums covering certain property; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 388**, on motion by Senator Bean, by two-thirds vote **HB 117** was withdrawn from the Committees on Governmental Oversight and Accountability; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

On motion by Senator Bean, by two-thirds vote—

HB 117—A bill to be entitled An act relating to public retirement plans; amending ss. 185.03 and 185.08, F.S.; specifying applicability of ch. 185, F.S., to certain consolidated governments; providing that a consolidated government that has entered into an interlocal agreement to provide police protection services to a municipality within its boundaries is eligible to receive the premium taxes reported for the municipality under certain circumstances; authorizing the municipality receiving the police protection services to enact an ordinance levying the tax as provided by law; including certain consolidated governments under provisions authorizing imposition of a state excise tax on casualty insurance premiums covering certain property; providing an effective date.

—a companion measure, was substituted for **SB 388** and read the second time by title.

On motion by Senator Bean, by two-thirds vote **HB 117** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

Vote after roll call:

Yea—Detert, Stargel

INTRODUCTION OF FORMER SENATORS

The President introduced former Senator and Lake County Property Appraiser Carey Baker, who was present in the chamber.

CS for HB 635—A bill to be entitled An act relating to guardianship; amending s. 744.102, F.S.; redefining the term “audit”; amending s. 744.3135, F.S.; revising provisions relating to the requirements for and court authority concerning requirements for specified guardians to submit to a credit history investigation and background screening; authorizing a nonprofessional guardian to petition the court for reimbursement for the costs of a credit history investigation and background screening; amending s. 744.368, F.S.; authorizing a clerk of the court to obtain and review records impacting guardianship assets and to issue subpoenas to nonparties upon application to the court; providing requirements for affidavits, notice, and subpoenas; providing for objection to a subpoena; amending s. 744.3685, F.S.; authorizing the court to require the production of records and documents by a guardian who fails to submit them during an audit; amending s. 744.474, F.S.; providing for the removal of a guardian for a bad faith failure to submit guardianship records during an audit; amending ss. 943.0585 and 943.059, F.S.; providing that a person seeking an appointment as guardian may not lawfully deny or fail to acknowledge the arrests covered by an expunged or sealed record; reenacting s. 943.0585(4)(c), F.S., relating to court-ordered expunction of criminal history records, to incorporate the amendments made to s. 943.0585, F.S., in a reference thereto; reenacting s. 943.059(4)(c), F.S., relating to court-ordered sealing of criminal history records, to incorporate the amendments made to s. 943.059, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for HB 635** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

CS for CS for SB 700—A bill to be entitled An act relating to juvenile justice; amending ss. 985.01 and 985.02, F.S.; revising legislative purposes and intent; amending s. 985.03, F.S.; revising definitions; amending s. 985.0301, F.S.; clarifying jurisdictional age restrictions for children in the juvenile justice system; restricting when cases may be transferred to a different jurisdiction; amending s. 985.037, F.S.; providing for the placement of a child in a secure detention facility for contempt of court; providing due process to a child accused of direct contempt; revising the procedure for reviewing a child’s placement in secure detention for contempt of court; amending ss. 985.039, 985.045, and 985.101, F.S.; conforming provisions; repealing s. 985.105, F.S., relating to the creation, duties, and qualifications of the youth custody officers in the Department of Juvenile Justice; amending s. 985.11, F.S.; revising when fingerprints must be submitted to the Department of Law Enforcement; amending s. 985.14, F.S.; revising the intake process; amending s. 985.145, F.S.; substituting “Department of Juvenile Justice” for references to “juvenile probation officer”; creating s. 985.17, F.S.; providing legislative intent; requiring the department to provide specialized services to minimize the likelihood that youth will enter the juvenile justice system; providing for the department to promote the Invest in Children license plate to help fund prevention programs and

services; providing for the department to monitor state-funded programs, grants, contracts, appropriations, and activities designed to prevent juvenile crime and report annually on these measures; limiting expenditure of funds to those prevention services that are consistent with the law and maximize public accountability; amending s. 985.24, F.S.; revising factors to determine if the use of detention care is appropriate; authorizing the department to establish nonsecure, non-residential evening reporting centers; conforming provisions; amending s. 985.245, F.S.; conforming provisions; amending s. 985.25, F.S.; requiring a child to be held in secure detention under certain circumstances; clarifying procedures for releasing a child before the child’s detention hearing; conforming provisions; amending s. 985.255, F.S.; providing that a child shall be given a detention hearing within 24 hours after being taken into custody; clarifying when a court may order continued detention care; revising specified factors for ordering continued detention care; clarifying when a child charged with domestic violence can be held in secure detention; revising written findings required to retain a child charged with domestic violence in secure detention; deleting obsolete provisions; amending s. 985.26, F.S.; conforming terminology; amending s. 985.265, F.S.; revising procedures for transferring a child to another detention status; providing new notification requirements for when a child is released or transferred from secure detention; revising the frequency of physical observation checks for children detained in jail facilities; amending s. 985.27, F.S.; requiring a child to be held in secure detention pending placement in a high-risk or maximum-risk residential program; conforming provisions; amending s. 985.275, F.S.; requiring the department to notify specified parties when a child absconds from a commitment program; requiring the department to make every reasonable effort to locate the absconded child; amending s. 985.433, F.S.; revising the content of a predisposition report; conforming terminology; amending s. 985.435, F.S.; authorizing a probation program to include an alternative consequence component that may be used to address noncompliance with the technical conditions of probation; requiring the department to identify a child’s risk of reoffending if the child is being placed on probation or postcommitment probation; amending s. 985.439, F.S.; authorizing the department to establish alternative sanctions for violations of probation or postcommitment probation; conforming terminology; amending s. 985.441, F.S.; providing that a child on probation for certain offenses may not be committed for a probation violation that is technical in nature; conforming terminology; amending s. 985.46, F.S.; revising the definition of the term “conditional release”; revising terminology; amending s. 985.461, F.S.; expanding the opportunity for transition-to-adulthood services to all children; revising provisions that the department may use to support participation in transition-to-adulthood services; conforming terminology; amending ss. 985.481 and 985.4815, F.S.; deleting obsolete provisions; amending s. 985.514, F.S.; conforming provisions; amending s. 985.601, F.S.; requiring the department’s programs to include trauma-informed care, family engagement resources and programs, and gender-specific programming; authorizing the department to pay the expenses of programs and activities that address the needs and well-being of children in its care or under its supervision; conforming terminology; repealing ss. 985.605, 985.606, and 985.61, F.S., relating to prevention services programs and providers and early delinquency intervention programs; amending s. 985.632, F.S.; providing for the establishment of a performance accountability system for contract providers; revising definitions; providing for the development of a Comprehensive Accountability Report; requiring the department to prepare and submit the report annually to the Governor and Legislature; specifying content that must be included in the report; revising provisions relating to the cost-effectiveness model and quality improvement; amending s. 985.644, F.S.; clarifying an exemption for specified certified law enforcement, correctional, and correctional probation officers relating to a requirement to submit to level 2 background screenings; creating s. 985.6441, F.S.; providing definitions; limiting the amount that the department may pay a hospital or health care provider for health care services based on a percentage of the Medicare allowable rate; providing applicability; amending s. 985.66, F.S.; revising specified juvenile justice staff development and training procedures; expanding application of training requirements to contract providers who care for children in the department’s custody; amending s. 985.664, F.S.; deleting obsolete provisions relating to the initial selection of the juvenile justice circuit advisory board chairs; revising procedures for appointing juvenile justice circuit advisory board chairs; providing that chairs serve at the pleasure of the secretary; amending s. 985.672, F.S.; clarifying language concerning expenditures of the direct-support organization’s funds; authorizing the direct-support organization to use department personnel services; defining the term “personnel services”;

amending s. 985.682, F.S.; deleting obsolete provisions regarding a comprehensive study relating to the siting of facilities; amending s. 985.69, F.S.; providing for the use of specified funds for repair and maintenance; repealing s. 985.694, F.S., relating to the Juvenile Care and Maintenance Trust Fund; amending s. 985.701, F.S.; defining the term “juvenile offender” for purposes of prohibiting sexual misconduct with juvenile offenders; creating s. 985.702, F.S.; providing an effective date; providing definitions; providing for the imposition of criminal penalties against specified employees who inflict neglect upon juvenile offenders; providing enhanced penalties for such treatment that results in great bodily harm, permanent disability, or permanent disfigurement to a juvenile offender; specifying that such conduct constitutes sufficient cause for an employee’s dismissal from employment; prohibiting such employee from future employment with the juvenile justice system; providing incident reporting requirements; prohibiting an employee who witnesses such an incident from knowingly or willfully failing to report such incident; prohibiting false reporting, preventing another from reporting, or coercing another to alter testimony or reports; providing criminal penalties; amending s. 985.721, F.S.; correcting a cross-reference; amending s. 943.0582, F.S.; clarifying that minors are not eligible for expunction if they have been charged by a state attorney for other crimes; repealing s. 945.75, F.S., relating to tours of state correctional facilities for juveniles; amending ss. 121.0515, 316.635, and 318.143, F.S.; conforming provisions and correcting cross-references; providing effective dates.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 700**, on motion by Senator Bradley, by two-thirds vote **CS for CS for HB 7055** was withdrawn from the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Bradley, by two-thirds vote—

CS for CS for HB 7055—A bill to be entitled An act relating to juvenile justice; amending ss. 985.01 and 985.02, F.S.; revising legislative purposes and intent; amending s. 985.03, F.S.; revising definitions; amending s. 985.0301, F.S.; clarifying jurisdictional age restrictions for children in the juvenile justice system; restricting when cases may be transferred to a different jurisdiction; amending s. 985.037, F.S.; providing for the placement of a child in a secure detention facility for contempt of court; providing due process to a child accused of direct contempt; revising the procedure for reviewing a child’s placement in secure detention for contempt of court; amending ss. 985.039, 985.045, and 985.101, F.S.; conforming provisions; repealing s. 985.105, F.S., relating to the creation, duties, and qualifications of the youth custody officers in the Department of Juvenile Justice; amending s. 985.11, F.S.; revising when fingerprints must be submitted to the Department of Law Enforcement; amending s. 985.14, F.S.; revising the intake process; amending s. 985.145, F.S.; substituting “Department of Juvenile Justice” for references to “juvenile probation officer”; creating s. 985.17, F.S.; providing legislative intent; requiring the department to provide specialized services to minimize the likelihood that youth will enter the juvenile justice system; providing for the department to promote the Invest in Children license plate to help fund prevention programs and services; providing for the department to monitor state-funded programs, grants, contracts, appropriations, and activities designed to prevent juvenile crime and report annually on these measures; limiting expenditure of funds to those prevention services that are consistent with the law and maximize public accountability; amending s. 985.24, F.S.; revising factors to determine if the use of detention care is appropriate; authorizing the department to establish nonsecure, non-residential evening reporting centers; conforming provisions; amending s. 985.245, F.S.; conforming provisions; amending s. 985.25, F.S.; requiring a child to be held in secure detention under certain circumstances; clarifying procedures for releasing a child before the child’s detention hearing; conforming provisions; amending s. 985.255, F.S.; providing that a child shall be given a detention hearing within 24 hours after being taken into custody; clarifying when a court may order continued detention care; revising specified factors for ordering continued detention care; clarifying when a child charged with domestic violence can be held in secure detention; revising written findings required to retain a child charged with domestic violence in secure detention; deleting obsolete provisions; amending s. 985.26, F.S.; conforming terminology; amending s. 985.265, F.S.; revising procedures for transferring a child to another detention status; providing new notification require-

ments for when a child is released or transferred from secure detention; revising the frequency of physical observation checks for children detained in jail facilities; amending s. 985.27, F.S.; requiring a child to be held in secure detention pending placement in a high-risk or maximum-risk residential program; conforming provisions; amending s. 985.275, F.S.; requiring the department to notify specified parties when a child absconds from a commitment program; requiring the department to make every reasonable effort to locate the absconded child; amending s. 985.433, F.S.; revising the content of a predisposition report; conforming terminology; amending s. 985.435, F.S.; authorizing a probation program to include an alternative consequence component that may be used to address noncompliance with the technical conditions of probation; requiring the department to identify a child’s risk of reoffending if the child is being placed on probation or postcommitment probation; amending s. 985.439, F.S.; authorizing the department to establish alternative sanctions for violations of probation or postcommitment probation; conforming terminology; amending s. 985.441, F.S.; providing that a child on probation for certain offenses may not be committed for a probation violation that is technical in nature; conforming terminology; amending s. 985.46, F.S.; revising the definition of the term “conditional release”; revising terminology; amending s. 985.461, F.S.; expanding the opportunity for transition-to-adulthood services to all children; revising provisions that the department may use to support participation in transition-to-adulthood services; conforming terminology; amending ss. 985.481 and 985.4815, F.S.; deleting obsolete provisions; amending s. 985.514, F.S.; conforming provisions; amending s. 985.601, F.S.; requiring the department’s programs to include trauma-informed care, family engagement resources and programs, and gender-specific programming; authorizing the department to pay the expenses of programs and activities that address the needs and well-being of children in its care or under its supervision; conforming terminology; repealing ss. 985.605, 985.606, and 985.61, F.S.; deleting provisions relating to prevention services programs and providers and early delinquency intervention programs; amending s. 985.632, F.S.; providing for the establishment of a performance accountability system for contract providers; revising definitions; providing for the development of a Comprehensive Accountability Report; requiring the department to prepare and submit the report annually to the Governor and Legislature; specifying content that must be included in the report; revising provisions relating to the cost-effectiveness model and quality improvement; amending s. 985.644, F.S.; clarifying an exemption for specified certified law enforcement, correctional, and correctional probation officers relating to a requirement to submit to level 2 background screenings; creating s. 985.6441, F.S.; providing definitions; limiting the amount that the department may pay a hospital or health care provider for health care services based on a percentage of the Medicare allowable rate; providing applicability; amending s. 985.66, F.S.; revising specified juvenile justice staff development and training procedures; expanding application of training requirements to contract providers who care for children in the department’s custody; amending s. 985.664, F.S.; deleting obsolete provisions relating to the initial selection of the juvenile justice circuit advisory board chairs; revising procedures for appointing juvenile justice circuit advisory board chairs; providing that chairs serve at the pleasure of the secretary; amending s. 985.672, F.S.; clarifying language concerning expenditures of the direct-support organization’s funds; authorizing the direct-support organization to use department personnel services; defining the term “personnel services”; amending s. 985.682, F.S.; deleting obsolete provisions regarding a comprehensive study relating to the siting of facilities; amending s. 985.69, F.S.; providing for the use of specified funds for repair and maintenance; repealing s. 985.694, F.S.; deleting a provision relating to the Juvenile Care and Maintenance Trust Fund; amending s. 985.701, F.S.; defining the term “juvenile offender” for purposes of prohibiting sexual misconduct with juvenile offenders; creating s. 985.702, F.S.; providing definitions; providing for the imposition of criminal penalties against specified employees who inflict neglect upon juvenile offenders; providing enhanced penalties for such treatment that results in great bodily harm, permanent disability, or permanent disfigurement to a juvenile offender; specifying that such conduct constitutes sufficient cause for an employee’s dismissal from employment; prohibiting such employee from future employment with the juvenile justice system; providing incident reporting requirements; prohibiting an employee who witnesses such an incident from knowingly or willfully failing to report such incident; prohibiting false reporting, preventing another from reporting, or coercing another to alter testimony or reports; providing criminal penalties; amending s. 985.721, F.S.; correcting a cross-reference; amending s. 943.0582, F.S.; clarifying that minors are not eligible for expunction if they have been charged by a

state attorney for other crimes; repealing s. 945.75, F.S.; deleting a requirement that the Department of Corrections and counties develop programs under which a judge may order juveniles who have committed delinquent acts to tour correctional facilities; amending ss. 121.0515, 316.635, and 318.143, F.S.; conforming provisions and correcting cross-references; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 700** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote **CS for CS for HB 7055** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Detert

Consideration of **SB 732** and **CS for HB 697** was deferred.

RECOGNITION OF PRESIDENT PRO TEMPORE

REMARKS

On motion by Senator Thrasher, the following remarks were ordered spread upon the Journal:

Senator Lee: First, let me thank you, Mr. President, for the opportunity here. This is a really important time in any president's administration, and it's an opportunity to recognize both our Pro Tempore, as well as you, Sir, for the work you have done in leading our chamber. As someone who has been around here, along with Senator Thrasher and some others in a variety of different administrations, they are all different, they are all unique. They all take on the personality and the work style of the individuals that we put in charge.

When I came to the Senate two years ago, I didn't know Senator Richter. I knew he was a banker and that he had a deep interest in insurance issues. What I didn't know was that he had this extraordinary sense of humor and that he was such a delight to be around and a real gentleman. There are times, in the heat of the battle and the moments that take place here in the clash of ideas, where it's hard to be a gentleman. It's hard to maintain that sense of humor. He has done so with great distinction. I think he has been a tribute to the Senate. He has certainly been a tribute to you, Mr. President, because it is your job to make the choices, how you populate committees, and who you put in what assignments. To have a Pro Tempore who stands in such great stead as the second in command of this institution and who does so with such a grasp of policy and yet is able to maintain the levity that he does, where we take what we do seriously, but not ourselves. I know he has had a heavy lift down in the Gaming Committee, working with that industry, and has brought things down through the funnel pretty far. We are now waiting for a compact so he can finish the balance of his work. What a great leader. What a great honor it has been for me, Mr. Pro Tempore, to have an opportunity to get to know you and to get to work with you, and to be able to stand here on the floor of the Senate to have an opportunity to acknowledge your service to our state, to this admin-

istration, and to me, personally, in this Senate. I'm grateful for having had the privilege to get to know you, Sir. Thank you, Mr. President.

Senator Gardiner: Thank you, Mr. President. I had the opportunity of nominating Senator Richter for the role as our President Pro Tempore. At the time, I talked about his service, not only to this great state, but to our country and everything that he has sacrificed for his family and for his friends. At the time, we talked a lot about loyalty in the importance of the President Pro Tempore; they are your partner, they are your top lieutenant. They don't ask questions sometimes about, "Do I take the bullet?" The question is, "Yes sir, when do I need to take the bullet for the team?" Senator Richter is that individual. We have had the opportunity to serve in the House together. We've traveled this great state, we've traveled outside this state, and we have always enjoyed the opportunity for our families to get together.

As Senator Lee mentioned, Senator Richter is a banker. He is a leader, and when our President asked Senator Richter to take on the job of the Gaming Committee, it was, "Yes sir, I'm going to take the hill." In twelve months, maybe a little bit more, I think it's safe to say he could be one of the experts now on gaming. Senator Lee also talked about his personality and his style. I have enjoyed the battles, but I've enjoyed the laughs. Gaming is a perfect example. We've all had bills that changed over time or maybe got a little heavy or didn't make it to that final destination yet—no pun intended. But he always did it with a smile. He always did it with confidence. He's always done it in the best interests of this great state and this Senate.

Mr. President, you could not have had a better partner in this process. His advice and his guidance are exactly what a President needs on this journey. Senator Richter, I look forward to our journey together. We are going to have a lot of laughs but we're also going to have the opportunity to address some of the issues that you have been a leader on. It's an honor. It was an honor to nominate you, and it's been an honor to work with you in this process. Thank you for your service as our President Pro Tempore.

Senator Joyner: It has been an honor for me to have had the opportunity to work with Senator Richter for the past six years, long before he became the Pro Tempore. He is the loving husband to Diana; the proud father of Melissa, Elizabeth, and Robert; and the doting grandfather to Ian, Leah, Santiago, and Ignacio. I hope they are all watching today.

Senator Richter is a consummate gentleman in every sense of the word. A gentleman, who in the words of my father, "walks like he has somewhere to go." It has been quite a walk. For those of you who might not know Senator Richter, he came from humble beginnings. It was fortuitous that our paths crossed here in this Florida Senate where we have developed a close, collegial bond. One of the things that we share is that we both had wise fathers. My father always told me to look like I was wealthy and to walk like I had somewhere to go. Senator Richter is wealthy and always has somewhere to go. As a young man, he worked in a bank. He told us the story that he was a janitor, but his wise father said, "You have to dress for what you want to be." So the janitor packed his janitorial clothes in his briefcase and boarded a bus every morning with all of the executives of the bank. Of course, they all assumed that this young man was also a rising star in the world of finance. Only he and his father knew that he was dressing for what he wanted to be. When he got to work, he would go into the basement and change into his janitor's uniform. I tell you what, the lesson that his father taught him certainly worked for his professional pursuits.

He's a native of Pittsburgh. He moved to Florida in 1987 after graduating from the University of Pittsburgh and the Graduate School of Banking in Madison, Wisconsin. Before the path of academics, before treading along the hallowed halls of higher learning, Senator Richter first answered the call to serve his country. In 1969, at the height of the Vietnam War, Senator Richter joined the United States Army and won both the Vietnam Bronze Star as well as the Combat Infantry Badge. He continued his service with the U. S. Armed Forces from 1979 until 1981. He has been tried and tested from the battlefield to the boardroom.

In his distinguished banking career, including helping to establish the First National Bank of Florida and the First National Bank of the Gulf Coast, and along his route to the Florida Senate, patience has certainly been one of his virtues. Three children and four grandchildren are a testament to that. I cannot, in the six years that I have known him,

recall any time that he has lost his composure no matter what pressures were brought upon him. President Gaetz made a very wise decision in appointing our friend, Senator Richter, to this important leadership position, which he has held with style and class.

You know, when he first embarked on his life's journey, he might not have actually known where he was headed, but he most certainly has arrived. He's a Senator and a banker. When you put those two together, it spells success every day.

To quote Ralph Waldo Emerson, "Patience and fortitude conquer all things." Senator Richter, your sense of honor and duty have never wavered, and you have served this Senate well. If not for the dreams you dreamed, if not for the experiences in life, if not for the paths you chose, if not for the providence of the Almighty, we likely would not be here recognizing you today.

As we know, the Senator prides himself on being a poet. He's often heard saying:

"If you can keep your head when all about you
Are losing theirs and blaming it on you;
If you can trust yourself when all men doubt you,
But make allowance for their doubting too;
If you can wait and not be tired by waiting,
Or being lied about, don't deal in lies,
Or being hated, don't give way to hating,
And yet don't look too good, nor talk too wise.

If you can dream—and not make dreams your master;
If you can think—and not make thoughts your aim;
If you can meet with Triumph and Disaster
And treat those two imposters just the same;
If you can bear to hear the truth you've spoken
Twisted by knaves to make a trap for fools,
Or watch the things you gave your life to, broken,
And stoop and build 'em up with worn-out tools;

If you can make one heap of all your winnings
And risk it on one turn of pitch-and-toss,
And lose, and start again at your beginnings
And never breathe a word about your loss;
If you can force your heart and nerve and sinew
To serve your turn long after they are gone,
And so hold on when there is nothing in you
Except the Will which says to them: 'Hold on!'

If you can talk with crowds and keep your virtue,
Or walk with Kings—nor lose the common touch,
If neither foes nor loving friends can hurt you,
If all men count with you, but none too much;
If you can fill the unforgiving minute
With sixty seconds' worth of distance run,
Yours is the Earth and everything that's in it,
And—which is more—you'll be a Man, my son!"

And that's our Senator Richter, President Pro Tempore of the Florida Senate.

Senator Smith: Mr. President, my script says I'm supposed to say something nice about Garrett Richter. The best thing I can say is he truly out-kicked his coverage in marrying Diana and getting her to stay with him all these years. If you can convince such a beautiful, intelligent, regal woman to first marry and then stay with you for many years, you've got to have something on the ball.

Senator Richter, as mentioned by Senator Gardiner, was what was known as a tunnel rat. He would go in with a pistol and climb through the tunnels during the war and look for problems and solve those problems. He's done that for a couple years in the Florida Senate. He is still doing that job. He is still taking his orders with pride and he is going to do his job, to do his duty. Mr. President, you've given him some orders and he's done his duty.

I first started working with Senator Richter closely on the Insurance Committee. To put him as the head of the insurance committee and to put Senator Fasano there beside him was an adventure. He performed those duties with dignity and performed well as the Insurance chair. I

guess he did so well you put him in charge of Gaming and he still did a great job.

One thing about Senator Richter, he's always been a personable Senator. We are giving speeches like he's leaving but I'm glad he's sticking around. In this chamber, when there's turmoil and we start arguing and things get a little testy, especially when issues come up and we have disagreements, you can always count on Senator Richter coming over, shaking your hand and giving some advice on how to better deal with the situation whether he is involved in it or not. He has always performed his duty, sitting in that seat, watching what goes on on this floor, and always giving sage advice in calming the situation down. As the Pro Tempore, I think that's the epitome of what you should do.

The President is controlling the chamber and you are here controlling the floor and making sure that we all conduct ourselves in a professional manner. You've done that in a tremendous way and I look forward to you in the next two years, without the title, still doing that because you've done it masterfully and with pride. I've had so much fun with you. I look forward to two more years of fun and two more years of learning from you to always be professional in what we do on this floor. Thank you.

Senator Abruzzo: Mr. President, I just want to speak to one specific instance that I learned about your character that helped me to be a better legislator. Mr. President, when you graciously allowed me to come on the Gaming Committee late, you confirmed with Senator Richter and you called me in your office for a meeting. You didn't know where I was on Gaming legislation; you didn't know where my positioning was, so sure enough, being a member of the minority party, an opposite party, I thought I was going to go in and discuss my point-of-view on where I saw gaming.

When you brought me into your office, you explained your philosophy of where you believed that the state should head. You never asked my position at all. At the end of the meeting you said to me, "I am not going to ask your position, you vote how you want, I want you to do what you feel is best for your district." Members, I don't know where that happens in any legislative body, federal or state, throughout our nation that a chairman of a different party would bring in a minority member on a bill that could truly shift billions of dollars in policy for decades to come in our state. He didn't even want to know where I was on that position, he just wanted me to do what I felt was best for my district. I learned a lot from you that day, Mr. President, and it is a pleasure to serve with you and be a part of your committee.

Senator Benacquisto: All day, I've been running around giggling because I knew this was going to happen and the President Pro Tempore really didn't know the extent to which we would honor him this morning. My job is to give the gift. First, I'll take a moment to share what a gift you have been to us. To this body, we think the word that truly describes you is "honor." It is honor that drives your service to our country, your commitment to your family and your community as well as to the President and to each of us. Every time you go to the Senate Page Office and sit with those young, very impressionable kids, you speak to them about what it means to serve as a Senator. You stress the importance of honoring your family and your community for allowing you to be here. Your focus is based on that one word, "honor."

In you, we all have a friend. There isn't a person on this floor that couldn't recite a story about when you came to their aid, sometimes with a bottle of "something." It brought a smile but it built a friendship in a legacy that you feel on this floor today; for your commitment to us, for your commitment to this process, and for your commitment to the President.

He couldn't have picked a better person than you to have this journey with. You have honored him with your service, you have honored him with your tenacity, and you have honored him helping make sure we all do the right thing.

When you pick a gift for someone who has everything, what do you pick? You have a great family, your wife is amazing, your kids are great, your grandkids are just spectacular. Sometimes when we are in a long committee meeting, and no offense to anyone, but we pass the time looking at Senator Richter's grandkids. He is so proud. What do you get someone who has absolutely everything?

It is a measure of how fun you are and how much we love you that, when we present you with these gifts, you will know that we always want you to think of your time as the President Pro Tempore, with great reflection on how much fun you've had and how much fun you've brought to our lives. We love you.

SPECIAL PRESENTATION

Senators Benacquisto and Smith presented Senator Richter with a golf bag and personalized mirror in appreciation of his service as President Pro Tempore.

INTRODUCTION OF FORMER SENATORS

The President recognized former Senators, Steve Oelrich and Van Poole; former Senate President and Chief Financial Officer, Jeff Atwater; and former Senate President Mike Haridopolos and his wife, Dr. Stephanie Haridopolos, who were present in the chamber.

SPECIAL GUESTS

The President recognized former Speakers of the House of Representatives, Larry Cretul and Dean Cannon, who were present in the chamber.

President Gaetz: Senator Richter, my wife told me that I overcooked the fish when you and Diana came up to our beach house at Seaside. I was supplying you with bottles of Heineken and blandishments of other kinds to try to convince you to become the President Pro Tempore and to leave not just a comfort zone, where you were Chairman of Banking and Insurance Committee—that wasn't a comfort zone, that was a combat zone—to leave it and enter a different kind of place in the Senate where you would share with me responsibility for all of our mistakes and any victories we might win. My wife said I overcooked the fish, and I did. And I pride myself on being pretty good at cooking fish. The reason I did was because I was so focused on hoping that you would say yes. So will you and Diana please come back. I promise you I won't ask you to take on any combat missions, and I will try to cook the fish better. But we did make up for it with extra Heinekens.

When you think of the banker in your home town—I grew up in a small town—you think of somebody who is distinguished and upright. But you also really think of someone you trust. When you grow up in a family like mine, where money was dear, when we had it we put it in the bank, and we trusted Mr. Linkstead with our money. When my dad had to borrow money, because he was a rancher and he had to borrow it often, he had to go to Mr. Linkstead. He had to trust him because he had to lay out in front of him and bare his soul about what kind of business we expected, how the herd was doing, what the prices were like, how things were going. My father's banker was a man of great discretion, but he was also a flinty-eyed business person who always made sure that the money was safe, his money, and when we had any, our money. Trust. I trust Garrett Richter. I would leave my car keys, my bank book, and the key to my house with Garrett Richter any time.

This is a process where it is hard to function on written agreements. Garrett's bank has, as its logo, shaking hands. Just a handshake, that is its logo. In this process that is the stock and trade, that is the currency of the realm of the Florida Senate, a handshake. We don't ask people to write it down and sign every time we say, "Can I count on you on this?" "Will you help me understand this issue better?" "Will you be with me when I am up against the wall?" It is a handshake. I trust Garrett Richter's handshake. That is loyalty. Loyalty isn't some kind of blind faith that if you ask somebody to do something stupid or wrong that they will do it anyway just because you gave them a title. Loyalty is an interactive process where you ask somebody to do something, and at the same time, express and imply a question. "Do you think it is right?" "Do you think it will work?" "Do you think it will be fair?" That is the kind of relationship that Senator Richter and I have with each other. We are loyal to each other, loyal enough to say, as he has said to me many times, "I would crawl in off that window ledge, Mr. President, it is a long drop." "Let me help you."

You also want somebody who has solutions. My dad's banker had solutions. My dad would come in and have his story as good as he could polish it up, which often wasn't very good because the agriculture business and ranching business was always sort of a whiff. It was the business driven by the winds and the weather and the prices in Chicago. My dad's banker had solutions. He would say, "Well, Jerry, have you thought of this?" "What if you did that?" "What if you took on a partner?" "What if you didn't expand here, or what if you did expand there?" Garrett Richter has solutions. I have never gone to him while serving with him all of these years with a problem and he has just answered by saying, "Nope, can't do that." He has always said, "Have you thought of this?" "Is there another way?" "Would you reconsider part of your plan?" "Would you re-examine your assumptions, I think we can get there." He is a person who will always help us find our way. I guess when you are a tunnel rat as he was in Vietnam, a Ranger, you had to find your way. You had to find solutions; otherwise, you wouldn't come back. His wit and his grace mask a steely determination to do exactly what he says to you he will do. His thoughtfulness and his friendship are great treasures that all of us in this chamber will take when we leave this Senate.

My friend, the President Pro Tempore, Garrett Richter.

ADDRESS BY PRESIDENT PRO TEMPORE

SENATOR RICHTER PRESIDING

Senator Richter: Mr. President, today is supposed to be about you and your family. It's wonderful to see Vicky and Erin and Matt. I had no expectations when I walked in for a pre-session meeting, and Senator Benacquisto looked at me and she had a grin on her face like the Cheshire cat. I said, "What are you grinning at?" She just grinned back and so I thought, "Something's up." When I looked at the script of remarks in my office, it didn't have the first few pages. It only had from this point on where we start recognizing you, Mr. President. So when I came here and the script was placed on my desk, I figured I had already looked at it. It was a few moments before this all began; I looked down at the script again to see where we were and realized that people were going to talk about me. I want to thank each and every one of those who certainly stood up and elevated me to heights that I don't deserve and can't reach, and never will. Thank you for your kind, beautiful, complimentary comments. We all know in this process, I frequently say, "We just have to go home to get the disrespect we deserve." It's been a wonderful ride, and I thank you Senator Joyner, and I loved the way you told the story my father told me. Members, I don't want to go too long because we really want to celebrate and unveil our wonderful, wonderful President. But I did find it interesting and certainly a pinch emotional, hearing a lot of my lessons about people in my life who have made a difference. First was my father, who gave me comments and advice throughout the years. Second most influential was the Army. We've talked about my time in the military service. The third most inspirational person that was also mentioned is my wife and we begin our 41st year of marriage here in a few months. Diana, I love you. Forty years, 41 including the year we dated, and the advice and guidance she has given me was the greatest gift of my life and my family, was watching how Diana has guided the greatest treasures in our lives and that's our children. You've all had the opportunity to meet them a couple of years ago. Melissa, Elizabeth, and Robert, our grandchildren, and they've inherited her gift, her talent, her wonderful gift to listen.

You have five fingers at the end of your arm. We go through life, we travel through life, we go through many intersections, and we've made friends, lots of friends. Certainly, in this public arena, we've made hundreds and hundreds of friends. So you've got five fingers at the end of your hand, and you know they're always within your reach. We end up with "finger friends" I call it. We all know the type of friend I'm referring to. The friend that's at the end of your arm, at the end of your hand. There's not hundreds of them, there is only a few of them. President Gaetz, I consider you a "finger friend," somebody that has always been there, that is so generous with your praise of me, but also generous with your time for me. Thank you, thank you, thank you. It has been great working with you.

We think about things in military terms: When we would run a mission in Vietnam, we would go in line, and the two key people in the line are the point person and the person at six o'clock. The six o'clock person had to make sure nobody came up behind you, and the point person had to be your eyes in moving forward. As a leader, you have not only walked

point for the Florida Senate, and at the same time, you've watched behind us, too. You've taken us down the trail; you've taken us to the objective. We have followed you, your leadership, the manner, style, and dignity that you have led should be emulated by anybody and everybody that ever wants to move into a role of leadership. Everybody has said this session, and last year, have just been phenomenal. It's the changes, it's the leadership, it's the sifting through, and eliminating the awkward of politics, if you will, in search of meaningful policy. Thank you for your wonderful leadership.

SPECIAL GUESTS

Senator Richter recognized Lieutenant Governor Carlos Lopez-Cantera; and Speaker of the House of Representatives Will Weatherford and his wife, Courtney Weatherford, who were present in the chamber.

RECOGNITION OF PRESIDENT

SPECIAL GUESTS

Senator Richter introduced President Gaetz's wife, Vicky Gaetz, their son, Representative Matt Gaetz, and daughter, Erin Gaetz, who were present in the chamber. Senator Richter also welcomed friends and family of the Gaetz family who were present in the gallery.

VIDEO PRESENTATION

A video tribute was played honoring President Gaetz.

RETIRING OF PORTRAIT

Senator Richter: Senate President Charles Edgar Davis was a Democrat from Madison. At the age of 42, he served as the Senate's 34th President during the 1915 Legislative Session. President Davis was born in Jefferson County in 1873 and graduated from the University of Florida in Lake City. He received his law degree from Washington and Lee University before being elected to the Florida House in 1909. In 1911, he was elected to represent Senate District 10 until 1917.

In 1929, Senator Davis was appointed as one of three Supreme Court Commissioners and served until 1932. Senator Davis passed in 1958 at the age of 85.

Senator Davis was the father of two children, daughter Florina and son W. Turner Davis, who also entered public service. His son represented Senate District 10 for 20 years and served as Senate President in 1955. They are the only father and son in the state's history to have served as Senate President.

SPECIAL GUESTS

Senator Richter introduced former Senator Charles Edgar Davis' family who was present in the gallery: daughter, Florina; grandson, Bob McClure, Jr., and his wife, Rae; grandson Charlie McClure and his son, Charlie McClure, Jr.; great grandchildren Mary Ann McClure Robinson with husband David, Leila McClure, and Bob McClure III; nieces Missy Davis Whiddon and Kathy Davis Dilworth with her husband Schuyler; and their mother June Davis.

Senator Sachs: I think it's significant that President Davis, whose painting we are retiring at this time, was a Democrat. As you look around at all the various presidents, you have to go pretty far before you find another Democrat. I honor today President Don Gaetz, as someone who knows him in battle, knows him to be a great campaigner. I speak as someone who recognizes a man whose true metal is found not in how he treats his friends, not when the ease and comfort is there, but when the battle lines are drawn. I can say, as someone in this chamber, that Don Gaetz was tough on the battlefield of politics. Let's now talk about policy, because when I came into this chamber last year, I had just come from a tough battle. Don Gaetz and I sat down and we had a little discussion, and after we walked away with a big hug, I knew that Don Gaetz had become President Gaetz. For that, I have tremendous respect for you, President Gaetz.

You know, it was a great Republican president, who after the Civil War said that we will lead our nation forward with malice towards none, and mercy towards all. President Gaetz, that is what you reminded me of last year at the end of one campaign and the beginning of your presidency. I've come to you many, many times. Many of us Democrats have come to you and your door has always been open. You have always been very accepting and very motivational to have all of us think great things.

I know you have a tremendous admiration for Winston Churchill, and I respect that because I find he was a man, like you Mr. President, whose true metal was found in the wages of war, in battles that he lost but still rose up and became a great leader. One of his quotes that I have reminds me of you when he said, "There is no time for ease and comfort. It is the time to dare and endure."

You have allowed us, as Democrats, to go with you to think great things that we can do in this Senate and for this state, as Senators; not as Republicans and Democrats. That is a true metal of a man.

You have put it down, not just with your leadership, but you have had the tremendous partnership with Vicky Gaetz. Because it's one thing to be a wife, it's a wonderful thing and I am a proud wife of a very successful man, but it is something else to be a partner. Vicky Gaetz is your partner, Mr. President. Along with your children, Erin and Matthew. When you think great things for the Senate and for the people of Florida, the first family stands with you. That is very rare. For that, I congratulate you and I honor you and Vicky. I know that as a leader, you have been a leader to all of us. So even though we retire as Democrats, there aren't too many of us left, we put your portrait up. Not as a political leader, but as a true President leader of lots of Senators. Hopefully, later on in your career, as a leader for the people of Florida. Thank you, it has been an honor serving with you, Sir. Thank you.

Senator Negron: Late last night in the Senate President's Office we had a budget exercise based on our negotiations with the House during conference. We had to reduce the water allocation in the Senate budget by about 7 million dollars. So the President and I were there to begin that process and the President turned to me and said, "I want the first project cut to be my project, if I have one in the budget, and then I want the projects from Northwest Florida cut and then we will get to the rest of the members." As the Appropriations Chair I turned to him, because I work for him, and I protested pretty vehemently that this is not the way that things should work. The President said, "Leaders sleep on the grounds with their troops." We reduced Northwest Florida and we reduced the President's projects.

The second thing that I want to briefly mention is last summer, due to discharges from Lake Okeechobee, there was serious environmental damage to the Treasure Coast which I represent and also to Southwest Florida which Senator Richter and Senator Benacquisto represent. I called the President to at least begin the discussion about what we could possibly do. The President said, "When we had the oil spill in Northwest Florida, you and everyone else came to Northwest Florida to assist our community. I want you to know that the entire resources of the Senate will be there to serve your community." You didn't just say that in words. You followed up with a Select Committee that met in Martin County on August 22nd and you have supported, every step of the way, the efforts of Southwest Florida and Southeast Florida to responsibly address this issue. So on behalf of the constituents of District 32, thank you, Sir.

Senator Ring: There are three of us left from the class of 2006; Senator Joyner, myself, and President Gaetz. Senator Oelrich over there, he was also a member of probably one of the smallest classes I think that has come into the Florida Senate. We have had the chance to spend about eight years together, and we got our little two bonus years. We have been together since the beginning, and I have had a chance to meet the family and spend time together. I definitely think Erin chose the best career path. There is no question about that. She was the smartest one in the family in that regard.

Just a couple of quick things, a few years ago when President Gaetz was going to be designated as President, he called me up and asked me if I could say a few words. Unfortunately, that was when I got sick. Right after he was designated, he came and he visited me. It was really nice that he came down all the way from Pensacola and he spent some time. We went for breakfast. We spent a couple of hours together. I was in pretty bad shape, but he did come and visit me at that point, and I could certainly never forget that.

We were fortunate, and I think President Gaetz and Senator Joyner would agree, that for our first years in office we had President Ken Pruitt. I think we were very fortunate about that because what he did is he led from the bottom up. I remember him saying to us, "I want everyone in this chamber to succeed." President Gaetz has really taken that to a different level as well. He does want everyone in this chamber to succeed, and I know his success because out of every member in this body he is the least popular with the lobbyist corp. He is not afraid to say, "no" to the lobbyist. He certainly believes that Democrat or Republican we are all elected as Senators. It is not partisan, yes we have our 26 - 14 votes, but this is not about partisanship. This is about the fact that there is an equality in here. When you have a leader that says, "You know what, every member in this chamber is a lot more important than any single person that is standing between these two chambers right now." You know we are very, very fortunate with that, because the lobbying community did not control the 2013-2014 Florida Senate. We knew that President Gaetz, from the bottom up, controlled that. I think to me that is the great lesson that I have taken from President Gaetz. It is about the members; Democrat or Republican, it doesn't really matter. It is not about the lobbying community. It is not about who is giving the most money. It is about the ideas that each person here has. If President Gaetz likes that idea, it doesn't matter where you are from or what political party you are; he is going to try to drive home that idea for you. I always say a lot of what we do here we can take to the five yard line and it is up to leadership to take it through the end zone for us. I know for me he has done that multiple times because he has not just been a leader for these two years, he has been a leader for Senator Joyner and me for the last eight years. I congratulate you and Vicky and Matt and Erin and thank you so much for allowing me to serve with you for these last eight years. Thank you.

Senator Detert: Thank you, Mr. President. It's a real honor to be able to stand up and say great things about Don Gaetz because I am a true believer, and have been for a long time. What Senator Negron said is right: what your leadership has demonstrated to us, in fact, is we are state Senators, we care about the whole state, we're not regional Senators, and you've always made that clear. Along with Senator Montford, I knew you back in your education days. You came and spoke to my commerce committee when I chaired it in the House. I had heard about the man with the plan from the Panhandle and what a great thing you did. It was always a problem in education if you told parents their kid wasn't college-bound. They thought you wrote their kid off. Don Gaetz went out to his community and discovered what jobs are out there, showed the plan to the kids, got them to buy in, explained to them that there are good jobs, trained them, and almost offered a money-back guarantee to his graduates. So thanks to Don Gaetz, Florida students' diplomas mean more than in any other state as far as I'm concerned. People love to beat up on us, but when you look at the numbers, we're doing a great job in education and a lot of that is thanks to all the work Don Gaetz has done as a school superintendent, as a Senator, as a President.

We share a love for Teddy Roosevelt quotes and it's been mentioned before, the quote I like that I think most applies to you is, "The most practical kind of politics is the politics of decency." I think no one would disagree with the fact that you've demonstrated the policy of decency throughout your whole career and here in the Senate. Vicky, what a great honor it was to get to know you and what a great partner you are, and all the late hours he puts in, you put in, too. We've all seen it, and it's hard. If you both didn't have great passion and love for our state, you wouldn't do it as heartily as you do it. Your effort has been duly noted, really.

So I just want to end by saying that if it wasn't for Don Gaetz, foster care kids would still be put out on the streets on their 18th birthday. Thanks to you, they're not. Thanks to you, a lot of great things happened in this state. Thanks to you, I think you have helped to make us one of the greatest states. I always knew you'd be terrific. Lobbyists were concerned about you and I said, "Hey! I don't care. He's my guy. I think he's going to be great!" You have exceeded my expectations, and my expectations were high. I think what you have done absolutely broke the mold and demonstrated what good government should look like, and it's wonderful. Hopefully, we will keep going in the direction you started us on. I would like to end by saying, the folks in the gallery probably know you truly are the man from Niceville. You've been wonderful; it's been an honor to serve under you and thank you so much.

Senator Montford: Thank you, Mr. President. Just as a point of clarification, Senator Negron, when y'all were talking last night about cutting water projects, it was Northwest Florida's District 1 and 2, not 3, so we don't want you to forget that. Let me take just a moment to thank the President. Everything we heard about you, Mr. President, when you were on the board as the Superintendent were all good things, just wonderful, believe me.

I want to thank you for the compliments that you have paid me, and I don't even think you knew it. One was when you asked me to be part of the nominating process. That meant a tremendous amount to me, and it touched me that you would reach out and ask me to do that. Second, before I was even sworn in, after I got elected, I called the President's Office, President Haridopolos' Office. The chief of staff said, "Are you in the building?" I said, "No, I'm down in another office." "Well why don't you come up? The President is here." I had never met President Haridopolos. I walked into the office and President Haridopolos and President Gaetz were there. We had a very open and frank discussion getting to know each other, President Haridopolos and I. President Gaetz said something that I remember today. He looked over at President Haridopolos and said, "Mr. President, he's just different. He's just different, but he's a good man." Where I grew up in Blountstown, that is the best compliment that someone can say about someone else: he's a good man. I say that because in my upbringing, there were tough times. I look back on it and there were times when people were paid, not in currency, but they were paid with produce and meat and so on. The one thing that always resonated with me and my parents was when I heard my parents say, "He's a good man." You can't beat that as a compliment.

So, Mr. President, you are a good man. That means a great deal to me personally, and it means a great deal to the people of Florida. I believe that most people know that when they say that someone is a good man, that means that he cares for those who are sometimes underrepresented and those who are in need. Most importantly, when they say, "He is a good man," that means he's a man of integrity, honesty, and trust. A good man is a man whose word is his bond, and you're a good man, Mr. President. I've enjoyed working with you and you've done more for those in education, the young people, than anybody that I've ever worked with. It's been an honor and a pleasure.

Senator Lee: Well thank you, Mr. President. I know we are going on here a little bit. The Legislature is steeped in tradition and so is this Senate. Among those traditions, this is probably one of the most important. I remember having a conversation with the President's son, Matt, outside the Capitol one day. It's been a pleasure getting to know him. He said, "Who we select to run this place is probably the most important decision we make." He's right. I remember as if it was yesterday, this moment during my time as Senate President. It was very emotional for me. I was here with my two kids. They were the most important things to me in my life, at the time, and I made sure they were a part of that portrait that hangs in the chamber. I was never able to talk about my kids much publicly. I do remember saying at the time that I couldn't believe that my colleagues had selected me to lead this chamber. I looked around, and they all kind of looked like they were agreeing with me. They couldn't believe it either, which just goes to show you humility and self-deprecating humor isn't always rewarded in Tallahassee. But on that day, I too was joined by people in both galleries from my community. They had lifted me up, Sir, just like they have lifted you up. They sent you here to represent them in the purest form and the purest representation of our representative democracy. They asked you to serve them in the Senate. This is their victory today. This is the culmination of a lot of years of hard work on your part. It's a tribute to the folks from the Panhandle that sent you here. You rose to a position to lead this chamber, to be able to represent them with distinction and honor. I know how proud you are to represent them. I hope they are half as proud to have you as a representative as you are to be their Senator.

I also know that your family has made an extraordinary sacrifice. I have always said it is the families and friends who pay the price for our ambition. This is an extraordinary tribute to them this morning as we unveil your portrait for all that they have sacrificed, Vicky and the children, and those who are close to you. I know the sacrifices of public service, and there is none more demanding than being President of the Senate. I am happy for you, Mr. President.

I am proud to have had your support when I ran for the Senate again. I appreciate and respect you so much. I have told this to the Governor and I have said it to you, "Our best Senate Presidents are people who find

their way to that office behind the chamber, and they enter it without it having been the most difficult and challenging position they have ever faced in life." We are always at our best when we have a leader who has had to make the tough decisions that you have had to make under the pressure cooker that you have had to operate in. People who have a great deal of wisdom and experience in dealing with public policy, in your case health care and public education. Folks who have lived as fathers, as husbands, as business people, and have a vast array of experience in life. There are no two people who personify that more than our Governor and you, Mr. President. For all that you have done here in public life, it pales in comparison to what you have done in your private life. While I am sure you are much more proud of the things you have done on behalf of the people in the State of Florida than anything you have accomplished personally, it is those experiences that prepared you so well to do this job, and why I believe you have done so well.

I will close with just one solemn reminder because this isn't entirely positive this morning. I know that this applies to Speaker Weatherford, it applies to Courtney's father, Allan Bense, and to someone who resides on the floor of this Senate, and it certainly applies to me. Your portrait hanging there Mr. President, will be a constant reminder of the effects of gravity upon the human body as you move around the chamber. Sir, it is an honor to serve with you, and it is an honor to be able to stand and acknowledge the support you have had from the people in your community, and the people that you call your family. We are grateful for your services, your contributions, and your sacrifices to the Florida Senate. Thank you.

Senator Hays: Thank you, Mr. President. I want to point out to the members that your generosity on water projects was not a spur of the moment thing just yesterday. You came to me two weeks ago when you knew that our budget was not what we hoped it would be. You said, "Alan, cut it, cut it, cut it." Folks, this gentleman is a leader, a man for whom I have great respect. The words that Senator Montford used to describe you—honesty, integrity, a man of your word, a good man—I echo those sentiments. I appreciate your friendship. Vicky, what a queen you are. Jeanne just loves you. The friendship you've extended to her, we are just so grateful for it. Mr. President, you and I don't agree on everything, but one of the things that I appreciate so much is the perpetual respect that we have for each other. We can disagree without being disagreeable and still be friends. I appreciate that very much. Thank you for being a real leader.

Senator Sobel: Thank you. I first would like to thank the Gaetz family, especially Vicky. When I first met Vicky, I learned about her talents as a campaign manager for Matt. How tirelessly she worked to help get him elected, taking care of all the data, and all the issues. It is very hard to be in political life. To have family support you, is the most important thing. If you have a supportive spouse you can do anything. Vicky Gaetz was there for Don Gaetz, Matt Gaetz, and Erin. Whatever you want to do, she will be there for you, as well. So, thank you to the Gaetz family, a wonderful First Family in the Florida Legislature.

I also want to thank the Senate President for working across the aisle. Many Democrats have come forward and have spoken today about the bipartisan effort the Senate President has made. The Senate President and I are very different in our backgrounds. He comes from a small town in North Dakota. I come from a big town, Brooklyn, New York. I don't know if he has ever visited New York, but I've never visited North Dakota. I've been all around the world to many countries. Some people call me a liberal; a lot of people call the Senate President a conservative. When I first met him, he told me, "Do you know where I come from?" He said, "Niceville." I said, "Oh, where is Niceville?" He knew where Broward County was located. He had heard and knew a lot about Broward County. So we come from very different backgrounds.

Yet, why is it that we are such good friends since we are so different? First of all, the Senate President is a very good listener. He listens to what we have to say and then comes up with the kind of solution that you and he can agree to. He has a wonderful ability to communicate. Many Democrats are happy he was in the chair for the last two years because once he gets back to the floor we are going to be in trouble. He has a wonderful ability to debate and was excellent in the committees. I truly missed him in some of the committees that we were on together as we agreed and debated on many issues. He has a lot of common sense, and I believe he is a very practical guy.

The biggest attribute that I enjoyed was his ability to empower me. By the way, folks, I was never chair of a committee and I never served on Health and Human Services, the child welfare committee. Here I am, given this tremendous responsibility, and I thank you for that. I constantly think of his poster about Churchill which says "Never, never, never give up." I agree with that. He instilled that in me. He does work to try to get to "Yes." I think that's a value he has and a personality trait that we all enjoy.

When I asked him about being a chair, he said to me, "Sobel, you're the chair, you decide." I said, "But sometimes I feel like a step stool, not a chair." He said, "Yes, you are the chair, and you will make the decisions, and I will help you get to where you want to be." So, I'm really thankful for that, for your empowering me in that way.

Florida has truly made history under your leadership. Everybody that got up has said that about you. You are a great friend of Florida, a great friend to the Legislature, and my special friend. We will never, ever and I will never, ever give up. Thank you very much.

Senator Thrasher: This is going to be tough, so I am going to start with a story. Some of you may remember before I got here I was a lobbyist and did okay in that regard. One of my stories I like to tell was how I really got to know Don Gaetz as a lobbyist. I know I've heard some of you talk about how the lobbying core out there was probably not as friendly to him as the ones inside here. Well, I was lobbying on an issue I thought was pretty important to my area and to the folks I represented in that context. Senator Gaetz had an opposite view of that position and we went all session long, back and forth, talking to the Governor, and talking to everybody. At the end of the day, I lost. I didn't lose many as a lobbyist, but I lost that one. That's when I really got to understand how effective, and how great this man really was. The President reached out to me after that and patted me on the back and said, "Good job, good fight, and let's move on." Well I did move on to the Florida Senate, and right away recognized his leadership capabilities. Whatever you do over here, I guess you sign cards and all that. I'd never done that in the House. In fact, I've never had a card signed for me in the House, but I signed one immediately for Don Gaetz. Because I recognized already what a leader he was and what a great person he would be for this Senate.

I don't think any of us have been disappointed, Mr. President. You know the sayings Joe, Lizbeth, and I talked about, "Don Gaetz sayings." We mentioned a couple of them in the video. My favorite one is, "measure twice and cut once." Have you ever heard that Matt or Erin? I've heard it a lot. What he means by that or what I think he means by that is basically saying to all of us "let's do our homework. Let's get it right." That's what he has lived by as President of this Senate. Let's don't take short cuts. Let's don't do things that aren't in the public's interest. Let's do things well.

John Phelps often tries to make me more scholarly than I am because I'm not or at least to some people down the street. John Phelps often gives me books and other things to read. One of them, Mr. President, is a quote about what makes a good legislature. Here is what it says, "It's hard to imagine a legislature without leadership. In such a legislature, power, and responsibility would be equally distributed among the members. No one would have principal responsibility. Leadership, however, is critical for the legislature to perform."

So we talk a lot in here about policy and that's the right thing to talk about. This President, in my opinion, has done something else that I think is important for each and every one of us and for the legacy of this institution. That makes each and every one of us a part of this great Senate. You've done that through the committee structure, Mr. President, by putting every member on two appropriations committees and by putting some of us on ten committees. My point is everyone in here has had an opportunity to affect public policy in the area they want to.

I do think the other key role as a presiding officer is to protect the minority. Let them have their say and let them be a part of the process. Two people have spoken about their committee chairmanships and the experience that you have offered to them. This is good public policy in this state. That's an extraordinary leader and I think every one of us in here understands that this is a partisan process. You have been a bipartisan president in your leadership.

I look at the other things you have done to protect this institution and, having done this job, I am honored to serve with you and President Haridopolos. I've heard from my good friend, Senator Latvala, and others who have been here a long time that there's nothing more important than making sure this institution, and its integrity, and credibility are protected. Again, Mr. President, you have done that. Its process and policy are always important, but the end result of having performance by the members makes a difference in this process.

Vicky, Jean and I love you. We appreciate your children, Erin and Matt. I like Don better than I do Matt right now, but Matt's okay. He's a good boy. We're going to learn to like Matt one of these days. Mr. President, your family is extraordinary. Your gift of leadership, your gift of loving your family, your gift of loving your God, and your gift of loving this country and this state are unparalleled. Yours will be a legacy that will be hard to follow for many years to come. But I think once that picture is up there as Senator Lee said, every time we look up there we'll recognize that you have been an extraordinary leader for this state and an extraordinary leader for this Senate. You certainly left it better than you found it. We wish you the very best. Godspeed.

INTRODUCTION OF FORMER SENATORS

Senator Richter recognized former Senators Ron Silver, Rudy Garcia, and Al Lawson, who were present in the chamber.

Senator Richter: Husband Don Gaetz, you are a role model; father Don Gaetz, you are a role model; Superintendent Don Gaetz, you are a role model; businessman Don Gaetz, you are a role model; Senator Don Gaetz, you are a role model; and President Don Gaetz, you are a role model for the entire state of Florida, thank you.

Senator Gardiner: Thank you, Mr. President. I will be brief. I know we are about to embark on seeing the portrait. I want to say a few things. You and I have had the opportunity to know each other for a while now. There are several of us here that not only have worked in this legislative process, but we've worked in the other process, the political process and have been a part of traveling together. As Speaker Thrasher said, it's sort of the old Ernest Hemingway quote, "the movable feast," where we all seem to go together. I would comment that we all had on our Senate uniform, which was the khakis and blue blazer, and we'd do the meetings. To see you in that process and the leadership that you showed for all the members of the majority, to do what was necessary to make sure each and every one of us had the opportunity to come back. It was because of this man and the leadership that he has shown. Then to come to the Senate and be our presiding officer. I have learned more in the last three days about leadership than I've ever seen in my life. This individual, our President, to see him negotiate, to discuss, and to protect the Senate; to protect each of us in this budget process has been incredible.

With the hanging of the portrait, it is not only a recognition of the President, but it is a discussion about transition. In every step of the way our President, for me personally, has had an open door. He has provided me the guidance and wisdom, more than I can ever express publicly. Usually, when I would come to see the President, he would say, "Whatever you need." That means so much to anybody who is going to lead this chamber; to be associated with somebody who looks at those that will follow and provides everything that is necessary. Members, our President's portrait will hang a hundred years, give or take, in this chamber. There will come a day when a presiding officer is going to have his or her portrait hung there, and he or she will tell the story of Don Gaetz. He or she will read off all the accomplishments, all the bills, all the things that were done during his service. But I think he or she will also say that he truly was a servant leader. He truly provided the guidance for this chamber. I hope that the record will also show that his constituents, his friends, his family traveled not just from his home but from all over the state to come and thank him for everything that he has done.

Mrs. Gaetz, this is not only a celebration for our President, it's a celebration for you. Everything that you have shown to Camille and me and to our family, every leader, every First Lady who is a part of this process

will look at the Gaetz family and say they are the model for the leaders of this chamber.

Mr. President, thank you. I'm also grateful that while we hang your portrait we will be putting you back in the game in committees. Fifteen committees, exactly. A little pay back, Mr. President. But he is not going anywhere. That is what's exciting about this. He's presided over this chamber, but be ready. He will be on this floor. He will be debating. He'll be fighting for the issues that he believes in. Mr. President, thank you. Thank you for your wisdom. Thank you for your guidance to me, personally. Thank you for everything you have done for this Senate and the State of Florida.

UNVEILING OF PORTRAIT

Senator Richter invited President Gaetz, his wife, Vicky Gaetz, their son, Representative Matt Gaetz, and daughter, Erin Gaetz, to the front of the chamber where the President's portrait was unveiled by Sergeant at Arms Donald Severance. The portrait was created by artist Jie Ruan of Leon Loard Commissioned Portraits.

Senator Smith: I stand as Minority Leader but, President Gaetz, I also stand on behalf of my two brothers, Rod and Chris Smithmyer. We've had a lot of eloquent speeches about President Gaetz. I just want to give some more technical things that he has done that make him such a good president from the minority standpoint. We all know that President Gaetz has done well in business. I don't know how because when it comes to dealing with the minority, he is a terrible negotiator. Every time I have gone to him on staffing issues and monetary issues, he has always relented after a couple of visits. He has always been very fair. He's relented and given many tools for the tool box in the minority office. When I go to him for bills that minority members have, he relents and makes sure that everyone has a say in this process. He makes sure that everyone has a chance to be heard and get their bills heard, too. With dollars in the budget going to him for big ticket items and even the smaller issues, he makes sure that the minority's view point on the budget is always heard.

Something that President Gaetz does a lot is that he travels the halls of the Senate. There have been about three times that Carlecia has told me that the President wants to see me. Most of the time, I get a buzz from out front that President Gaetz is out front. He's in the office, looking for me. Or I'll get a text in committee that President Gaetz is on his way to talk to me. Well, actually, it says, "OMG, what have you done? Gaetz is looking for you." He travels the halls and he'll come and visit you in your office. He'll come to the committee and visit with you. You don't get called to the principal's office. A lot of times, it's regarding an issue that he's just concluded a big meeting on. Before he makes a final decision, he wants to make sure the minority numbers are okay with it. He makes sure that we understand what's about to happen. We can then govern ourselves accordingly as it's coming up. That's very good. He is good on follow-up. Many times, I've gone to him with an urgent issue, I've called Chris in his office and said, "Man I really need to see the President." Then I'll forget about it and go home. Later, I'll get a text message or a phone call that night saying, "Hey, you know that issue that you came to me about? Here is my answer." I have to say, "Hey, remind me of the issue again." He's very good on follow-up and protocol in this chamber.

One thing I've noticed over the past two years is that if it's important to you as a Senator, it's important to him. If it's a group to be recognized, even a group that he doesn't philosophically agree with, you recognize them. He always follows up with that group, saying, "Welcome to the Florida Senate." If there is something you want to do on the floor, a point of personal privilege, or some issue you want to bring up on the floor, just to get it off your chest and discuss on the floor, he is very good on protocol in *Robert's Rules of Order*. He is always very good in humanity and says, "If it's important to you and you want to express it on the Senate floor, you are just as important on the Senate floor as any other member."

I started off talking about my brothers, Rod and Chris Smithmyer. During the last campaign cycle, there were a number of things done during the campaign. During the summer and leading into the fall, I was told numerous times, "Oh man, you messed up. Gaetz is mad at you. It's going to be terrible. You are going to have a terrible working relationship. Nothing is going to get done." After November, after the election date, he and I talked and that issue has never come up again—at least not from him. Other members, we joke about it but we learn in this chamber

through your leadership that campaigns stop and the work begins. Campaign issues have never been brought into the chamber even though campaigns can be contentious.

Another good thing that you do is that you slow down the process. Members have seen this and those that watch this chamber have seen this. President Gaetz is real good at slowing down the process. If there is a problem and a member says, "Hey, I've got an issue," President Gaetz has no problem, no matter how important the bill, saying, "Let's temporarily postpone the bill. You guys work it out and we'll come back to it later." President Gaetz, many times, has brought up bills that have passed but there was a problem, so we bring it back up, temporarily postpone it, and work it out. Usually it's because someone didn't know what was going on because something happened too fast. With many issues that happened on this floor, no matter how close the votes, no matter how far away the votes, he has done an excellent job of slowing down the process. I can say that there isn't any bill or issue that has passed this process where we have not had time to vet it if we wanted to. Many times, with bills that have passed, the Rules Chair will stand up and bring the bill back because an amendment got on it that we weren't sure about. The amendment may stay or it may come off. He's done a great job at slowing down this process.

Lastly, when we talk about the leaders of this chamber, we talk about strength. I think President Gaetz has been a very strong president because he has defended the democracy within this chamber. Strength is not how many bills you can push through or how many issues you can force your chamber to pass, or how many times you can wrangle 21 votes and get a bill through. It's recognizing that we are all elected. It's recognizing that there are 39 other people in this chamber that walked door-to-door. Thirty-nine other people knocked on doors and asked people to vote for them. Thirty-nine other people in this chamber received votes just like him. The votes in North Florida are not different from those in South or Central Florida. We all are equal. The strength of the presidency is saying, "I'm going to put the issue out there and you guys vote on it." Even though he feels a certain way about it and he may talk to a few members on it, his strength is in standing up for democracy. Even on issues that he really wanted, he showed the strength to let democracy work and let us vote on issues as a chamber. To me, that is true strength, true humility, and that is a true leader. I thank you for being that great leader for all Senators and a great leader for the State of Florida, Mr. President.

Senator Benacquisto: I have the unenviable task of standing between you and your President. I am going to say a few words. First, to Vicky, who keeps him happy and keeps a smile on his face. She always makes sure that he is focused in the right direction. He has a true backbone of family support so that we can have him here with us for as much time as we need him. For that, we'll always be thankful. We know how hard it is to be the President and to take that time away from your family. You have made it so easy for him. In making it easy for him, you've made it easy for everyone's spouses and we thank you for that.

I am going to start with a little quote because when you are speaking about President Gaetz, you have to get it right. In the words of Winston Churchill, "I have never accepted what many people have kindly said, namely that have I inspired the nation. It was the nation and the race dwelling all around the globe that had the lion heart. I had the luck to be called upon to give the roar." That is you, Mr. President. You have given the roar for cancer patients, foster children, veterans, school children, the disabled, small businesses, big businesses, individuals, and for people who needed someone to be their champion. That was you. The roar was mighty but the roar was kind. The roar is something we will never forget. Nor will those whose lives are better off by what you have done; whose lives are enriched by policies you have advanced; and whose lives are all that much brighter and their opportunities stronger because of the gifts you brought to the Florida Senate through your leadership.

I am going to take you members to a moment in time. It was the mid-1930s. The entire globe was recovering from World War I and quickly moving to World War II. Japan had invaded China, sparking a war that would last well into the next decade. Germany was preparing its military to devour more land, more cities, and more lives. Spain was fighting a civil war where hundreds of innocent men and women lost their lives. With a vulnerable economy and war to all sides, challenging decisions lay ahead for Britain's leaders, like Winston Churchill. Mr. Churchill is the President's favorite historical figure. It is no wonder because, like President Gaetz, Churchill was a brilliant wordsmith, a dedicated his-

torian, and a fearless leader. He was a man who knew when trouble was on the horizon, and he stood strong in the face of it. I'm pretty sure that Winston Churchill knew what a left-handed kenifer valve was and I'm pretty sure he could have fixed it. In one of those moments, Winston Churchill wrote a letter to his friend. The friend, Nicholas Murray Butler, was the President of Columbia University and would go on to win a Nobel Prize. Butler reached out to Winston Churchill, beseeching him to come to the United States. Churchill penned a letter, sending his regrets for being unable to leave England and his people. The letter said, "Everything is so uncertain. The power of evil is strong." Like any great leader, Churchill stayed and led his nation through the darkness into the light. That is what President Gaetz has done for us.

As we emerge from one of the most difficult times in Florida's history, our president has been fearless. He has helped lead us forward, to a time when Florida is a beacon of light across the United States for what is good. Mr. President, we love you. With the help of a good friend named John Phelps, we have a present for you. It is that very letter that Winston Churchill wrote to his friend. It will serve as a constant reminder of what you have done for us; how you continue to inspire us; and how we know when moments are bad and evil and trouble is all around, you will inspire us to stay strong. Please join Leader Smith and me in pulling the ribbon on what is the gift from the entire Florida Senate.

SPECIAL PRESENTATION

Senators Benacquisto and Smith presented the President with a framed letter written by Winston Churchill.

Senator Smith: For those in the chamber, the letter is the actual letter that Winston Churchill wrote as Senator Benacquisto spoke about—the picture of Winston Churchill and the actual letter of regret that he sent. Because we think so much of the President and he means so much to this entire chamber, we are glad to present to him this letter, written by Winston Churchill.

ADDRESS BY PRESIDENT

THE PRESIDENT PRESIDING

President Gaetz: Thank you all very much. That was extraordinarily touching and way too long. I want to particularly thank Senator Negron and Senator Hays, in front of hundreds of people who are my voters back home, for letting them know that I sacrificed their water project. I still have one or two things I can do.

When the covering was lifted off the portrait, my daughter, Erin, leaned over and asked me, "Dad, what's that paper you're holding?" I looked and, sure enough, it's the beer bill. Actually, when the artist came into my office, he said, "Pick up that law that you just signed." There were two on my desk, Senator Legg's landmark legislation expanding career-technical education to every student in Florida and then there was Senator Latvala's historic bill, the sweeping reform of public ethics we're all so proud originated in this Senate. I honestly don't know which law I picked up for the artist, but I prefer to believe that for the next hundred years I have Jack Latvala by the bills.

I didn't quite understand the unusual interest in this event, the substantially larger crowd in the galleries, until I saw Steve Bousquet's story in the Times/Herald this morning. Headline: "Gaetz to be hung in the Senate chamber at 11 a.m." He posted it under Civic Improvements. It is actually rather hard to escape the relationship of an event like this to the honoree. It's rather like the relationship of a funeral service to the corpse. About half the audience is here just to make sure I'm really going. I am glad to see my friends from the lobbying corps here. I am going from the President's chair back to the Senate floor. To the desk that President Gardiner will assign to the Senator for Northwest Florida. I'm not sure where that desk will be next year. I hope it's in this building. I hope it's in this town. I have to admit, I'm looking forward to being on the floor again. When I was elected President, I got the privilege of presiding but gave up the privilege of debating. Senator Braynon explained it to me; he said, "That was the plan, Gaetz. How do you think you got elected unanimously?"

Three years ago, when half of us and all of our House colleagues were running for office, Florida was really a very different state than it is today. It doesn't seem possible, but just roll the reel back and remember

that Floridians were losing their businesses, their jobs, their savings. They were losing hope, and they were leaving Florida. Three years ago, political scandal reaching from the polling place to the courthouse to the state house, frayed the fabric of public trust. To your great credit, you unanimously passed what has been praised as the most sweeping ethics reform in state government in 38 years, and now, this year, this Senate has gone further by unanimously extending tough, clear ethics and open government laws to local government and to those who act in lieu of government. Of course, there is more to do. There is always more to do. But we will leave here this week with government more open, more accountable, more ethical than at any time in Florida's history.

Three years ago, nearly half of Florida's recent college graduates couldn't find jobs in their major fields of study while tens of thousands and scores of thousands of high-demand jobs went unfilled for lack of qualified and educated applicants. When the jobs that are open and the people who need the jobs don't match because of a skills and education deficit, then the economy is stuck in low gear and can't get out. To your great credit, you established 1,650 CAPE academies (Career and Professional Education Academies) in high schools all across our state. Today, because of you, 273,000 Florida students are pursuing national industry certifications in 238 high-skilled career-technical fields from cloud virtualization to biomedicine to welding, the jobs Florida needs. Those are the skills that Florida students can use to get those jobs. Though many are from economically poor families, 99 percent of CAPE students are finishing and graduating from high school; and they're graduating with higher GPAs and getting better jobs with more pay than their peers. That's really working. This Senate was the wellspring of that transformation. It was because of you that Florida now leads the nation in career-technical education. Florida is the model for America in lashing education to the opportunities of the economy.

When we leave here Friday, we will for the first time in Florida history pay higher education institutions more when their students actually graduate and when their degrees qualify them for jobs. No one person can claim credit for Florida's recovery, but this Senate has removed every obstacle, we have added every value, we have strengthened every link we could find, and this month Florida, the state that led the nation into recession, is leading the nation in job growth. We are the first in the country.

Each of us sitting in the Senate has unfinished business and we still have a couple days left. But the fact that we have unfinished business just means there is a next year or that is why they make next year. Each of us can be proud of what we together have done, because, as several Senators have so kindly said, because of the culture we have developed together in this Senate, no one has been left out.

Senator Brandes, who has served in both chambers, says that the House is more like a military organization; there's a general, a few colonels, some captains and sergeants and privates. Everybody knows his rank, knows her authority. But the Senate, Jeff Brandes says, "forty Somali warlords." In the Senate, two political parties, maybe three. You know they say there are the Republicans, the Democrats, and the Senate. So, we could have gone rogue. We could have gone Washington where nothing gets done, and it's always the other chamber's fault, the other party's fault. Instead, as some people have kindly said today, these two years may have been among the most productive and collegial sessions of the Florida Senate. If so, it's because of you.

We have five committees led by Democratic chairs. That might be a recent record, not because they are Democrats but because they are right for the leadership positions and they have carried out those positions with great success, and great credit has come to this body as a result. Instead of a few Senators building a big budget, every Senator, Republican and Democrat, serves on two appropriations committees. We wanted the whole team on the field. Instead of two agendas competing with each other, Speaker Weatherford and I broke precedent and for two years we've had a joint agenda, a joint work plan. Of course, there are issues that Will Weatherford and I see differently. Those are a la carte issues apart from the work plan. But I do have hope for him. As of this morning as I ran the totals, we're batting about .800 on our joint work plan priorities and that is twice what you need to get into the hall of fame, and it's not over yet. I thank Speaker Weatherford. He had to go back I am sure and pass a lot of Senate bills. I thank Speaker Weatherford for his partnership and for his friendship and for making Florida better.

If you look at the portrait, you will see the Florida flag and next to it a blue flag. It's my father's flag; the flag of the state he served; the flag that stood by his desk. It is the flag of my native state, North Dakota. I have carried his flag since the day he died fifty years ago almost to this day. Now, in a modest way, on that wall, I will carry it into history. Most of us in this Senate have come from someplace else. Two thirds of the people in this state arrived from some other state or some other country. Florida is natives but mostly Florida is newcomers, transplants, immigrants here by plan or by luck. That's who I am. I am a lucky guy who came to Florida a half lifetime ago, whose dreams all came true here and the sweetest of those dreams is the Florida girl I found and I love, the First Lady of the Senate, Vicky Gaetz. Our daughter, Erin, is here. Erin is a producer for the Fox Television Network in New York City. In our family, she is known as the smart one because she's not in politics. She just puts it on national TV. I appreciate you stepping away from your responsibilities. I hope all the people at Fox will be able to get through the day without you. I love you, Erin, and I thank you for being here. Then, as some of you may have noticed, we have a son. There is apparently a genetic defect in the "Y" chromosome in the Gaetz family. It goes down through the generations. Matt had to go back. Apparently the Speaker was calling him to the office to, I am sure, discipline him for something he has done today. Increasingly, the most common question we field in the President's office is, "Can you get me an appointment with Representative Gaetz?" I am proud of him. I am glad that he is here even though from time to time he votes wrong. Senator Richter told you about President Charles Davis, whose portrait we moved today to the Historic Capitol, and about his son, W. Turner Davis. They are the only father and son team who have both served as Senate Presidents in the history of the state. The only ones. So far.

When I decided to run for the Senate I entered the campaign in a very tough uphill primary fight. I called around for advice on who's the best to run my campaign, and if I win, who can help me learn how to be a Senator. Chris Clark, people said, if you could get him. But you can't because he's one of Jeb Bush's guys, he is working in the administration. I don't think you can get him. I talked to Chris three or four times and he weakened and he agreed to come on just for the campaign. Nine years later he's still trying to escape. I would not be Senate President, I would not have had the privilege of being in the Senate, if I didn't have the privilege of working alongside the Chief of Staff, my friend, Chris Clark.

Secretary Brown told me that I pound the loudest gavel since Ken Pruitt. Pieces of it routinely fly off, and the Sergeant has to glue it back together every week. This gavel was made for me by a guy named Jack Krumviede, who is our son's godfather. He is a master woodworker from Jacksonville. The gavel was fashioned from a piece of dunnage. The sailors will know what this is. Dunnage is the wood, the shims that were used on old sailing ships to keep the cargo from crashing around in the hold, unbalancing the vessel when the ship heeled over in the wind. If you placed the dunnage right, then you could secure the cargo and even in a big storm you can save the ship from breaking up inside. The block of dunnage from which this gavel was carved served that purpose for a hundred years in the holds of ships that sailed from Jacksonville to Miami to the Keys and around to Pensacola and back around the peninsula of Florida. I guess it still works. At least, I've tried to use this gavel to shim up and hold fast the people's trust, to keep the issues that we carry on this floor from sliding dangerously to the left or the right, and to bring the ship of state home to a safe harbor—proud, just, prosperous, and successful. You know I've made a thousand mistakes, and I ask your forgiveness for any slight or any offense. I thank you for the honor of a lifetime.

Senator Gardiner, you're going to be a great President, and you're going to love this job because you love this Senate, and it will love you right back.

An old athlete was asked how he wanted to be remembered. "I know I wasn't the best," he said. "But I love the game and I played my heart out. I just hope people will think I was one of the good ones."

RECESS

SENATOR RICHTER PRESIDING

Senator Richter declared the Senate in recess at 1:10 p.m. to reconvene at 3:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 3:50 p.m. A quorum present—25:

Mr. President	Gardiner	Ring
Altman	Grimsley	Sachs
Bean	Hays	Simmons
Bradley	Hukill	Simpson
Bullard	Latvala	Stargel
Clemens	Lee	Thompson
Detert	Legg	Thrasher
Evers	Margolis	
Garcia	Richter	

BILLS ON THIRD READING

CS for HB 697—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to the list of Schedule I controlled substances specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances, or any of their salts, isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation; reenacting and amending s. 893.13(1)-(6), F.S., relating to prohibited acts and penalties involving controlled substances, to incorporate the amendment made to s. 893.03, F.S., in a reference thereto; providing reduced penalties for possession of 3 grams or less of specified controlled substances; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxy-methcathinone, 3,4-Methylenedioxy-pyvalerone (MDPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxy-methcathinone, 3,4-Methylenedioxy-pyvalerone (MDPV), or Methylmethcathinone, commits the offense of trafficking in Phenethylamines, a felony of the first degree; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxy-methcathinone, 3,4-Methylenedioxy-pyvalerone (MDPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxy-methcathinone, 3,4-Methylenedioxy-pyvalerone (MDPV), or Methylmethcathinone, commits the offense of capital manufacture or importation of Phenethylamines, a capital felony; providing criminal penalties; reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i), F.S., relating to the Criminal Punishment Code, to incorporate the amendment made to ss. 893.03 and 893.135, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for HB 697** was passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Gardiner	Ring
Altman	Grimsley	Sachs
Bean	Hays	Simmons
Bradley	Hukill	Simpson
Bullard	Latvala	Stargel
Clemens	Lee	Thompson
Detert	Legg	Thrasher
Evers	Margolis	
Garcia	Richter	

Nays—None

Vote after roll call:

Yea—Abruzzo, Benacquisto, Brandes, Dean, Diaz de la Portilla, Flores, Galvano, Montford, Sobel

CS for CS for SB 976—A bill to be entitled An act relating to home health care; amending s. 400.471, F.S.; exempting certain home health agencies from specified licensure application requirements; amending s.

400.506, F.S.; requiring a licensed nurse registry to ensure that each certified nursing assistant and home health aide referred by the registry present certain credentials; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; requiring a nurse registry to inform the patient, the patient’s family, or a person acting on behalf of the patient that the a referred caregiver is an independent contractor and that the nurse registry is not required to monitor, supervise, manage, or train a registered nurse, licensed practical nurse, certified nursing assistant, companion or homemaker, or home health aide referred by the nurse registry; providing the duties of the nurse registry for a violation of certain laws by an individual referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review and act upon such records except under certain circumstances; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 976**, on motion by Senator Bean, by two-thirds vote **CS for CS for HB 1179** was withdrawn from the Committees on Health Policy; Judiciary; and Rules.

On motion by Senator Bean, by two-thirds vote—

CS for CS for HB 1179—A bill to be entitled An act relating to home health care; amending s. 400.471, F.S.; exempting certain home health agencies from specified licensure application requirements; amending s. 400.506, F.S.; requiring a licensed nurse registry to ensure that each certified nursing assistant and home health aide referred by the registry present certain credentials; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; requiring a nurse registry to inform the patient, the patient’s family, or a person acting on behalf of the patient that the referred caregiver is an independent contractor and that the nurse registry is not required to monitor, supervise, manage, or train the referred caregiver; providing the duties of the nurse registry for a violation of certain laws by an individual referred by the nurse registry; requiring that certain records be kept in accordance with rules set by the Agency for Health Care Administration; providing that a nurse registry does not have an obligation to review or act upon such records except under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 976** and read the second time by title.

On motion by Senator Bean, by two-thirds vote **CS for CS for HB 1179** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Bradley	Gardiner	Simmons
Brandes	Gibson	Simpson
Braynon	Grimsley	Smith
Bullard	Hays	Stargel
Clemens	Hukill	Thompson
Dean	Lee	Thrasher
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—2

Joyner

Vote after roll call:

Yea—Benacquisto, Detert, Sobel

HB 7145—A bill to be entitled An act relating to ratification of rules of the Department of Health; ratifying specified rules requiring certain

trauma centers to maintain participation in a specified trauma quality improvement program, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **HB 7145** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Galvano	Montford
Altman	Garcia	Richter
Bean	Gardiner	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Diaz de la Portilla	Lee	Thrasher
Evers	Legg	
Flores	Margolis	

Nays—None

Vote after roll call:

Yea—Abruzzo, Benacquisto, Detert, Sobel

HB 7163—A bill to be entitled An act relating to ratification of rules of the Department of Juvenile Justice; ratifying specified rules relating to the provision of health services to youth in facilities or programs, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **HB 7163** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Margolis
Altman	Galvano	Montford
Bean	Garcia	Richter
Bradley	Gardiner	Ring
Brandes	Gibson	Sachs
Braynon	Grimsley	Simmons
Bullard	Hays	Simpson
Clemens	Hukill	Smith
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thrasher
Evers	Legg	

Nays—None

Vote after roll call:

Yea—Abruzzo, Benacquisto, Sobel

The Senate resumed consideration of—

CS for CS for HB 409—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identifica-

tion information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—which was passed as amended April 25 and reconsidered the same day.

MOTION TO RECONSIDER AMENDMENT

Senator Abruzzo moved to reconsider the vote by which **Amendment 1 (663072)** was adopted April 25.

Further consideration of **CS for CS for HB 409** with pending motion by Senator Abruzzo to reconsider **Amendment 1 (663072)** was deferred.

The Senate resumed consideration of—

CS for CS for SB 1138—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; expanding an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field after harvesting to include farmers who gratuitously allow a person to enter upon their land to remove any farm produce or crops; revising exceptions to the exemption from civil liability; providing an effective date.

—which was passed April 23 and reconsidered on April 25.

On motion by Senator Evers, **CS for CS for SB 1138** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	Thrasher
Diaz de la Portilla	Legg	

Nays—None

Vote after roll call:

Yea—Sobel

SPECIAL ORDER CALENDAR

Consideration of **CS for CS for SB 790** was deferred.

CS for CS for SB 1466—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term “community association management”; creating s. 468.4334, F.S.; providing that a community association manager and a community association management firm are liable for monetary damages to the same extent as an officer or director under certain circumstances; amending s. 718.116, F.S.; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a release of lien to be in a specific form; requiring a preforeclosure notice to be in a specific form; amending s. 718.121, F.S.; requiring a prelien notice to be in a specific form; amending s. 719.108, F.S.; allowing for reasonable charges to be imposed for collection of a delinquent assessment; deleting a provision providing for the expiration of certain liens; revising notice requirements; requiring a prelien notice to be in a specific form; providing for the content of a recording notice; requiring a release of lien to be in a specific form; requiring a preforeclosure notice to be in a specific form; providing notice requirements; amending s. 720.3085, F.S.; requiring a release of lien to be in a specific form; allowing for reasonable charges to be imposed for collection of a delinquent assessment; requiring a prelien notice to be in a specific form; requiring a preforeclosure notice to be in a specific form; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for CS for SB 1466** to **CS for CS for HB 7037**.

Pending further consideration of **CS for CS for SB 1466** as amended, on motion by Senator Lee, by two-thirds vote **CS for CS for HB 7037** was withdrawn from the Committees on Regulated Industries; and Judiciary.

On motion by Senator Lee—

CS for CS for HB 7037—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term “community association management”; creating s. 468.4334, F.S.; providing powers and duties of community association managers and community association management firms; authorizing the indemnification of a community association manager or community association management firm under certain conditions; amending s. 718.116, F.S.; requiring a release of lien to be in a specific form; requiring a pre-foreclosure notice to be in a specific form; amending s. 718.121, F.S.; requiring a pre-lien notice to be in a specific form; amending s. 719.108, F.S.; deleting a provision providing for the expiration of certain liens; revising notice requirements; requiring a pre-lien notice to be in a specific form; providing for execution and effect of lien; providing for the content of a recording notice; requiring a release of lien to be in a specific form; amending s. 720.3085, F.S.; requiring a release of lien to be in a specific form; requiring a pre-lien notice to be in a specific form; requiring a pre-foreclosure notice to be in a specific form; providing requirements for the execution of a claim of lien; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1466** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 7037** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

SB 592—A bill to be entitled An act relating to criminal justice; amending s. 944.70, F.S.; requiring the Department of Corrections to verify the authenticity of certain court orders before releasing a person from incarceration; providing an exception; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 592** was placed on the calendar of Bills on Third Reading.

CS for SB 142—A bill to be entitled An act relating to access to health care for the underserved; amending s. 766.1115, F.S.; revising the definition of the term “contract”; extending the period of time for which a health care provider remains an agent of the state after an individual

under his or her care is deemed ineligible; requiring that a contract with a governmental contractor for health care services include a provision allowing a voluntary contribution toward certain dental laboratory work; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; amending s. 466.00673, F.S.; delaying the future repeal of provisions authorizing the health access dental license; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 142**, on motion by Senator Hays, by two-thirds vote **HB 97** was withdrawn from the Committees on Health Policy; Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Hays—

HB 97—A bill to be entitled An act relating to dentists and dental hygienists; amending s. 766.1115, F.S.; revising the definition of the term “contract”; requiring that a contract with a governmental contractor for health care services include a provision allowing a voluntary contribution toward certain dental laboratory work; providing that the contribution may not exceed the actual amount of the dental laboratory charges; providing an effective date.

—a companion measure, was substituted for **CS for SB 142** and read the second time by title.

Senator Hays moved the following amendment which was adopted:

Amendment 1 (745158) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (3) and subsection (4) of section 766.1115, Florida Statutes, are amended to read:

766.1115 Health care providers; creation of agency relationship with governmental contractors.—

(3) DEFINITIONS.—As used in this section, the term:

(a) “Contract” means an agreement executed in compliance with this section between a health care provider and a governmental contractor ~~which allows. This contract shall allow~~ the health care provider to deliver health care services to low-income recipients as an agent of the governmental contractor. The contract must be for volunteer, uncompensated services, *except as provided in paragraph (4)(g)*. For services to qualify as volunteer, uncompensated services under this section, the health care provider must receive no compensation from the governmental contractor for any services provided under the contract and must not bill or accept compensation from the recipient, or ~~a any~~ public or private third-party payor, for the specific services provided to the low-income recipients covered by the contract.

(4) CONTRACT REQUIREMENTS.—A health care provider that executes a contract with a governmental contractor to deliver health care services on or after April 17, 1992, as an agent of the governmental contractor is an agent for purposes of s. 768.28(9), while acting within the scope of duties under the contract, if the contract complies with the requirements of this section and regardless of whether the individual treated is later found to be ineligible. *A health care provider shall continue to be an agent for purposes of s. 768.28(9) for 30 days after a determination of ineligibility to allow for treatment until the individual transitions to treatment by another health care provider.* A health care provider under contract with the state may not be named as a defendant in any action arising out of medical care or treatment provided on or after April 17, 1992, under contracts entered into under this section. The contract must provide that:

(a) The right of dismissal or termination of any health care provider delivering services under the contract is retained by the governmental contractor.

(b) The governmental contractor has access to the patient records of any health care provider delivering services under the contract.

(c) Adverse incidents and information on treatment outcomes must be reported by any health care provider to the governmental contractor if the incidents and information pertain to a patient treated under the

contract. The health care provider shall submit the reports required by s. 395.0197. If an incident involves a professional licensed by the Department of Health or a facility licensed by the Agency for Health Care Administration, the governmental contractor shall submit such incident reports to the appropriate department or agency, which shall review each incident and determine whether it involves conduct by the licensee that is subject to disciplinary action. All patient medical records and any identifying information contained in adverse incident reports and treatment outcomes which are obtained by governmental entities under this paragraph are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(d) Patient selection and initial referral must be made by the governmental contractor or the provider. Patients may not be transferred to the provider based on a violation of the antidumping provisions of the Omnibus Budget Reconciliation Act of 1989, the Omnibus Budget Reconciliation Act of 1990, or chapter 395.

(e) If emergency care is required, the patient need not be referred before receiving treatment, but must be referred within 48 hours after treatment is commenced or within 48 hours after the patient has the mental capacity to consent to treatment, whichever occurs later.

(f) The provider is subject to supervision and regular inspection by the governmental contractor.

(g) *As an agent of the governmental contractor for purposes of s. 768.28(9), while acting within the scope of duties under the contract, a health care provider licensed under chapter 466 may allow a patient, or a parent or guardian of the patient, to voluntarily contribute a monetary amount to cover costs of dental laboratory work related to the services provided to the patient. This contribution may not exceed the actual cost of the dental laboratory charges.*

A governmental contractor that is also a health care provider is not required to enter into a contract under this section with respect to the health care services delivered by its employees.

Section 2. Section 466.00673, Florida Statutes, is amended to read:

466.00673 Repeal of a health access dental license.—Effective January 1, 2020 ~~2015~~, ss. 466.0067-466.00673 are repealed unless reenacted by the Legislature. Any health access dental license issued before January 1, 2020 ~~2015~~, shall remain valid according to ss. 466.0067-466.00673, without effect from repeal.

Section 3. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to access to health care for the underserved; amending s. 766.1115, F.S.; revising the definition of the term “contract”; extending the period of time for which a health care provider remains an agent of the state after an individual under his or her care is deemed ineligible; requiring that a contract with a governmental contractor for health care services include a provision allowing a voluntary contribution toward certain dental laboratory work; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; amending s. 466.00673, F.S.; delaying the future repeal of provisions authorizing the health access dental license; providing an effective date.

Pursuant to Rule 4.19, **HB 97** as amended was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 364—A bill to be entitled An act relating to computer crimes; amending s. 721.071, F.S.; conforming a cross-reference; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; defining and redefining terms; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization introduces a computer contaminant or modifies or destroys data, programs, or supporting documentation residing or existing internal or external to a computer, computer system, computer network, or electronic device commits an offense against intellectual property; providing that a person who willfully, knowingly, and without authorization discloses or takes data, programs, or supporting documentation that is a trade secret or is confidential residing or existing internal or external to

a computer, computer system, computer network, or electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining terms; providing that a person who willfully, knowingly, and without authorization accesses a computer, computer system, computer network, or electronic device, disrupts the ability to transmit data to or from a computer, computer system, computer network, or electronic device, damages a computer, computer system, computer network, or electronic device, or engages in the audio or video surveillance of an individual without the individual’s authorization by accessing a computer, computer system, computer network, or electronic device commits an offense against the users of computer networks and electronic devices; providing exceptions; providing applicability; providing criminal penalties; creating s. 815.061, F.S.; defining the term “public utility”; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Clemens moved the following amendment:

Amendment 1 (182152) (with title amendment)—Before line 48 insert:

Section 1. Section 448.077, Florida Statutes, is created to read:

448.077 *Employer access to employee social media accounts prohibited.*—

(1) *As used in this section, the term:*

(a) *“Electronic communications device” means a device that uses electronic signals to create, transmit, or receive information, including computers, telephones, personal digital assistants, and other similar devices.*

(b) *“Retaliatory personnel action” has the same meaning as in s. 448.101.*

(c) *“Social media account” means an interactive personal account or profile that an individual establishes and uses through an electronic application, service, or platform used to generate or store content, including, but not limited to, videos, still photographs, blogs, video blogs, instant messages, audio recordings, or e-mail that is not available to the general public.*

(2) *An employer may not do any of the following:*

(a) *Request or require an employee or prospective employee to disclose a username, password, or other means of accessing a social media account through an electronic communications device.*

(b) *Request or require an employee or prospective employee to take an action that allows the employer to gain access to the employee’s or prospective employee’s social media account if the account’s contents are not available to the general public.*

(c) *Take retaliatory personnel action against an employee for refusing to give the employer access to the employee’s social media account.*

(d) *Fail or refuse to hire a prospective employee as a result of the prospective employee’s refusal to allow the employer access to the prospective employee’s social media account.*

(3) *An employee or prospective employee may bring a civil action against an employer who violates this section in a court located in the county in which the employee or prospective employee resides or where the alleged violation occurred. Such action must be brought within 2 years after the violation occurred. The employee or prospective employee may seek injunctive relief to restrain the employer from continuing to act in violation of this section and may recover damages in an amount equal to the actual damages arising from the violation or \$500 per violation, whichever is greater. An employee or prospective employee who prevails is entitled to recover court costs and reasonable attorney fees.*

(4) *This section does not prevent an employer from requesting or requiring an employee to disclose a username, password, or other means of accessing a social media account used for business purposes.*

(5) *This section does not prohibit or restrict an employer from complying with a duty to monitor or retain employee communications which is established under state or federal law or by a self-regulatory organization, as defined in the Securities Exchange Act of 1934, 15 U.S.C. s. 78c(a)(26), or from screening a prospective employee who completes an application for employment at a law enforcement agency or an employee who is the subject of a conduct investigation performed by a law enforcement agency.*

And the title is amended as follows:

Delete line 2 and insert: An act relating to computer offenses; creating s. 448.077, F.S.; providing definitions; prohibiting an employer from requesting or requiring access to a social media account of an employee or prospective employee; prohibiting an employer from taking retaliatory personnel action for an employee's failure to provide access to his or her social media account; prohibiting an employer from failing or refusing to hire a prospective employee who does not provide access to his or her social media account; authorizing civil actions for violations; providing for recovery of damages, attorney fees, and court costs; specifying that an employer is not prohibited from seeking access to social media accounts under certain circumstances; amending s.

On motion by Senator Brandes, further consideration of **CS for CS for CS for SB 364** with pending **Amendment 1 (182152)** was deferred.

On motion by Senator Braynon—

CS for SB 408—A bill to be entitled An act relating to an infectious disease elimination pilot program; creating the “Miami-Dade Infectious Disease Elimination Act (IDEA)”; amending s. 381.0038, F.S.; requiring the Department of Health to establish a sterile needle and syringe exchange pilot program in Miami-Dade County; providing for administration of the pilot program by the department or a designee; establishing pilot program criteria; providing that the distribution of needles and syringes under the pilot program is not a violation of the Florida Comprehensive Drug Abuse Prevention and Control Act or any other law; providing conditions under which a pilot program staff member or participant may be prosecuted; prohibiting the collection of participant identifying information; providing for the pilot program to be funded through private grants and donations; providing for expiration of the pilot program; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations regarding the pilot program to the Legislature; providing rulemaking authority; providing for severability; providing an effective date.

—was read the second time by title.

Senator Braynon moved the following amendment which was adopted:

Amendment 1 (173010)—Delete lines 99-110 and insert:

2. *Operate a one-to-one exchange, whereby the participant shall receive one sterile needle and syringe unit in exchange for each used one.*

3. *Make available educational materials; HIV counseling and testing; referral services to provide education regarding HIV, AIDS, and viral hepatitis transmission; and drug-abuse prevention and treatment counseling and referral services.*

(b) *The possession, distribution, or exchange of needles or syringes as part of the pilot program established by the department or the department's designee is not a violation of any part of chapter 893 or any other law.*

Pursuant to Rule 4.19, **CS for SB 408** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

The Senate resumed consideration of—

CS for CS for CS for SB 364—A bill to be entitled An act relating to computer crimes; amending s. 721.071, F.S.; conforming a cross-reference; amending s. 815.02, F.S.; revising legislative findings; amending

s. 815.03, F.S.; defining and redefining terms; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization introduces a computer contaminant or modifies or destroys data, programs, or supporting documentation residing or existing internal or external to a computer, computer system, computer network, or electronic device commits an offense against intellectual property; providing that a person who willfully, knowingly, and without authorization discloses or takes data, programs, or supporting documentation that is a trade secret or is confidential residing or existing internal or external to a computer, computer system, computer network, or electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining terms; providing that a person who willfully, knowingly, and without authorization accesses a computer, computer system, computer network, or electronic device, disrupts the ability to transmit data to or from a computer, computer system, computer network, or electronic device, damages a computer, computer system, computer network, or electronic device, or engages in the audio or video surveillance of an individual without the individual's authorization by accessing a computer, computer system, computer network, or electronic device commits an offense against the users of computer networks and electronic devices; providing exceptions; providing applicability; providing criminal penalties; creating s. 815.061, F.S.; defining the term “public utility”; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

—which was previously considered this day. Pending **Amendment 1 (182152)** by Senator Clemens was withdrawn.

Pending further consideration of **CS for CS for CS for SB 364**, on motion by Senator Brandes, by two-thirds vote **CS for CS for CS for HB 641** was withdrawn from the Committees on Communications, Energy, and Public Utilities; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Brandes, by two-thirds vote—

CS for CS for CS for HB 641—A bill to be entitled An act relating to computer crimes; amending s. 721.071, F.S.; conforming a cross-reference; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; revising and providing definitions; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization introduces a computer contaminant to a specified device or modifies, renders unavailable, or destroys data, programs, or supporting documentation residing or existing internal or external to a specified device commits an offense against intellectual property; providing that a person who willfully, knowingly, and without authorization discloses or takes data, programs, or supporting documentation that is a trade secret or is confidential as provided by law residing or existing internal or external to an electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining the term “user”; providing that a person who willfully, knowingly, and without authorization accesses an electronic device, disrupts the ability to transmit data to or from a user of a computer, computer system, computer network, or electronic device, damages an electronic device or equipment or supplies used by an electronic device, introduces a computer contaminant into an electronic device, or engages in the audio or video surveillance of an individual by accessing a computer, computer system, computer network, or electronic device commits an offense against users of computers, computer systems, computer networks, or electronic devices; providing criminal penalties; providing exceptions; providing that the Florida Computer Crimes Act does not impose liability on certain providers of specified services; creating s. 815.061, F.S.; defining the term “public utility”; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 364** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 641** was placed on the calendar of Bills on Third Reading.

On motion by Senator Ring—

CS for SB 510—A bill to be entitled An act relating to local government neighborhood improvement districts; amending s. 163.506, F.S.; providing that an ordinance that creates a local government neighborhood improvement district may authorize the district to incur certain debts and pledge the special assessment power of the district to pay such debts for the purpose of financing certain capital projects; providing conditions on the exercise of such power; providing an effective date.

—was read the second time by title. On motion by Senator Ring, by two-thirds vote **CS for SB 510** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hays	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—2

Brandes Hukill

Vote after roll call:

Yea—Thrasher

CS for CS for SB 518—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are of certain age to include a child booster seat; providing exceptions; subjecting a violation to penalties; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 518**, on motion by Senator Flores, by two-thirds vote **CS for HB 225** was withdrawn from the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Flores—

CS for HB 225—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are younger than a specified age; requiring the use of a separate carrier, integrated child seat, or child booster seat for such children; providing exceptions; providing penalties; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 518** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 225** was placed on the calendar of Bills on Third Reading.

CS for SB 550—A bill to be entitled An act relating to traveling across county lines to commit a felony offense; creating s. 843.22, F.S.; defining the terms “county of residence” and “felony offense” for the purpose of the crime of traveling across county lines with the intent to commit a felony offense; providing a criminal penalty; amending s. 903.046, F.S.; adding

the crime of traveling across county lines with the intent to commit a felony offense to the factors a court must consider in determining whether to release a defendant on bail; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Smith moved the following amendment:

Amendment 1 (650094) (with title amendment)—Delete lines 19-53 and insert: *a burglary.*—

(1) *As used in this section, the term:*

(a) *“County of residence” means the county within this state in which a person resides. Evidence of a person’s county of residence includes, but is not limited to:*

- 1. The address on a person’s driver license or state identification card;*
- 2. Records of real property or mobile home ownership;*
- 3. Records of a lease agreement for residential property;*
- 4. The county in which a person’s motor vehicle is registered;*
- 5. The county in which a person is enrolled in an educational institution; and*
- 6. The county in which a person is employed.*

(b) *“Burglary” means burglary as defined in s. 810.02, including an attempt, solicitation, or conspiracy to commit such offense.*

(2) *If a person who commits a burglary travels any distance with the intent to commit the burglary in a county in this state other than the person’s county of residence, the degree of the burglary shall be reclassified to the next higher degree if the purpose of the person’s travel is to thwart law enforcement attempts to track the items stolen in the burglary. For purposes of sentencing under chapter 921 and determining incentive gain-time eligibility under chapter 944, a burglary that is reclassified under this section is ranked one level above the ranking specified in s. 921.0022 or s. 921.0023 for the burglary committed.*

Section 2. Paragraph (1) of subsection (2) of section 903.046, Florida Statutes, is amended to read:

903.046 Purpose of and criteria for bail determination.—

(2) When determining whether to release a defendant on bail or other conditions, and what that bail or those conditions may be, the court shall consider:

(1) Whether the crime charged is a violation of chapter 874 or alleged to be subject to enhanced punishment under chapter 874 or reclassification under s. 843.22. If any such violation is charged against a defendant or if the defendant is charged with a crime that is alleged to be subject to such enhancement or reclassification, he or she is ~~shall~~

And the title is amended as follows:

Delete lines 3-10 and insert: commit a burglary; creating s. 843.22, F.S.; defining the terms “county of residence” and “burglary”; providing for reclassification of burglaries committed under certain circumstances; amending s. 903.046, F.S.; adding a burglary that is reclassified under s. 843.22, F.S., to the factors a court must consider in

On motion by Senator Hukill, further consideration of **CS for SB 550** with pending **Amendment 1 (650094)** was deferred.

Consideration of **CS for SB 696** was deferred.

CS for SB 734—A bill to be entitled An act relating to cancer control and research; amending s. 1004.435, F.S.; revising definitions; revising the membership of the Florida Cancer Control and Research Advisory Council and selection of the council chairperson; authorizing renewal of

member terms; revising compensation of council members; renaming the Florida Cancer Plan; requiring the council to collaborate with the Florida Biomedical Research Advisory Council to formulate and review a statewide research plan; requiring the council to develop and review a statewide treatment plan; deleting council, Board of Governors, and State Surgeon General duties relating to the awarding of grants and contracts for cancer-related programs; deleting council duties relating to the development of written summaries of treatment alternatives; deleting financial aid provisions and the Florida Cancer Control and Research Fund; amending ss. 458.324 and 459.0125, F.S.; conforming provisions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 734**, on motion by Senator Sobel, by two-thirds vote **CS for CS for HB 511** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Sobel—

CS for CS for HB 511—A bill to be entitled An act relating to cancer control and research; amending s. 1004.435, F.S.; revising definitions; revising the membership of the Florida Cancer Control and Research Advisory Council and selection of the council chairperson; authorizing renewal of member terms; revising compensation of council members; renaming the Florida Cancer Plan; requiring the council to collaborate with the Florida Biomedical Research Advisory Council to formulate and review a statewide research plan; requiring the council to develop and review a statewide treatment plan; deleting council, Board of Governors, and State Surgeon General duties relating to the awarding of grants and contracts for cancer-related programs; deleting council duties relating to the development of written summaries of treatment alternatives; deleting financial aid provisions and the Florida Cancer Control and Research Fund; amending ss. 458.324, and 459.0125, F.S.; conforming provisions; providing an effective date.

—a companion measure, was substituted for **CS for SB 734** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 511** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 798** was deferred.

CS for SB 876—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.066, F.S.; requiring a statement to be completed and sworn to for each confidential crash report requested within a certain time period; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 876**, on motion by Senator Galvano, by two-thirds vote **CS for HB 863** was withdrawn from the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Galvano—

CS for HB 863—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.066, F.S.; specifying that the required statement must be completed and sworn to for each confidential crash report requested; providing an effective date.

—a companion measure, was substituted for **CS for SB 876** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 863** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1018—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6108, F.S.; removing the requirement that an applicant for private investigative, private security, and repossession services provide a written statement by a fingerprint technician or licensed physician

under certain conditions; amending s. 493.6113, F.S.; revising recertification training requirements for Class “G” licensees; amending s. 493.6115, F.S.; adding specific handguns to the list of firearms a Class “G” licensee may carry while performing his or her duties; amending s. 493.6305, F.S.; authorizing specified Class “D” licensees to carry an authorized concealed firearm under certain circumstances; amending s. 501.016, F.S.; requiring a health studio to maintain a bond in favor of the department, rather than the state; authorizing liability for specified injuries to be determined in an administrative proceeding or through a civil action; providing that certain claims may be paid only upon an order of the department issued in an administrative proceeding; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the process by which a consumer may file a claim against a bond or other form of security; requiring a health studio to pay the department indebtedness determined by final order within 30 days; providing the process by which the department may make a demand if the health studio fails to timely make the payment; providing that the department shall be awarded attorney fees and costs in certain circumstances; amending s. 501.059, F.S.; prohibiting a telephone solicitor or a person from initiating an outbound telephone call to a consumer, a donor, or a potential donor under certain circumstances; repealing s. 501.143, F.S., relating to the Dance Studio Act; amending s. 501.603, F.S.; defining the term “novelty payment”; conforming a cross-reference; amending s. 501.611, F.S.; requiring the bond required of a commercial telephone seller to be in favor of the department for the use and benefit of a purchaser who is injured by specified acts; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing procedures that a purchaser must follow in filing a claim against the bond or other form of security; providing for payment of indebtedness by the commercial telephone seller to the department; requiring the department to make demand on a surety if a commercial telephone seller fails to pay certain indebtedness within 30 days and providing a process; providing that attorney fees and costs must be awarded to the department in certain circumstances; conforming provisions to changes made by the act; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from accepting a novelty payment; deleting a provision that prohibits a commercial telephone seller or salesperson from requiring payment to be made by credit card; amending s. 501.913, F.S.; providing that the registration certificate for each brand of antifreeze distributed in this state expires 1 year from the date of issue; amending s. 525.16, F.S.; requiring all previous fines to be disregarded if a new violation of provisions relating to gasoline and oil inspections has not occurred within 3 years after the date of a previous violation; creating s. 526.015, F.S., relating to lubricating oil standards and labeling requirements; prohibiting a person from selling, distributing, or offering for sale or distribution lubricating oil that does not meet specified standards or labeling requirements; requiring such noncompliant products to be placed under a stop-sale order and the lot identified and tagged by the department; prohibiting a person from selling, distributing, or offering for sale or distribution a product under stop-sale order; requiring the department to issue a release order under certain circumstances; repealing s. 526.50(6), F.S., relating to the definition of terms related to the sale of brake fluid; amending s. 526.51, F.S.; providing that a permit authorizing a registrant to sell brake fluid in this state is valid for a specified period from the date of issue; conforming provisions to changes made by the act; amending s. 539.001, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a pawnbroker; providing for payment of indebtedness by the pawnbroker to the department; providing the procedure that a consumer must follow if the pawnbroker fails to make the payment; providing that the agency shall be awarded attorney fees and costs in certain circumstances; amending s. 559.929, F.S.; requiring that a claim against the bond be filed on a form affidavit adopted by rule of the department; providing the procedure that a consumer must follow in filing a claim against a bond or other form of security filed with the department by a seller of travel; providing for payment of indebtedness by the seller of travel to the department; providing procedures that the agency must follow if the seller of travel fails to pay certain indebtedness within 30 days and providing a process; providing that the agency shall be awarded attorney fees and costs in certain circumstances; amending s. 943.059, F.S.; providing an exception relating to the acknowledgement of arrests covered by a sealed criminal history record for a person seeking to be licensed to carry a concealed weapon or concealed firearm; providing applicability; amending ss. 205.1969 and

501.015, F.S.; conforming cross-references; providing an appropriation; providing effective dates.

—was read the second time by title.

Amendments were considered and adopted to conform **CS for CS for SB 1018** to **CS for CS for HB 7051**.

Pending further consideration of **CS for CS for SB 1018** as amended, on motion by Senator Detert, by two-thirds vote **CS for CS for HB 7051** was withdrawn from the Committees on Commerce and Tourism; and Appropriations.

On motion by Senator Detert—

CS for CS for HB 7051—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 472.027, F.S.; directing the Board of Professional Surveyors and Mappers to adopt rules establishing specified standards of practice; amending s. 493.6108, F.S.; revising conditions relating to the examination of fingerprint records for private investigative, security, and repossession service licenses; amending s. 493.6113, F.S.; providing conditions for renewal of certain firearm licenses; amending s. 493.6115, F.S.; authorizing certain firearms licensees to carry specified handguns; amending s. 493.6305, F.S.; providing conditions under which certain licensees are authorized to carry concealed firearms; amending s. 501.016, F.S.; providing for consumer claims against certain bonds posted by health studios; amending s. 501.059, F.S.; prohibiting telephone solicitation of certain donors; repealing s. 501.143, F.S., relating to the Dance Studio Act; amending s. 501.603, F.S.; defining the term “novelty payment”; amending s. 501.611, F.S.; providing for consumer claims against certain bonds posted by commercial telephone sellers; amending s. 501.616, F.S.; prohibiting commercial telephone sellers from accepting specified payments; amending s. 501.913, F.S.; providing for expiration of antifreeze registration certificates; amending s. 525.16, F.S.; revising administrative fine provisions for gasoline and oil proprietors; creating s. 526.015, F.S.; prohibiting the sale and distribution of certain lubricating oil; amending s. 526.50, F.S.; deleting the definition of the term “permit year”; amending s. 526.51, F.S.; revising provisions for issuance and renewal of permits to sell brake fluid; amending s. 539.001, F.S.; providing for consumer claims against certain bonds posted by pawnbroking licensees; revising administrative fine and civil penalty provisions for pawnbroker licensees; amending s. 559.929, F.S.; providing for consumer claims against certain bonds posted by sellers of travel; amending s. 943.059, F.S.; requiring the subject of a sealed criminal history record to provide such information when applying for a concealed weapon or concealed firearm permit; providing applicability; amending ss. 205.1969, 472.025, 501.015, 627.7842, and 718.104, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 1018** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 7051** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for SB 1030—A bill to be entitled An act relating to low-THC cannabis; creating s. 456.60, F.S.; defining terms; authorizing specified physicians to order low-THC cannabis for use by specified patients; providing conditions; providing education requirements for physicians; providing duties of the Department of Health; requiring the department to create a compassionate use registry; providing requirements for the registry; requiring the department to authorize a specified number of dispensing organizations; authorizing the department to adopt specified rules; requiring the department to establish the Office of Compassionate Use; providing for inspections of dispensing organizations by the department and law enforcement agencies; providing requirements and duties for a dispensing organization; providing exceptions to specified laws; creating s. 385.30, F.S.; encouraging state universities with both medical and agricultural programs to participate in specified Federal Food and Drug Administration-approved research directed toward refractory or intractable epilepsy relief in pediatric patients; authorizing participating state universities to annually request a grant from the department; requiring a state university that requests a

grant to submit a specified report to the department; providing applicability; creating s. 1004.441, F.S.; authorizing state universities with both medical and agricultural programs to conduct specified research on low-THC cannabis; authorizing the use of current state or privately obtained research funds to support such research; authorizing the department to submit a budget amendment request to use excess funds in the Biomedical Research Trust Fund to implement this act; providing an effective date.

—was read the second time by title.

Senator Bullard moved the following amendment which failed:

Amendment 1 (763484) (with title amendment)—Between lines 245 and 246 insert:

Section 4. Section 893.032, Florida Statutes, is created to read:

893.032 *Personal use of marijuana.*—

(1) *As used in this section, the term:*

(a) *“Marijuana” means:*

1. *All parts of the genus Cannabis, whether growing or not;*
2. *The seeds of the plant;*
3. *The resin extracted from a part of the plant; or*
4. *Each compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin.*

The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks, except the extracted resin, fiber, oil or cake, or the sterilized seed of the plant which is incapable of germination.

(b) *“Marijuana paraphernalia” means equipment, products, or materials that are used or intended for use in:*

1. *Planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, or concealing marijuana; or*
2. *Ingesting or inhaling marijuana or otherwise introducing marijuana into the human body.*

(c) *“Marijuana product” means a good composed of marijuana and other ingredients which is intended for use or consumption.*

(d) *“Personal usable amount of marijuana” means:*

1. *One ounce or less of marijuana;*
2. *Five grams or less of hashish;*
3. *Sixteen ounces of marijuana products other than hashish in solid form; or*
4. *Seventy-two ounces of marijuana in liquid form.*

(2) *An individual who is 21 years of age or older is exempt from arrest, civil or criminal penalty, seizure or forfeiture of assets by or to the state or an agent of the state, discipline by a state or local licensing board, or state prosecution for the following acts:*

(a) *Actually or constructively using, obtaining, purchasing, transporting, or possessing a personal usable amount of marijuana.*

(b) *Controlling the premises or a vehicle where personal usable amounts of marijuana are possessed, processed, or stored by individuals who are 21 years of age or older if the total number of plants is 18 or fewer.*

(c) *Actually or constructively using, obtaining, manufacturing, producing, purchasing, transporting, or possessing marijuana paraphernalia.*

(d) *Selling marijuana seeds or marijuana paraphernalia to an individual who is 21 years of age or older.*

(e) *Transferring a personal usable amount of marijuana and three or fewer marijuana seedlings or cuttings without remuneration to an individual who is 21 years of age or older.*

(f) *Aiding and abetting another individual who is 21 years of age or older in actions that are allowed under this section.*

(g) *Cultivating six or fewer marijuana plants, no more than three of which may be mature, flowering plants, and possessing the marijuana produced by the plants on the premises where the plants were grown.*

(h) *Assisting with the cultivation of marijuana plants that are cultivated at the same location by individuals 21 years of age or older, with the total number of mature, flowering plants not exceeding 18 in a dwelling unit.*

(3) *This section does not exempt an individual from arrest, civil or criminal penalty, seizure or forfeiture of assets, discipline by a state or local licensing board, or state prosecution for the following acts:*

(a) *Driving, operating, or being in actual physical control of a vehicle or vessel under power or sail while impaired by marijuana or marijuana products.*

(b) *Possessing marijuana, including marijuana products, in a local detention facility, county jail, state prison, reformatory, or other correctional facility, including a facility for the detention of juvenile offenders.*

(4) *This section does not:*

(a) *Require employers to accommodate the use or possession of marijuana or being under the influence of marijuana in a place of employment.*

(b) *Prevent a landlord or innkeeper from prohibiting the cultivation of marijuana on rental premises. If a landlord or innkeeper posts a notice, the landlord or innkeeper may prohibit the smoking of marijuana on rented property or in a rented room.*

(5) *This section shall, by operation of law, expunge the conviction of an individual previously convicted of an offense equivalent to those described in subsection (2). All state agencies with records relating to arrests and convictions for possession of 1 ounce or less of marijuana or marijuana paraphernalia by individuals 21 years of age or older shall destroy those records.*

Section 5. Subsection (6) of section 812.14, Florida Statutes, is amended to read:

812.14 Trespass and larceny with relation to utility fixtures; theft of utility services.—

(6) It is prima facie evidence of a person's intent to violate subsection (5) if:

(a) A controlled substance and materials for manufacturing the controlled substance intended for sale or distribution to another were found in a dwelling or structure;

(b) *Except as provided in s. 893.032*, the dwelling or structure has been visibly modified to accommodate the use of equipment to grow marijuana indoors, including, but not limited to, the installation of equipment to provide additional air conditioning, equipment to provide high-wattage lighting, or equipment for hydroponic cultivation; and

(c) The person or entity that owned, leased, or subleased the dwelling or structure knew of, or did so under such circumstances as would induce a reasonable person to believe in, the presence of a controlled substance and materials for manufacturing a controlled substance in the dwelling or structure, regardless of whether the person or entity was involved in the manufacture or sale of a controlled substance or was in actual possession of the dwelling or structure.

Section 6. Paragraph (c) of subsection (1) of section 893.03, Florida Statutes, is amended to read:

893.03 Standards and schedules.—The substances enumerated in this section are controlled by this chapter. The controlled substances listed or to be listed in Schedules I, II, III, IV, and V are included by whatever official, common, usual, chemical, or trade name designated. The provisions of this section shall not be construed to include within any of the schedules contained in this section any excluded drugs listed within the purview of 21 C.F.R. s. 1308.22, styled "Excluded Substances"; 21 C.F.R. s. 1308.24, styled "Exempt Chemical Preparations"; 21 C.F.R. s. 1308.32, styled "Exempted Prescription Products"; or 21 C.F.R. s. 1308.34, styled "Exempt Anabolic Steroid Products."

(1) SCHEDULE I.—A substance in Schedule I has a high potential for abuse and has no currently accepted medical use in treatment in the United States and in its use under medical supervision does not meet accepted safety standards. The following substances are controlled in Schedule I:

(c) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following hallucinogenic substances or that contains any of their salts, isomers, including optical, positional, or geometric isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

1. Alpha-ethyltryptamine.
2. 2-Amino-4-methyl-5-phenyl-2-oxazoline (4-methylaminorex).
3. 2-Amino-5-phenyl-2-oxazoline (Aminorex).
4. 4-Bromo-2,5-dimethoxyamphetamine.
5. 4-Bromo-2,5-dimethoxyphenethylamine.
6. Bufotenine.
7. Cannabis, *except as provided in s. 893.032*.
8. Cathinone.
9. Diethyltryptamine.
10. 2,5-Dimethoxyamphetamine.
11. 2,5-Dimethoxy-4-ethylamphetamine (DOET).
12. Dimethyltryptamine.
13. N-Ethyl-1-phenylcyclohexylamine (PCE) (Ethylamine analog of phencyclidine).
14. N-Ethyl-3-piperidyl benzilate.
15. N-ethylamphetamine.
16. Fenethylamine.
17. N-Hydroxy-3,4-methylenedioxyamphetamine.
18. Ibogaine.
19. Lysergic acid diethylamide (LSD).
20. Mescaline.
21. Methcathinone.
22. 5-Methoxy-3,4-methylenedioxyamphetamine.
23. 4-methoxyamphetamine.
24. 4-methoxymethamphetamine.
25. 4-Methyl-2,5-dimethoxyamphetamine.
26. 3,4-Methylenedioxy-N-ethylamphetamine.
27. 3,4-Methylenedioxyamphetamine.
28. N-Methyl-3-piperidyl benzilate.

29. N,N-dimethylamphetamine.
30. Parahexyl.
31. Peyote.
32. N-(1-Phenylcyclohexyl)-pyrrolidine (PCPY) (Pyrrolidine analog of phencyclidine).
33. Psilocybin.
34. Psilocyn.
35. *Salvia divinorum*, except for any drug product approved by the United States Food and Drug Administration which contains *Salvia divinorum* or its isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, if the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation.
36. Salvinorin A, except for any drug product approved by the United States Food and Drug Administration which contains Salvinorin A or its isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, if the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation.
37. Tetrahydrocannabinols.
38. 1-[1-(2-Thienyl)-cyclohexyl]-piperidine (TCP) (Thiophene analog of phencyclidine).
39. 3,4,5-Trimethoxyamphetamine.
40. 3,4-Methylenedioxy-methcathinone.
41. 3,4-Methylenedioxy-pyrovalerone (MDPV).
42. Methylmethcathinone.
43. Methoxymethcathinone.
44. Fluoromethcathinone.
45. Methylethcathinone.
46. 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol, also known as CP 47,497 and its dimethyloctyl (C8) homologue.
47. (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol, also known as HU-210.
48. 1-Pentyl-3-(1-naphthoyl)indole, also known as JWH-018.
49. 1-Butyl-3-(1-naphthoyl)indole, also known as JWH-073.
50. 1-[2-(4-morpholinyl)ethyl]-3-(1-naphthoyl) indole, also known as JWH-200.
51. BZP (Benzylpiperazine).
52. Fluorophenylpiperazine.
53. Methylphenylpiperazine.
54. Chlorophenylpiperazine.
55. Methoxyphenylpiperazine.
56. DBZP (1,4-dibenzylpiperazine).
57. TFMPP (3-Trifluoromethylphenylpiperazine).
58. MBDB (Methylbenzodioxolylbutanamine).
59. 5-Hydroxy-alpha-methyltryptamine.
60. 5-Hydroxy-N-methyltryptamine.
61. 5-Methoxy-N-methyl-N-isopropyltryptamine.
62. 5-Methoxy-alpha-methyltryptamine.
63. Methyltryptamine.
64. 5-Methoxy-N,N-dimethyltryptamine.
65. 5-Methyl-N,N-dimethyltryptamine.
66. Tyramine (4-Hydroxyphenethylamine).
67. 5-Methoxy-N,N-Diisopropyltryptamine.
68. DiPT (N,N-Diisopropyltryptamine).
69. DPT (N,N-Dipropyltryptamine).
70. 4-Hydroxy-N,N-diisopropyltryptamine.
71. N,N-Diallyl-5-Methoxytryptamine.
72. DOI (4-Iodo-2,5-dimethoxyamphetamine).
73. DOC (4-Chloro-2,5-dimethoxyamphetamine).
74. 2C-E (4-Ethyl-2,5-dimethoxyphenethylamine).
75. 2C-T-4 (2,5-Dimethoxy-4-isopropylthiophenethylamine).
76. 2C-C (4-Chloro-2,5-dimethoxyphenethylamine).
77. 2C-T (2,5-Dimethoxy-4-methylthiophenethylamine).
78. 2C-T-2 (2,5-Dimethoxy-4-ethylthiophenethylamine).
79. 2C-T-7 (2,5-Dimethoxy-4-(n)-propylthiophenethylamine).
80. 2C-I (4-Iodo-2,5-dimethoxyphenethylamine).
81. Butylone (beta-keto-N-methylbenzodioxolylpropylamine).
82. Ethcathinone.
83. Ethylone (3,4-methylenedioxy-N-ethylcathinone).
84. Naphyrone (naphthylpyrovalerone).
85. N-N-Dimethyl-3,4-methylenedioxcathinone.
86. N-N-Diethyl-3,4-methylenedioxcathinone.
87. 3,4-methylenedioxy-propiofenone.
88. 2-Bromo-3,4-Methylenedioxypropiofenone.
89. 3,4-methylenedioxy-propiofenone-2-oxime.
90. N-Acetyl-3,4-methylenedioxcathinone.
91. N-Acetyl-N-Methyl-3,4-Methylenedioxcathinone.
92. N-Acetyl-N-Ethyl-3,4-Methylenedioxcathinone.
93. Bromomethcathinone.
94. Buphedrone (alpha-methylamino-butyrophenone).
95. Eutylone (beta-Keto-Ethylbenzodioxolylbutanamine).
96. Dimethylcathinone.
97. Dimethylmethcathinone.
98. Pentylone (beta-Keto-Methylbenzodioxolylpentanamine).
99. (MDPPP) 3,4-Methylenedioxy-alpha-pyrrolidinopropiofenone.
100. (MDPBP) 3,4-Methylenedioxy-alpha-pyrrolidinobutiophenone.
101. Methoxy-alpha-pyrrolidinopropiofenone (MOPPP).
102. Methyl-alpha-pyrrolidinohexiophenone (MPHP).
103. Benocyclidine (BCP) or benzothiophenylcyclohexylpiperidine (BTCP).

104. Fluoromethylaminobutyrophenone (F-MABP).
105. Methoxypyrrolidinobutyrophenone (MeO-PBP).
106. Ethyl-pyrrolidinobutyrophenone (Et-PBP).
107. 3-Methyl-4-Methoxymethcathinone (3-Me-4-MeO-MCAT).
108. Methylethylaminobutyrophenone (Me-EABP).
109. Methylamino-butyrophenone (MABP).
110. Pyrrolidinopropiophenone (PPP).
111. Pyrrolidinobutiophenone (PBP).
112. Pyrrolidinovalerophenone (PVP).
113. Methyl-alpha-pyrrolidinopropiophenone (MPPP).
114. JWH-007 (1-pentyl-2-methyl-3-(1-naphthoyl)indole).
115. JWH-015 (2-Methyl-1-propyl-1H-indol-3-yl)-1-naphthalenylmethanone).
116. JWH-019 (Naphthalen-1-yl-(1-hexylindol-3-yl)methanone).
117. JWH-020 (1-heptyl-3-(1-naphthoyl)indole).
118. JWH-072 (Naphthalen-1-yl-(1-propyl-1H-indol-3-yl)methanone).
119. JWH-081 (4-methoxynaphthalen-1-yl-(1-pentylindol-3-yl)methanone).
120. JWH-122 (1-pentyl-3-(4-methyl-1-naphthoyl)indole).
121. JWH-133 ((6aR,10aR)-3-(1,1-Dimethylbutyl)-6a,7,10,10a-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran)).
122. JWH-175 (3-(naphthalen-1-ylmethyl)-1-pentyl-1H-indole).
123. JWH-201 (1-pentyl-3-(4-methoxyphenylacetyl)indole).
124. JWH-203 (2-(2-chlorophenyl)-1-(1-pentylindol-3-yl)ethanone).
125. JWH-210 (4-ethylnaphthalen-1-yl-(1-pentylindol-3-yl)methanone).
126. JWH-250 (2-(2-methoxyphenyl)-1-(1-pentylindol-3-yl)ethanone).
127. JWH-251 (2-(2-methylphenyl)-1-(1-pentyl-1H-indol-3-yl)ethanone).
128. JWH-302 (1-pentyl-3-(3-methoxyphenylacetyl)indole).
129. JWH-398 (1-pentyl-3-(4-chloro-1-naphthoyl)indole).
130. HU-211 ((6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol).
131. HU-308 ([1R,2R,5R]-2-[2,6-dimethoxy-4-(2-methyloctan-2-yl)phenyl]-7,7-dimethyl-4-bicyclo[3.1.1]hept-3-enyl] methanol).
132. HU-331 (3-hydroxy-2-[(1R,6R)-3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-2,5-cyclohexadiene-1,4-dione).
133. CB-13 (Naphthalen-1-yl-(4-pentylloxynaphthalen-1-yl)methanone).
134. CB-25 (N-cyclopropyl-11-(3-hydroxy-5-pentylphenoxy)-undecanamide).
135. CB-52 (N-cyclopropyl-11-(2-hexyl-5-hydroxyphenoxy)-undecanamide).
136. CP 55,940 (2-[(1R,2R,5R)-5-hydroxy-2-(3-hydroxypropyl)cyclohexyl]-5-(2-methyloctan-2-yl)phenol).
137. AM-694 (1-[(5-fluoropentyl)-1H-indol-3-yl]-2-iodophenyl)methanone).
138. AM-2201 (1-[(5-fluoropentyl)-1H-indol-3-yl]-naphthalen-1-yl)methanone).
139. RCS-4 ((4-methoxyphenyl)(1-pentyl-1H-indol-3-yl)methanone).
140. RCS-8 (1-(1-(2-cyclohexylethyl)-1H-indol-3-yl)-2-(2-methoxyphenylethanone).
141. WIN55,212-2 ((R)-(+)-[2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-naphthalenylmethanone).
142. WIN55,212-3 (((3S)-2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-naphthalenylmethanone).
143. Pentedrone (2-(methylamino)-1-phenyl-1-pentanone).
144. Fluoroamphetamine.
145. Fluoromethamphetamine.
146. Methoxetamine.
147. Methiopropamine.
148. 4-Methylbuphedrone (2-Methylamino-1-(4-methylphenyl)butan-1-one).
149. APB ((2-aminopropyl)benzofuran).
150. APDB ((2-aminopropyl)-2,3-dihydrobenzofuran).
151. UR-144 ((1-pentyl-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone).
152. XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone).
153. (1-(5-chloropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone).
154. AKB48 (1-pentyl-N-tricyclo[3.3.1.1^{3,7}]dec-1-yl-1H-indazole-3-carboxamide).
155. AM-2233((2-iodophenyl)[1-[(1-methyl-2-piperidinyl)methyl]-1H-indol-3-yl]-methanone).
156. STS-135 (1-(5-fluoropentyl)-N-tricyclo[3.3.1.1^{3,7}]dec-1-yl-1H-indole-3-carboxamide).
157. URB-597 ((3'-(aminocarbonyl)[1,1'-biphenyl]-3-yl)-cyclohexylcarbamate).
158. URB-602 ([1,1'-biphenyl]-3-yl-carbamic acid, cyclohexyl ester).
159. URB-754 (6-methyl-2-[(4-methylphenyl)amino]-1-benzoxazin-4-one).
160. 2C-D (2-(2,5-Dimethoxy-4-methylphenyl)ethanamine).
161. 2C-H (2-(2,5-Dimethoxyphenyl)ethanamine).
162. 2C-N (2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine).
163. 2C-P (2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine).
164. 25I-NBOMe (4-iodo-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine).
165. 3,4-Methylenedioxymethamphetamine (MDMA).
166. PB-22 (1-pentyl-8-quinolinyl ester-1H-indole-3-carboxylic acid).
167. 5-Fluoro PB-22 (8-quinolinyl ester-1-(5-fluoropentyl)-1H-indole-3-carboxylic acid).

168. BB-22 (1-(cyclohexylmethyl)-8-quinolinyl ester-1H-indole-3-carboxylic acid).
169. 5-Fluoro AKB48 (N-((3s,5s,7s)-adamantan-1-yl)-1-(5-fluoropentyl)-1H-indazole-3-carboxamide).

Section 7. Subsection (3) and paragraphs (b) and (d) of subsection (6) of section 893.13, Florida Statutes, are amended to read:

893.13 Prohibited acts; penalties.—

(3) Any person who delivers, without consideration, not more than 20 grams of cannabis, as defined in this chapter, *except as provided in s. 893.032*, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. For the purposes of this paragraph, “cannabis” does not include the resin extracted from the plants of the genus *Cannabis* or any compound manufacture, salt, derivative, mixture, or preparation of such resin.

(6)

(b) If the offense is the possession of not more than 20 grams of cannabis, as defined in this chapter, *except as provided in s. 893.032*, or 3 grams or less of a controlled substance described in s. 893.03(1)(c)46.-50., 114.-142., 151.-159., or 166.-169., the person commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. For the purposes of this subsection, “cannabis” does not include the resin extracted from the plants of the genus *Cannabis*, or any compound manufacture, salt, derivative, mixture, or preparation of such resin, and a controlled substance described in s. 893.03(1)(c)46.-50., 114.-142., 151.-159., or 166.-169., does not include the substance in a powdered form.

(d) Notwithstanding any provision to the contrary of the laws of this state relating to arrest, a law enforcement officer may arrest without warrant any person who the officer has probable cause to believe is violating the provisions of this chapter relating to possession of cannabis, *except as provided in s. 893.032*.

Section 8. Subsections (7) and (12) of section 893.145, Florida Statutes, are amended to read:

893.145 “Drug paraphernalia” defined.—The term “drug paraphernalia” means all equipment, products, and materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, transporting, injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled substance in violation of this chapter or s. 877.111. Drug paraphernalia is deemed to be contraband which shall be subject to civil forfeiture. The term includes, but is not limited to:

(7) Separation gins and sifters used, intended for use, or designed for use in removing twigs and seeds from, or in otherwise cleaning or refining, cannabis, *except as provided in s. 893.032*.

(12) *Except as provided in s. 893.032*, objects used, intended for use, or designed for use in ingesting, inhaling, or otherwise introducing cannabis, cocaine, hashish, hashish oil, or nitrous oxide into the human body, such as:

- (a) Metal, wooden, acrylic, glass, stone, plastic, or ceramic pipes, with or without screens, permanent screens, hashish heads, or punctured metal bowls.
- (b) Water pipes.
- (c) Carburetion tubes and devices.
- (d) Smoking and carburetion masks.
- (e) Roach clips: meaning objects used to hold burning material, such as a cannabis cigarette, that has become too small or too short to be held in the hand.
- (f) Miniature cocaine spoons, and cocaine vials.
- (g) Chamber pipes.

(h) Carburetor pipes.

(i) Electric pipes.

(j) Air-driven pipes.

(k) Chillums.

(l) Bongs.

(m) Ice pipes or chillers.

(n) A cartridge or canister, which means a small metal device used to contain nitrous oxide.

(o) A charger, sometimes referred to as a “cracker,” which means a small metal or plastic device that contains an interior pin that may be used to expel nitrous oxide from a cartridge or container.

(p) A charging bottle, which means a device that may be used to expel nitrous oxide from a cartridge or canister.

(q) A whip-it, which means a device that may be used to expel nitrous oxide.

(r) A tank.

(s) A balloon.

(t) A hose or tube.

(u) A 2-liter-type soda bottle.

(v) Duct tape.

And the title is amended as follows:

Delete lines 2-32 and insert: An act relating to cannabis; creating s. 456.60, F.S.; defining terms; authorizing specified physicians to order low-THC cannabis for use by specified patients; providing conditions; providing education requirements for physicians; providing duties of the Department of Health; requiring the department to create a compassionate use registry; providing requirements for the registry; requiring the department to authorize a specified number of dispensing organizations; authorizing the department to adopt specified rules; requiring the department to establish the Office of Compassionate Use; providing for inspections of dispensing organizations by the department and law enforcement agencies; providing requirements and duties for a dispensing organization; providing exceptions to specified laws; creating s. 385.30, F.S.; encouraging state universities with both medical and agricultural programs to participate in specified Federal Food and Drug Administration-approved research directed toward refractory or intractable epilepsy relief in pediatric patients; authorizing participating state universities to annually request a grant from the department; requiring a state university that requests a grant to submit a specified report to the department; providing applicability; creating s. 1004.441, F.S.; authorizing state universities with both medical and agricultural programs to conduct specified research on low-THC cannabis; authorizing the use of current state or privately obtained research funds to support such research; creating s. 893.032, F.S.; defining terms; exempting specified individuals from arrest, civil or criminal penalty, seizure or forfeiture of assets by or to the state or an agent of the state, discipline by a state or local licensing board, or state prosecution for specified acts relating to the personal use of marijuana; providing exceptions; providing for the expunction of convictions and the destruction of arrest and conviction records for specified individuals; amending ss. 812.14, 893.03, 893.13, and 893.145, F.S.; conforming provisions to changes made by the act; authorizing the department to submit a

SENATOR GARDINER PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Bradley, by two-thirds vote **CS for CS for SB 1030** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Montford
Abruzzo	Flores	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Gardiner	Simmons
Brandes	Gibson	Simpson
Braynon	Grimsley	Smith
Bullard	Hays	Sobel
Clemens	Joyner	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—3

Altman	Hukill	Latvala
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On motion by Senator Stargel, by unanimous consent—

CS for CS for SB 1714—A bill to be entitled An act relating to malt beverages; amending s. 561.01, F.S.; defining the term “growler”; amending s. 561.221, F.S.; clarifying three-tier system exceptions and application with respect to the manufacture, distribution, and sale of malt beverages; revising requirements for licensure and operation of manufacturers and vendors; defining the term “licensee”; providing legislative intent; amending s. 561.37, F.S.; revising bond requirements for brewers; amending s. 561.42, F.S.; authorizing distributors of malt beverages to clean certain drafting equipment and counter-pressure devices at no charge; specifying that counter-pressure and other growler-filling devices are not drafting equipment and tapping accessories for certain purposes; amending s. 561.5101, F.S.; adding an exception to the come-to-rest requirement; specifying what constitutes coming to rest at a distributor’s licensed premises; providing penalties; reenacting and amending s. 563.022(14), F.S., relating to prohibited interests between a manufacturer and a distributor of malt beverages, to incorporate the amendments made to s. 561.221(2), F.S., in a reference thereto; revising provisions relating to shipment of products to or between breweries; amending s. 563.06, F.S.; revising provisions relating to the sale of malt beverages at retail in containers of specified sizes, to conform to changes made by the act; creating s. 563.061, F.S.; providing requirements for and limitations on the filling, refilling, and sale or distribution of growlers; reenacting s. 561.11(1), F.S., relating to authority of the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to adopt rules to implement the Beverage Law, to incorporate the amendments made to the Beverage Law by this act for such purpose; providing an effective date.

—was taken up out of order and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following amendment:

Amendment 1 (961662) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 561.221, Florida Statutes, is amended to read:

561.221 Licensing of manufacturers and distributors as vendors and of vendors as manufacturers; *exceptions*, conditions, and limitations.—

(1)(a) Nothing contained in s. 561.22, s. 561.42, or any other provision of the Beverage Law prohibits the ownership, management, operation, or control of not more than three vendor’s licenses for the sale of alcoholic beverages by a manufacturer of wine who is licensed and engaged in the manufacture of wine in this state, even if such manufacturer is also licensed as a distributor; provided that no such vendor’s license shall be owned, managed, operated, or controlled by any licensed manufacturer of wine unless the licensed premises of the vendor are situated on property contiguous to the manufacturing premises of the licensed manufacturer of wine.

(b) The Division of Alcoholic Beverages and Tobacco shall issue permits to a certified Florida Farm Winery to conduct tasting and sales of wine produced by certified Florida Farm Wineries at Florida fairs, trade shows, expositions, and festivals. The certified Florida Farm Winery shall pay all entry fees and shall have a winery representative present during the event. The permit is limited to the length of the event.

(2)(a) ~~Notwithstanding s. 561.221, s. 561.42, or any other provision of the Beverage Law, the division may be authorized to issue a vendor’s license license per licensed premises to a manufacturer of malt beverages, even if the such manufacturer is also licensed as a distributor, for the sale of alcoholic beverages on property consisting of a single complex. The, which property must shall include a brewery and such other structures which promote the brewery and the tourist industry of the state. However, such property may be divided by no more than one public street or highway.~~

(b) A manufacturer licensed as a vendor under this subsection may sell alcoholic beverages under its vendor’s license as follows:

1. Malt beverages manufactured on the licensed premises or transferred from another of its licensed premises, for:

a. On-premises consumption, provided that, notwithstanding s. 530.22(14)(b), all malt beverages received from the manufacturer’s other breweries above an amount equal to the lesser of the manufacturer’s combined annual production for all of its breweries or 2,000 kegs must be obtained through a distributor;

b. Off-premises consumption in growlers pursuant to s. 563.061;

c. Off-premises consumption in sealed containers, as authorized under s. 563.06, in an amount not to exceed one keg per consumer per day, provided that the total amount of malt beverages brewed by the manufacturer and sold for consumption off the licensed premises in sealed containers does not exceed 2000 kegs per year.

d. Off-premises consumption in sealed containers, as authorized under s. 563.06, in an amount not to exceed one keg per consumer per day, provided that, if the total amount of malt beverages brewed by the manufacturer and sold for consumption off the licensed premises in sealed containers exceeds 2000 kegs per year, the total amount of malt beverages brewed by the manufacturer and sold for consumption off the licensed premises in sealed containers in excess of 2000 kegs per year does not exceed 20 percent of the total malt beverages brewed on the licensed premises.

2. Any other malt beverages, for on-premises consumption only.

3. Any wine or liquor, for on-premises consumption only, as authorized under its vendor’s license.

(c) Notwithstanding subparagraph (b)2., a manufacturer holding its vendor’s license under this subsection as a quota licensee pursuant to s. 565.02(1) may also sell malt beverages brewed off the licensed premises, for off-premises consumption, in sealed containers as authorized under s. 563.06 and its vendor’s license, only if the premises was licensed under s. 565.02(1) on or before October 1, 2014.

(d) Notwithstanding subparagraph (b)3., a manufacturer holding its vendor’s license under this subsection as a quota licensee pursuant to s. 565.02(1) may also sell such alcoholic beverages, for off-premises consumption, in sealed containers as authorized under its vendor’s license, only if the premises was licensed under s. 565.02(1) on or before October 1, 2014.

(e) Notwithstanding s. 561.57(1), the delivery of any such sealed container or growler off the vendor’s licensed premises, whether by common or premises carrier or by an operator of a privately owned car, truck, bus, or other conveyance, is prohibited. In addition, a consumer or other person may not arrange for the delivery off the licensed manufacturing premises to the consumer of any such sealed container or growler from a vendor licensed under this subsection, whether by common or premises carrier or by an operator of a privately owned car, truck, bus, or other conveyance. However, this paragraph does not prohibit a consumer from taking the sealed container or growler, purchased by the consumer from a manufacturer licensed as a vendor under this subsection, from the ven-

dor's licensed premises to another location by a privately owned car, truck, bus, or other conveyance.

(f) The manufacturer shall maintain a record of all malt beverages received from all of its licensed manufacturing premises, including the amount of malt beverages received, the licensed premises from which the malt beverages were transferred, and the amount of malt beverages sold for off-premises consumption in sealed containers, as authorized in s. 563.06(6). The division shall adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this subparagraph (b)1. with respect to sales for off-premises consumption and transfers between licensed manufacturing premises.

(g) A manufacturer licensed as a vendor under this subsection may hold a permanent food service license at the licensed premises.

(h) This subsection is a limited exception to ss. 561.22 and 561.42. Except as specifically provided in this subsection to permit a manufacturer of malt beverages to also be licensed as a vendor, a manufacturer of malt beverages is subject to the restrictions in ss. 561.22 and 561.42.

(3)(a) Notwithstanding s. 561.22, s. 561.42, or any other provision provisions of the Beverage Law, a ~~any~~ vendor licensed in this state may be licensed as a manufacturer of malt beverages upon a finding by the division that:

1. The vendor will be engaged in brewing malt beverages at a single location and in an amount that which will not exceed 10,000 kegs per year. As used in ~~For purposes of this section subsection~~, the term "keg" means 15.5 gallons.

2. The malt beverages ~~so~~ brewed will be sold to consumers *only* for consumption on the vendor's licensed premises or on contiguous licensed premises owned or leased by the vendor.

(b) Any vendor which is also licensed as a manufacturer of malt beverages pursuant to this subsection shall be responsible for applicable reports pursuant to ss. 561.50 and 561.55 with respect to the amount of beverage manufactured each month and ~~must shall~~ pay the applicable excise taxes ~~thereon~~ to the division by the 10th day of each month for the previous month.

(c) ~~A It shall be unlawful for any~~ licensed distributor of malt beverages or ~~an any~~ officer, agent, or other representative thereof ~~may not to~~ discourage or prohibit any vendor licensed as a manufacturer under this subsection from offering malt beverages brewed for consumption on the licensed premises of the vendor.

(d) ~~A It shall be unlawful for any~~ manufacturer of malt beverages or ~~an any~~ officer, agent, or other representative thereof ~~may not to~~ take any action to discourage or prohibit a ~~any~~ distributor of the manufacturer's product from distributing such product to a licensed vendor which is also licensed as a manufacturer of malt beverages pursuant to this subsection.

Section 2. Section 561.37, Florida Statutes, is amended to read:

561.37 Bond for payment of taxes.—

(1) Each manufacturer and each distributor ~~must shall~~ file with the division a surety bond acceptable to the division in the ~~amount sum~~ of \$25,000 as surety for the payment of all taxes. ~~provided, However, if that when~~ in the discretion of the division the amount of business done by the manufacturer or distributor is of such volume that a bond in an amount of less than \$25,000 will be adequate to secure the payment of all taxes assessed or authorized by the Beverage Law, the division may accept a bond in an amount of less ~~a lesser sum~~ than \$25,000, but ~~not in no event shall it accept a bond~~ of less than \$10,000, and it may at any time in its discretion require any bond in an amount of less than \$25,000 to be increased so as not to exceed \$25,000. ~~provided, however, that~~

(2) Notwithstanding subsection (1), the amount of bond required under this section for:

(a) A brewer is \$5,000 ~~shall be \$20,000~~, except that if ~~where~~, in the discretion of the division, the amount of business done by the brewer is of such volume that a bond in an amount of less than \$5,000 ~~\$20,000~~ will be adequate to secure the payment of all taxes assessed or authorized by the Beverage Law, the division may accept a bond in an amount of less a

~~lesser sum~~ than \$5,000 ~~\$20,000~~, but ~~not in no event shall it accept a bond~~ of less than \$2,500 ~~\$10,000~~, and it may at any time in its discretion require any bond in an amount of less than \$5,000 ~~\$20,000~~ to be increased so as not to exceed \$5,000. ~~\$20,000; provided further that the amount of the bond required for~~

(b) A wine or wine and cordial manufacturer is ~~shall be~~ \$5,000. However, ~~except that~~, in the case of a manufacturer engaged solely in the experimental manufacture of wines and cordials from Florida products, ~~if where~~ in the discretion of the division the amount of business done by such a manufacturer is of such volume that a bond in an amount of less than \$5,000 will be adequate to secure the payment of all taxes assessed or authorized by the Beverage Law, the division may accept a bond in an amount of less ~~a lesser sum~~ than \$5,000, but ~~not in no event shall it accept a bond~~ of less than \$1,000, and it may at any time in its discretion require a bond in an amount of less than \$5,000 to be increased so as not to exceed \$5,000. ~~provided, further, that the amount of bond required for~~

(c) A distributor who sells only beverages containing not more than 4.007 percent of alcohol by volume, in counties where the sale of intoxicating liquors, wines, and beers is prohibited, ~~or a distributor and to distributors~~ who ~~sells sell~~ only beverages containing not more than 17.259 percent of alcohol by volume and wines regardless of alcoholic content, in counties where the sale of intoxicating liquors, wines, and beers is permitted, ~~is shall file with the division a surety bond acceptable to the division in the sum of \$25,000, as surety for the payment of all taxes; provided, However, if that where~~ in the discretion of the division the amount of business done by such a distributor is of such volume that a bond in an amount of less than \$25,000 will be adequate to secure the payment of all taxes assessed or authorized by the Beverage Law, the division may accept a bond in an amount of a less ~~sum~~ than \$25,000, but ~~not in no event shall it accept a bond~~ less than \$1,000, and it may at any time in its discretion require any bond in an amount of less than \$25,000 to be increased so as not to exceed \$25,000. ~~provided, further, that the amount of bond required for~~

(d) A distributor in a county having a population of 15,000 or less who procures a license by which his or her sales are restricted to distributors and vendors who have obtained licenses in the same county ~~is, shall be~~ \$5,000.

Section 3. For the purpose of incorporating the amendment made by this act to section 561.221(2), Florida Statutes, in reference thereto, subsection (14) of section 563.022, Florida Statutes, is reenacted:

563.022 Relations between beer distributors and manufacturers.—

(14) MANUFACTURER; PROHIBITED INTERESTS.—

(a) This subsection applies to:

1. A manufacturer;
2. Any officer, director, agent, or employee of a manufacturer; or
3. An affiliate of any manufacturer, regardless of whether the affiliation is corporate or by management, direction, or control.

(b) Except as provided in paragraph (c), no entity or person specified in paragraph (a) may have an interest in the license, business, assets, or corporate stock of a licensed distributor nor shall such entity sell directly to any vendor in this state other than to vendors who are licensed pursuant to s. 561.221(2).

(c) Any entity described in paragraph (a) may financially assist a proposed distributor in acquiring ownership of the distributorship through participation in a limited partnership arrangement in which the entity described in paragraph (a) is a limited partner and the proposed distributor seeking to acquire ownership of the distributorship is the general partner. Such limited partnership arrangements may exist for no longer than 8 years from their creation and shall not be extended or renewed by means of a transfer of full ownership to an entity described in paragraph (a) followed by the creation of a new limited partnership or by any other means. In any such arrangement for financial assistance, the federal basic permit and distributor's license issued by the division shall be issued in the name of the distributor and not in the name of an entity described in paragraph (a). If, after the creation of a limited partnership pursuant to this paragraph, an entity described in paragraph (a) acquires title to the distributorship which was the subject of

the limited partnership, the entity described in paragraph (a) shall divest itself of the distributorship within 180 days, and the distributorship shall be ineligible for limited partnership financing for 20 years thereafter. No entity described in paragraph (a) shall enter into a limited partnership arrangement with a licensed distributor whose distributorship existed and was operated prior to the creation of such limited partnership arrangement.

(d) Nothing in the Beverage Law shall be construed to prohibit a manufacturer from shipping products to or between its breweries without a distributor's license.

(e) Notwithstanding the provisions of paragraph (b), any entity named in paragraph (a) may have an interest in the license, business, assets, or corporate stock of a licensed distributor for a maximum of 180 consecutive days as the result of a judgment of foreclosure against the distributor or for 180 consecutive days after acquiring title pursuant to the written request of the licensed distributor. Under either of these circumstances, manufacturer ownership of an interest in the license, business, assets, or corporate stock of a licensed distributor shall only be for 180 days and only for the purpose of facilitating an orderly transfer of the distributorship to an owner not affiliated with a manufacturer.

(f) Notwithstanding the provisions of paragraph (b), any entity named in paragraph (a) may have a security interest in the inventory or property of its licensed distributors to secure payment for said inventory or other loans for other purposes.

Section 4. Section 563.06, Florida Statutes, is amended to read:

563.06 Malt beverages; imprint on individual container; size of containers; growlers; exemptions.—

(1) ~~On and after October 1, 1959,~~ All taxable malt beverages packaged in individual containers possessed by any person in the state for the purpose of sale or resale in the state, except operators of railroads, sleeping cars, steamships, buses, and airplanes engaged in interstate commerce and licensed under this section, ~~must shall~~ have imprinted thereon in clearly legible fashion by any permanent method the word "Florida" or "FL" and no other state name or abbreviation of any state name in not less than 8-point type. The word "Florida" or "FL" shall appear first or last, if imprinted in conjunction with any manufacturer's code. A facsimile of the imprinting and its location as it will appear on the individual container ~~must shall~~ be submitted to the division for approval.

(2) Nothing herein contained shall require such designation to be attached to individual containers of malt beverages which are transported through this state and which are not sold, delivered, or stored for sale therein, if transported in accordance with such rules and regulations as adopted by the division; nor shall this requirement apply to malt beverages packaged in individual containers and held on the premises of a brewer or bottler, which malt beverages are for sale and delivery to persons outside the state.

(3) Possession by any person in the state, except as otherwise provided herein, of more than 4 1/2 gallons of malt beverages in individual containers which do not have the word "Florida" or "FL" as herein provided, shall be prima facie evidence that said malt beverage is possessed for the purpose of sale or resale.

(4) Except as otherwise provided herein, any malt beverages in individual containers held or possessed in the state for the purpose of sale or resale within the state which do not bear the word "Florida" or "FL" thereon shall, at the direction of the division, be confiscated in accordance with the provisions of the Beverage Law.

(5)(a) Nothing contained in this section shall require that malt beverages packaged in individual containers and possessed by any person in the state for purposes of sale or resale in the state have imprinted thereon the word "Florida" or "FL" if the manufacturer of the malt beverages can establish before the division that the manufacturer has a tracking system in place, by use of code or otherwise, which enables the manufacturer, with at least 85 percent reliability by July 1, 1996, and 90 percent reliability by January 1, 2000, to identify the following:

1. The place where individual containers of malt beverages were produced;

2. The state into which the individual containers of malt beverages were shipped; and

3. The individual distributors within the state which received the individual containers of malt beverages.

(b) Prior to shipping individual containers of malt beverages into the state which do not have the word "Florida" or "FL" imprinted thereon, the manufacturer must file an application with the division to claim the exemption contained herein and must obtain approval from the division to ship individual containers of malt beverages into the state which do not have the word "Florida" or "FL" imprinted thereon. Information furnished by the manufacturer to establish the criteria contained within paragraph (a) may be subject to an annual audit and verification by the division. The division may revoke an approved exemption if the manufacturer refuses to furnish the information required in paragraph (a) upon request of the division, or if the manufacturer fails to permit a subsequent verification audit, or if the manufacturer fails to fully cooperate with the division during the conducting of an audit.

(c) When a distributor has information that malt beverages may have been shipped into Florida on which payment of Florida excise taxes has not been made, such information may be provided to the division and the division shall investigate to ascertain whether any violations of Florida law have occurred.

(6) All malt beverages packaged in individual containers sold or offered for sale by vendors at retail in this state, *except for malt beverages authorized to be sold in growlers pursuant to s. 563.061, must shall* be in individual containers containing no more than 32 ounces of such malt beverages; ~~provided, however, that nothing contained in~~

(7) This section ~~does not shall~~ affect malt beverages packaged in bulk, ~~or in kegs or in barrels,~~ or in any individual container containing 1 gallon or more of such malt beverage regardless of individual container type.

~~(8)(7) A Any person, firm, or corporation, or any of its agents, officers or employees, that violates violating any of the provisions of this section commits, shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083; and the license, if any, is shall be subject to revocation or suspension by the division.~~

Section 5. Section 563.061, Florida Statutes, is created to read:

563.061 Malt beverages; filling or refilling of growlers.—

(1) "Growler" means a refillable container that is made of glass, ceramic, metal, or similar leak-proof material and is designed to contain a carbonated malt beverage in a capacity of 32 ounces, 64 ounces, or 128 ounces.

(2) The filling or refilling of a growler shall be in response to an order, in a face-to-face transaction, only for off-premises consumption. The growler must be filled with a malt beverage and sealed on the premises at or immediately before or after the time of sale.

(3) The filling or refilling of a growler is limited to:

(a) A manufacturer of malt beverages who holds a valid vendor's license pursuant to s. 561.221(2);

(b) A vendor holding a quota license under ss. 561.20(1) and 565.02(1)(a) with the sale of malt beverages authorized under that license; or

(c) A vendor holding a license under s. 563.02(1)(b)-(f), s. 564.02(1)(b)-(f), or s. 565.02(1)(b)-(f), unless the license restricts the sale of malt beverages only for consumption on the licensed premises.

(4) The growler must have an unbroken seal or be incapable of being immediately consumed.

(5) The growler must be clearly labeled as containing an alcoholic beverage and provide the name of the manufacturer, the brand, the volume, the percentage of alcohol by volume, and the required federal health warning notice for alcoholic beverages. If a growler being refilled has an existing label or other identifying mark of a manufacturer or brand from a prior filling or refilling, that label must be covered sufficiently to in-

dicating the manufacturer and brand of the malt beverage being placed in the container at that refilling.

(6) *The growler must be clean before filling or refilling.*

(7) *A licensee authorized to fill and refill growlers may not use them for purposes of distribution or sale off the manufacturer's or vendor's licensed premises, except as authorized under this section and s. 561.221(2).*

Section 6. For the purpose of incorporating the amendments made by this act to the Beverage Law, subsection (1) of section 561.11, Florida Statutes, is reenacted to read:

561.11 Power and authority of division.—

(1) The division has authority to adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of the Beverage Law.

Section 7. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to malt beverages; amending s. 561.221, F.S.; clarifying three-tier system exceptions and application with respect to the manufacture, distribution, and sale of malt beverages; revising requirements for licensure and operation of manufacturers and vendors; defining the term “licensee”; providing legislative intent; amending s. 561.37, F.S.; revising bond requirements for brewers; reenacting s. 563.022(14), F.S., relating to prohibited interests between a manufacturer and a distributor of malt beverages, to incorporate the amendments made to s. 561.221(2), F.S., in a reference thereto; revising provisions relating to shipment of products to or between breweries; amending s. 563.06, F.S.; revising provisions relating to the sale of malt beverages at retail in containers of specified sizes, to conform to changes made by the act; creating s. 563.061, F.S.; defining the term “growler”; providing requirements for and limitations on the filling, refilling, and sale or distribution of growlers; reenacting s. 561.11(1), F.S., relating to authority of the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to adopt rules to implement the Beverage Law, to incorporate the amendments made to the Beverage Law by this act for such purposes; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simpson moved the following amendment to **Amendment 1 (961662)** which was adopted:

Amendment 1A (807128)—Delete lines 46-47 and insert:
lessor of the receiving manufacturer's total malt beverages brewed on the licensed premises or 2,000 kegs must be obtained through a

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following amendment to **Amendment 1 (961662)** which was adopted:

Amendment 1B (449110)—Delete lines 77-83 and insert:
565.02(1) on or before October 1, 2014. This provision does not prohibit the transfer of the license to another licensed manufacturing premises owned by the manufacturer.

(d) Notwithstanding subparagraph (b)3., a manufacturer holding its vendor's license under this subsection as a quota licensee pursuant to s. 565.02(1) may also sell such alcoholic beverages, for off-premises consumption, in sealed containers as authorized under its vendor's license, only if the premises was licensed under s. 565.02(1) on or before October 1, 2014. This provision does not prohibit the transfer of the license to another licensed manufacturing premises owned by the manufacturer.

Amendment 1 (961662) as amended was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 1714** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator Thrasher, the rules were waived and time of adjournment was extended until 7:00 p.m.

CS for CS for CS for SB 798—A bill to be entitled An act relating to residential properties; amending s. 509.013, F.S.; revising the definition of the term “public lodging establishment”; amending s. 509.032, F.S.; providing that timeshare projects are not subject to annual inspection requirements; amending s. 509.221, F.S.; providing nonapplicability of certain public lodging establishment requirements to timeshare projects; amending s. 509.241, F.S.; providing that a condominium association that does not own any units classified as timeshare projects is not required to apply for or receive a public lodging establishment license; amending s. 509.242, F.S.; revising the definition of the term “public lodging establishment” to include a “timeshare project”; deleting reference to the term “timeshare plan” in the definition of “vacation rental”; defining the term “timeshare project”; amending s. 509.251, F.S.; providing that timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application; amending s. 712.05, F.S.; clarifying existing law relating to notification for purposes of preserving marketable title; amending s. 718.111, F.S.; authorizing an association to inspect and repair abandoned condominium units; providing conditions to determine if a unit is abandoned; providing a mechanism for an association to recover costs associated with maintaining an abandoned unit; providing that in the absence of an insurable event, the association or unit owners are responsible for repairs; removing uninsured losses as a common expense of a condominium; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board or committee member's participation in a meeting via real-time videoconferencing, Internet-enabled videoconferencing, or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; prohibiting the board from voting via e-mail; amending s. 718.116, F.S.; clarifying the meaning of the term “previous owner”; limiting the present owner's liability for unpaid assessments to those that accrued before the association acquired title; repealing s. 718.50151, F.S., relating to the Community Association Living Study Council and its membership functions; amending s. 718.707, F.S.; extending the date by which a condominium parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing for suspension from office of a director or officer who is charged with one or more of certain felony offenses; providing procedures for filling such vacancy or reinstating such member under specific circumstances; providing a mechanism for a person who is convicted of a felony to be eligible for board membership; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.303, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; amending s. 720.306, F.S.; providing for specified notice to members in lieu of copies of an amendment; creating s. 720.316, F.S.; providing emergency powers of a homeowners' association; providing an effective date.

—was read the second time by title.

Amendments were considered and adopted to conform **CS for CS for CS for CS for SB 798 to CS for CS for CS for HB 807**.

Pending further consideration of **CS for CS for CS for SB 798** as amended, on motion by Senator Ring, by two-thirds vote **CS for CS for CS for HB 807** was withdrawn from the Committees on Regulated Industries; Judiciary; and Appropriations.

On motion by Senator Ring—

CS for CS for CS for HB 807—A bill to be entitled An act relating to residential properties; amending s. 509.013, F.S.; revising the definition of the term “public lodging establishment”; amending s. 509.032, F.S.; providing that timeshare projects are not subject to annual inspection requirements; amending s. 509.221, F.S.; providing nonapplicability of certain public lodging establishment requirements to timeshare projects; amending s. 509.241, F.S.; providing that a condominium association that does not own any units classified as timeshare projects is not required to apply for or receive a public lodging establishment license; amending s. 509.242, F.S.; revising the definition of the term “public lodging establishment” to include a “timeshare project”; deleting reference to the term “timeshare plan” in the definition of “vacation rental”; defining the term “timeshare project”; amending s. 509.251, F.S.; providing that timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application; amending s. 712.05, F.S.; clarifying existing law relating to notification for purposes of preserving marketable title; amending s. 718.111, F.S.; authorizing an association to inspect and repair abandoned condominium units; providing conditions to determine if a unit is abandoned; providing a mechanism for an association to recover costs associated with maintaining an abandoned unit; providing that in the absence of an insurable event, the association or unit owners are responsible for repairs; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board or committee member’s participation in a meeting via real-time videoconferencing, Internet-enabled videoconferencing, or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; prohibiting the board from voting via e-mail; amending s. 718.116, F.S.; defining the term “previous owner” for purposes of provisions relating to the liability of condominium unit owners for assessments; limiting the present owner’s liability for unpaid assessments under specified circumstances; amending s. 718.117, F.S.; prohibiting a new attempt to terminate a condominium from being proposed for a specified period if a plan of termination fails to receive the required approval; repealing s. 718.50151, F.S., relating to the Community Association Living Study Council and membership functions; amending s. 718.707, F.S.; extending the date by which a condominium parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing for suspension from office of a director or officer who is charged with one or more of certain felony offenses; providing procedures for filling such vacancy or reinstating such member under specific circumstances; providing a mechanism for a person who is convicted of a felony to be eligible for board membership; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.303, F.S.; requiring a board meeting to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; providing that an owner may consent in writing to the disclosure of certain contact information; amending s. 720.306, F.S.; requiring a meeting of the members to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; providing for specified notice to members in lieu of copies of an amendment; creating s. 720.316, F.S.; providing emergency powers of a homeowners’ association; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 798** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 807** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

SB 1700—A bill to be entitled An act relating to public records; creating s. 456.61, F.S.; exempting from public records requirements personal identifying information of patients and physicians held by the Department of Health in the compassionate use registry; exempting information related to ordering and dispensing low-THC marijuana; authorizing specified persons and entities access to the exempt information; requiring that information released from the registry remain confidential; providing a criminal penalty; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (520024) (with title amendment)—Delete line 27 and insert:
physician’s order for low-THC cannabis and the dispensing

Delete line 36 and insert:
cannabis and the dispensing thereof are confidential and exempt

Delete line 46 and insert:
authenticity of a physician’s order for low-THC cannabis,

Delete lines 51-57 and insert:
cannabis for the purpose of monitoring the patient’s use of such cannabis or for the purpose of determining, before issuing an order for low-THC cannabis, whether another physician has ordered the patient’s use of low-THC cannabis. The physician may access the confidential and exempt information only for the patient for whom he or she has ordered or is determining whether to order the use of low-THC cannabis pursuant to s. 456.60.

Delete lines 103-124 and insert:
physician’s order for low-THC cannabis written pursuant to s. 456.60, Florida Statutes, which are held in the registry. The choice made by a physician and his or her patient to use low-THC cannabis to treat that patient’s medical condition or symptoms is a personal and private matter between those two parties. The availability of such information to the public could make the public aware of both the patient’s use of low-THC cannabis and the patient’s diseases or other medical conditions for which the patient is using low-THC cannabis. The knowledge of the patient’s use of low-THC cannabis, the knowledge that the physician ordered the use of low-THC cannabis, and the knowledge of the patient’s medical condition could be used to embarrass, humiliate, harass, or discriminate against the patient and the physician. This information could be used as a discriminatory tool by an employer who disapproves of the patient’s use of low-THC cannabis or of the physician’s ordering such use. However, despite the potential hazards of collecting such information, maintaining the compassionate use registry established under s. 456.60, Florida Statutes, is necessary to prevent the diversion and nonmedical use of any low-THC cannabis as well as to aid and improve research done on the efficacy of low-THC cannabis. Thus, the Legislature finds

Delete line 133 and insert:
of, low-THC cannabis takes effect, if such legislation is

And the title is amended as follows:

Delete line 7 and insert: related to ordering and dispensing low-THC cannabis;

Pursuant to Rule 4.19, **SB 1700** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1068—A bill to be entitled An act relating to massage therapy; amending s. 456.0135, F.S.; requiring an applicant for licensure under ch. 480, F.S., to submit to certain fingerprinting requirements;

requiring fingerprints to be enrolled in the national retained print arrest notification program and the Care Provider Background Screening Clearinghouse; amending s. 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending the license of a massage therapist or massage establishment for the commission of certain offenses; amending s. 480.041, F.S.; requiring an applicant for a massage therapist license to submit to certain background screening requirements; requiring that a massage therapist who was issued a license before a specified date meet the background screening requirements by a specified date; requiring the Board of Massage Therapy to deny an application for a massage therapy license or renewal license for certain offenses; amending s. 480.043, F.S.; requiring a person with a specified interest in a massage establishment to submit to certain background screening requirements; authorizing the department to adopt a rule related to corporate assets; requiring the department to deny an application for a massage establishment license or renewal license under certain circumstances; requiring that the owner of a massage establishment that was issued a license before a specified date submit to the background screening requirements by a specified date; exempting certain entities from massage establishment licensure requirements; amending s. 480.0465, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 1068** to **CS for HB 1065**.

Pending further consideration of **CS for SB 1068** as amended, on motion by Senator Latvala, by two-thirds vote **CS for HB 1065** was withdrawn from the Committees on Health Policy; and Appropriations.

On motion by Senator Latvala—

CS for HB 1065—A bill to be entitled An act relating to licensed massage therapists; amending s. 456.0135, F.S.; requiring an applicant for licensure under chapter 480, F.S., to submit to certain fingerprinting requirements; requiring fingerprints to be enrolled in the national retained print arrest notification program and the Care Provider Background Screening Clearinghouse; amending s. 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending the license of a massage therapist or establishment for certain offenses; amending s. 480.041, F.S.; requiring an applicant for a massage therapist license to submit to certain background screening requirements; requiring a massage therapist who was issued a license before a specified date to submit to certain background screening requirements by a specified date; requiring the Board of Massage Therapy to deny an application for a new or renewal massage therapy license for certain offenses; amending s. 480.043, F.S.; requiring a person with a specified interest in an establishment to submit to certain background screening requirements; authorizing the department to adopt rules related to corporate assets; requiring the department to deny an application for a new or renewal massage establishment license for certain offenses; requiring a person with a specified interest in a massage establishment that was issued a license before a specified date to submit to certain background screening requirements by a specified date; providing an exemption for certain licensed physicians; conforming a cross-reference; amending s. 480.0465, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for SB 1068** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1065** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean, the Senate recalled from Engrossing—

SB 1700—A bill to be entitled An act relating to public records; creating s. 456.61, F.S.; exempting from public records requirements personal identifying information of patients and physicians held by the Department of Health in the compassionate use registry; exempting information related to ordering and dispensing low-THC marijuana; authorizing specified persons and entities access to the exempt information; requiring that information released from the registry remain confidential; providing a criminal penalty; providing for future legisla-

tive review and repeal; providing a statement of public necessity; providing a contingent effective date.

—as amended this day for further consideration.

On motion by Senator Bean, by two-thirds vote **SB 1700** as amended was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

Consideration of **CS for SB 1090** was deferred.

CS for CS for SB 1122—A bill to be entitled An act relating to emergency allergy treatment; amending s. 381.88, F.S.; defining terms; expanding provisions to apply to all emergency allergy reactions, rather than to insect bites only; creating s. 381.885, F.S.; authorizing certain health care practitioners to prescribe epinephrine auto-injectors to an authorized entity; authorizing such entities to maintain a supply of epinephrine auto-injectors; authorizing certified individuals to use epinephrine auto-injectors; authorizing uncertified individuals to use epinephrine auto-injectors under certain circumstances; providing immunity from liability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1122**, on motion by Senator Bean, by two-thirds vote **CS for CS for HB 1131** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Bean—

CS for CS for HB 1131—A bill to be entitled An act relating to emergency allergy treatment; amending s. 381.88, F.S.; defining terms; expanding provisions to apply to all emergency allergy reactions, rather than to insect bites only; creating s. 381.885, F.S.; authorizing certain health care practitioners to prescribe epinephrine auto-injectors to an authorized entity; authorizing such entities to maintain a supply of epinephrine auto-injectors; authorizing certified individuals to use epinephrine auto-injectors; authorizing uncertified individuals to use epinephrine auto-injectors under certain circumstances; providing immunity from liability; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1122** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1131** was placed on the calendar of Bills on Third Reading.

CS for SB 1206—A bill to be entitled An act relating to agricultural industry certifications; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to annually provide to the State Board of Education and the Department of Education information and industry certifications for farm occupations to be considered for placement on industry certification funding lists; amending s. 1003.492, F.S.; defining the term “industry certification”; requiring the state board

to adopt rules for implementing an industry certification process for farm occupations; amending s. 1003.4935, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1206**, on motion by Senator Montford, by two-thirds vote **CS for CS for CS for HB 487** was withdrawn from the Committees on Education; Agriculture; and Appropriations.

On motion by Senator Montford—

CS for CS for CS for HB 487—A bill to be entitled An act relating to agricultural industry certifications; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to annually provide to the State Board of Education and the Department of Education information and industry certifications for farm occupations to be considered for placement on industry certification funding lists; amending s. 1003.492, F.S.; defining industry certification as part of career education programs; requiring the state board to adopt rules for implementing an industry certification process for farm occupations; amending s. 1003.4935, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for SB 1206** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 487** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1276** was deferred.

CS for CS for SB 1354—A bill to be entitled An act relating to health care; amending s. 409.967, F.S.; revising contract requirements for Medicaid managed care programs; providing requirements for plans establishing a drug formulary or preferred drug list; requiring the use of a standardized prior authorization form; providing requirements for the form and for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; creating s. 627.42392, F.S.; requiring health insurers to use a standardized prior authorization form; providing requirements for the form and for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing an exemption; creating s. 627.42393, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; amending s. 627.6131, F.S.; prohibiting an insurer from retroactively denying a claim in certain circumstances; amending s. 627.6471, F.S.; requiring insurers to post preferred provider information on a website; specifying that changes to such a website must be made within a certain time; amending s. 627.6515, F.S.; applying provisions relating to prior authorization and override protocols to out-of-state groups; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim in certain circumstances; creating s. 641.393, F.S.; requiring the use of a standardized prior authorization form by a health maintenance organization; providing requirements for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing an exemption; creating s. 641.394, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; providing an effective date.

—was read the second time by title.

Senator Hays moved the following amendment which was adopted:

Amendment 1 (570252) (with title amendment)—Between lines 167 and 168 insert:

Section 2. Subsections (1) and (2) of section 465.189, Florida Statutes, are amended to read:

465.189 Administration of vaccines and epinephrine autoinjection.—

(1) In accordance with guidelines of the Centers for Disease Control and Prevention for each recommended immunization or vaccine, a pharmacist may administer the following vaccines to an adult within the framework of an established protocol under a supervising physician licensed under chapter 458 or chapter 459:

- (a) Influenza vaccine.
- (b) Pneumococcal vaccine.
- (c) Meningococcal vaccine.
- (d) Shingles vaccine.

~~(2) In accordance with guidelines of the Centers for Disease Control and Prevention, a pharmacist may administer the shingles vaccine within the framework of an established protocol and pursuant to a written or electronic prescription issued to the patient by a physician licensed under chapter 458 or chapter 459.~~

And the title is amended as follows:

Between lines 14 and 15 insert: amending s. 465.189, F.S.; authorizing a pharmacist to administer meningococcal and shingles vaccines;

Senators Soto and Garcia offered the following amendment which was moved by Senator Soto:

Amendment 2 (910258) (with title amendment)—Between lines 364 and 365 insert:

Section 10. *The Division of Law Revision and Information is directed to rename part II of chapter 409, Florida Statutes, as the “Florida Kidcare and Healthy Florida Programs.”*

Section 11. Section 409.811, Florida Statutes, is reordered and amended to read:

409.811 Definitions relating to Florida Kidcare Act.—As used in *this part ss. 409.810-409.821*, the term:

(1) “Actuarially equivalent” means that:

- (a) The aggregate value of the benefits included in health benefits coverage is equal to the value of the benefits in the benchmark benefit plan; and
- (b) The benefits included in health benefits coverage are substantially similar to the benefits included in the *child* benchmark benefit plan, except that preventive health services must be the same as in the benchmark benefit plan.

(2) “Agency” means the Agency for Health Care Administration.

(3) “Applicant” means:

(a) A parent or guardian of a child or a child whose disability of nonage has been removed under chapter 743, who applies for a determination of eligibility for health benefits coverage under *Florida Kidcare*; or

(b) *An individual who applies for a determination of eligibility under Healthy Florida ss. 409.810-409.821.*

(5)(4) “Child benchmark benefit plan” means the form and level of health benefits coverage established under ~~in~~ s. 409.815.

(4)(5) “Child” means a ~~any~~ person younger than ~~under~~ 19 years of age.

(6) “Child with special health care needs” means a child whose serious or chronic physical or developmental condition requires extensive preventive and maintenance care beyond that required by typically healthy children. Health care utilization by such a child exceeds the statistically expected usage of the normal child adjusted for chron-

ological age, and such a child often needs complex care requiring multiple providers, rehabilitation services, and specialized equipment in a number of different settings.

(7) “Children’s Medical Services Network” or “network” ~~has the same meaning means a statewide managed care service system as defined in s. 391.021(4).~~

(8) “CHIP” means the Children’s Health Insurance Program as authorized under Title XXI of the Social Security Act, regulations adopted thereunder, and this part, and as administered in this state by the agency, the department, and the corporation pursuant to their respective jurisdictions.

~~(8) “Community rate” means a method used to develop premiums for a health insurance plan that spreads financial risk across a large population and allows adjustments only for age, gender, family composition, and geographic area.~~

(9) “Corporation” means the Florida Healthy Kids Corporation established under s. 409.8125.

(10)(9) “Department” means the Department of Health.

(11)(10) “Enrollee” means a child or adult who has been determined eligible for and is receiving coverage under this part ~~ss. 409.810-409.821.~~

~~(11) “Family” means the group or the individuals whose income is considered in determining eligibility for the Florida Kidcare program. The family includes a child with a parent or caretaker relative who resides in the same house or living unit or, in the case of a child whose disability of nonage has been removed under chapter 743, the child. The family may also include other individuals whose income and resources are considered in whole or in part in determining eligibility of the child.~~

~~(12) “Family income” means cash received at periodic intervals from any source, such as wages, benefits, contributions, or rental property. Income also may include any money that would have been counted as income under the Aid to Families with Dependent Children (AFDC) state plan in effect prior to August 22, 1996.~~

(12)(13) “Florida Kidcare Program,” “Kidcare program,” or “program” means the health benefits program described in s. 409.813 and administered under this part ~~through ss. 409.810-409.821.~~

(13)(14) “Guarantee issue” means that health benefits coverage must be offered to an individual regardless of the individual’s health status, preexisting condition, or claims history.

(14)(15) “Health benefits coverage” means protection that provides payment of benefits for covered health care services or that otherwise provides, either directly or through arrangements with other persons, covered health care services on a prepaid per capita basis or on a prepaid aggregate fixed-sum basis.

(15)(16) “Health insurance plan” means health benefits coverage under the following:

(a) A health plan offered by a ~~any~~ certified health maintenance organization or authorized health insurer, except for a plan that is limited to the following: a limited benefit, specified disease, or specified accident; hospital indemnity; accident only; limited benefit convalescent care; Medicare supplement; credit disability; dental; vision; long-term care; disability income; coverage issued as a supplement to another health plan; workers’ compensation liability or other insurance; or motor vehicle medical payment only; or

(b) An employee welfare benefit plan that includes health benefits established under the Employee Retirement Income Security Act of 1974, as amended.

(16) “Healthy Florida” means the program established under s. 409.822.

(17) “Healthy Kids” means a component of Florida Kidcare created under s. 409.8125 for children who are 5 through 18 years of age.

(18) “Household income” has the same meaning as in s. 36B(d)(2)(A) of the Internal Revenue Code of 1986 and applies to the individual or

household whose income is being considered in determining eligibility for Florida Kidcare or Healthy Florida.

~~(19)(17) “Medicaid” means the medical assistance program authorized by Title XIX of the Social Security Act, and regulations thereunder, and ss. 409.901-409.920, as administered in this state by the agency.~~

~~(20)(18) “Medically necessary” means the use of any medical treatment, service, equipment, or supply necessary to palliate the effects of a terminal condition, or to prevent, diagnose, correct, cure, alleviate, or preclude deterioration of a condition that threatens life, causes pain or suffering, or results in illness or infirmity and which is:~~

~~(a) Consistent with the symptom, diagnosis, and treatment of the enrollee’s condition;~~

~~(b) Provided in accordance with generally accepted standards of medical practice;~~

~~(c) Not primarily intended for the convenience of the enrollee, the enrollee’s family, or the health care provider;~~

~~(d) The most appropriate level of supply or service for the diagnosis and treatment of the enrollee’s condition; and~~

~~(e) Approved by the appropriate medical body or health care specialty involved as effective, appropriate, and essential for the care and treatment of the enrollee’s condition.~~

~~(21)(19) “Medikids” means a component of the Florida Kidcare program of medical assistance authorized by Title XXI of the Social Security Act, and regulations thereunder, and s. 409.8132, as administered in the state by the agency.~~

~~(22) “Modified adjusted gross income” has the same meaning as in s. 36B(d)(2)(B) of the Internal Revenue Code of 1986 and applies to the individual or household whose income is being considered in determining eligibility for Florida Kidcare or Healthy Florida.~~

~~(23) “Patient Protection and Affordable Care Act” means the federal law enacted as Pub. L. No. 111-148, as amended by the Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152, and any regulations or guidance adopted or issued pursuant to those acts.~~

~~(24)(20) “Preexisting condition exclusion” means, with respect to coverage, a limitation or exclusion of benefits relating to a condition based on the fact that the condition was present before the date of enrollment for such coverage, regardless of whether or not any medical advice, diagnosis, care, or treatment was recommended or received before such date.~~

~~(25)(21) “Premium” means the entire cost of a health insurance plan, including the administration fee or the risk assumption charge.~~

~~(26)(22) “Premium assistance payment” means the monthly consideration paid toward health insurance premiums by the agency per enrollee in the Florida Kidcare Program towards health insurance premiums.~~

~~(27)(23) “Qualified alien” means an alien as defined in 8 U.S.C. s. 1641 (b) and (c) s. 421 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, as amended, Pub. L. No. 104-193.~~

~~(28)(24) “Resident” means a United States citizen, or qualified alien, who is domiciled in this state.~~

~~(29)(25) “Rural county” means a county having a population density of less than 100 persons per square mile, or a county defined by the most recent United States Census as rural, in which there was is no prepaid health plan participating in the Medicaid program as of July 1, 1998.~~

~~(26) “Substantially similar” means that, with respect to additional services as defined in s. 2103(e)(2) of Title XXI of the Social Security Act, these services must have an actuarial value equal to at least 75 percent of the actuarial value of the coverage for that service in the benchmark benefit plan and, with respect to the basic services as defined in s. 2103(e)(1) of Title XXI of the Social Security Act, these services must be the same as the services in the benchmark benefit plan.~~

Section 12. Section 624.91, Florida Statutes, is transferred and renumbered as section 409.8125, Florida Statutes, and is reordered and amended to read:

~~409.8125~~ ~~624.91~~ The Florida Healthy Kids Corporation Act.—

(1) SHORT TITLE.—This section may be cited as the “William G. Doc’ Myers Healthy Kids Corporation Act.”

(2) LEGISLATIVE INTENT.—

~~(a)~~ The Legislature finds that increased access to health care services could improve children’s health and reduce the incidence and costs of childhood illness and disabilities among children in this state. Many children do not have comprehensive, affordable health care services available. It is the intent of the Legislature that the Florida Healthy Kids Corporation provide comprehensive health insurance coverage to such children. The corporation is encouraged to cooperate with ~~any~~ existing health service programs funded by the public or the private sector.

~~(b)~~ It is *also* the intent of the Legislature:

~~(a)~~ That the Florida Healthy Kids program, established and administered by the corporation, serve as one of several providers of services to children eligible for medical assistance under the federal Children’s Health Insurance Program (CHIP) Title XXI of the Social Security Act. Although Healthy Kids the corporation may serve other children, the Legislature intends that the primary enrollees recipients of services provided through the corporation be uninsured school-age children eligible for CHIP with a family income below 200 percent of the federal poverty level, who do not qualify for Medicaid. It is also the intent of the Legislature that state and local government Florida Healthy Kids funds be used to continue coverage, subject to specific appropriations in the General Appropriations Act, to children not eligible for federal matching funds under CHIP Title XXI.

~~(b)~~ That the corporation administer and manage services for Healthy Florida, a health care program for uninsured adults, using a unique network of providers and contracts. Enrollees in Healthy Florida shall receive comprehensive health care services from private, licensed health insurers that meet standards established by the corporation. It is further the intent of the Legislature that these enrollees participate in their own health care decisionmaking and contribute financially toward their medical costs. The Legislature intends to provide an alternative benefit package that includes a full range of services that meet the needs of the residents of this state. As a new program, the Legislature intends that a comprehensive analysis be conducted to measure the overall impact of the program and evaluate whether the program should be renewed after an initial 3-year term.

~~(6)(3)~~ ELIGIBILITY FOR STATE-FUNDED ASSISTANCE.—Only the following individuals are eligible for state-funded assistance in paying Florida Healthy Kids or Healthy Florida premiums:

(a) Residents of this state who are eligible for the Florida Kidcare program pursuant to s. 409.814 or Healthy Florida pursuant to s. 409.822.

(b) Notwithstanding s. 409.814, legal aliens who are enrolled in the Florida Healthy Kids program as of January 31, 2004, who do not qualify for CHIP Title XXI federal funds because they are not qualified aliens as defined in s. 409.811.

~~(7)(4)~~ NONENTITLEMENT.—~~Nothing in~~ This section does not provide shall be construed as providing an individual with an entitlement to health care services. No cause of action shall arise against the state, the Florida Healthy Kids corporation, or a unit of local government for failure to make health services available under this section.

~~(3)(5)~~ CORPORATION AUTHORIZATION, DUTIES, POWERS.—

(a) ~~There is created~~ The Florida Healthy Kids Corporation is hereby established as, a not-for-profit corporation.

(b) The Florida Healthy Kids corporation shall:

1. Arrange for the collection of any family, individual, or local contributions, or employer payment or premium, in an amount to be determined by the board of directors, to provide for payment of premiums

for comprehensive insurance coverage and for the actual or estimated administrative expenses.

2. Arrange for the collection of ~~any~~ voluntary contributions to provide for the payment of premiums for enrollees in Florida Kidcare or Healthy Florida program premiums for children who are not eligible for medical assistance under Title XIX or Title XXI of the Social Security Act.

3. Subject to ~~the provisions of~~ s. 409.8134, accept voluntary supplemental local match contributions that comply with CHIP the requirements of Title XXI of the Social Security Act for the purpose of providing additional Florida Kidcare coverage in contributing counties under CHIP Title XXI.

4. Establish ~~the~~ administrative and accounting procedures for the operation of the corporation.

5. Establish, with consultation from appropriate professional organizations, standards for preventive health services and providers and comprehensive insurance benefits appropriate to children, ~~provided that~~ Such standards for rural areas may ~~shall~~ not require that limit primary care providers be to board-certified pediatricians.

6. Determine eligibility for children seeking to participate in CHIP the Title XXI funded components of the Florida Kidcare program consistent with the requirements specified in s. 409.814, as well as the non-Title XXI eligible children not eligible under CHIP as provided in subsection (6) ~~(3)~~.

7. Establish procedures under which providers of local match to, applicants to, and participants in Healthy Kids or Healthy Families the program may have grievances reviewed by an impartial body and reported to the board of directors of the corporation.

8. Establish participation criteria and, if appropriate, contract with an authorized insurer, health maintenance organization, or third-party administrator to provide administrative services to the corporation.

9. Establish enrollment criteria that include penalties or 30-day waiting periods of 30 days for reinstatement of coverage upon voluntary cancellation for nonpayment of family and individual premiums under the programs.

10. Contract with authorized insurers or providers ~~any provider~~ of health care services who meet the, meeting standards established by the corporation; for the provision of comprehensive insurance coverage to participants. Such standards ~~must~~ shall include criteria under which the corporation may contract with more than one provider of health care services in program sites.

a. Health plans shall be selected through a competitive bid process.

b. The Florida Healthy Kids corporation shall purchase goods and services in the most cost-effective manner consistent with the delivery of quality medical care. The maximum administrative cost for a Florida Healthy Kids corporation contract is shall be 15 percent. For all health care contracts, the minimum medical loss ratio is for a Florida Healthy Kids Corporation contract shall be 85 percent. The calculations must use uniform financial data collected from all plans in a format established by the corporation and computed for each insurer on a statewide basis. Funds shall be classified in a manner consistent with 45 C.F.R. part 158 For dental contracts, the remaining compensation to be paid to the authorized insurer or provider under a Florida Healthy Kids Corporation contract shall be no less than an amount which is 85 percent of premium; to the extent any contract provision does not provide for this minimum compensation, this section shall prevail.

c. The health plan selection criteria, and scoring system, and the scoring results ~~must~~ shall be available upon request for inspection after the bids have been awarded.

11. Establish disenrollment criteria if in the event local matching funds are insufficient to cover enrollments.

12. Develop and implement a plan to publicize the Florida Kidcare and Healthy Florida program, the eligibility requirements of the programs program, and the procedures for enrollment in the programs

~~program~~ and to maintain public awareness of the corporation and the ~~programs program~~.

13. Secure staff necessary to properly administer the corporation. Staff costs shall be funded from state and local matching funds and such other private or public funds as become available. The board of directors shall determine the number of staff members necessary to administer the corporation.

14. In consultation with the partner agencies, provide *an annual* ~~a~~ report on the Florida Kidcare ~~program annually~~ to the Governor, the Chief Financial Officer, the Commissioner of Education, the President of the Senate, the Speaker of the House of Representatives, and the Minority Leaders of the Senate and the House of Representatives.

15. Provide information on a quarterly basis to the Legislature and the Governor which compares the costs and utilization of the full-pay enrolled population and the *CHIP-subsidized* ~~Title XXI-subsidized~~ enrolled population in the Florida Kidcare ~~program~~. The information, At a minimum, *the information* must include:

a. The monthly enrollment and expenditure for full-pay enrollees in the Medikids and Florida Healthy Kids programs compared to the *CHIP-subsidized* ~~Title XXI-subsidized~~ enrolled population; and

b. The costs and utilization by service of the full-pay enrollees in the Medikids and Florida Healthy Kids programs and the *CHIP-subsidized* ~~Title XXI-subsidized~~ enrolled population.

~~By February 1, 2010, the Florida Healthy Kids Corporation shall provide a study to the Legislature and the Governor on premium impacts to the subsidized portion of the program from the inclusion of the full pay program, which shall include recommendations on how to eliminate or mitigate possible impacts to the subsidized premiums.~~

16. *Notify all current full-pay enrollees of the availability of the exchange, as defined in the federal Patient Protection and Affordable Care Act, and how to access other affordable insurance options. New applications for full-pay coverage may not be accepted after September 30, 2014.*

~~17.16. Establish benefit packages that conform to the provisions of the Florida Kidcare program, as created under this part in ss. 409.810-409.821.~~

(c) Coverage under the corporation's ~~programs program~~ is secondary to any other available private coverage held by, or applicable to, the participant ~~child~~ or family member. Insurers under contract with the corporation are the payors of last resort and must coordinate benefits with any other third-party payor that may be liable for the participant's medical care.

(d) The ~~Florida Healthy Kids~~ corporation shall be a private corporation not for profit, *registered, incorporated, and organized pursuant to chapter 617, and shall have all powers necessary to carry out the purposes of this section act*, including, but not limited to, the power to receive and accept grants, loans, or advances of funds from any public or private agency and to receive and accept from any source contributions of money, property, labor, or any other thing of value, to be held, used, and applied for the purposes of this *section act*. *The corporation and any committees it forms shall comply with part III of chapter 112 and chapters 119 and 286.*

~~(4)(6)~~ BOARD OF DIRECTORS AND MANAGEMENT SUPERVISION.—

(a) The ~~Florida Healthy Kids~~ corporation shall operate subject to the supervision and approval of a board of directors chaired by *an appointee designated by the Governor Chief Financial Officer or her or his designee*, and composed of 15 ~~12~~ other members. *The Senate shall confirm the designated chair and other board appointees selected for 3-year terms of office as follows:*

1. The Secretary of Health Care Administration, or his or her designee, *as an ex-officio member*.

2. *The State Surgeon General, or his or her designee, as an ex-officio member* ~~One member appointed by the Commissioner of Education from the Office of School Health Programs of the Florida Department of Education.~~

3. *The Secretary of Children and Families, or his or her designee, as an ex-officio member* ~~One member appointed by the Chief Financial Officer from among three members nominated by the Florida Pediatric Society.~~

4. *Four members* ~~One member~~, appointed by the Governor, ~~who represents the Children's Medical Services Program.~~

5. *Two members* ~~One member~~ appointed by the *President of the Senate* ~~Chief Financial Officer from among three members nominated by the Florida Hospital Association.~~

6. *Two members* ~~One member~~, appointed by the *Senate Minority Leader* ~~Governor, who is an expert on child health policy.~~

7. *Two members* ~~One member~~, appointed by the *Speaker of the House of Representatives* ~~Chief Financial Officer, from among three members nominated by the Florida Academy of Family Physicians.~~

8. *Two members* ~~One member~~, appointed by the *House Minority Leader* ~~Governor, who represents the state Medicaid program.~~

9. ~~One member, appointed by the Chief Financial Officer, from among three members nominated by the Florida Association of Counties.~~

~~10. The State Health Officer or her or his designee.~~

~~11. The Secretary of Children and Family Services, or his or her designee.~~

~~12. One member, appointed by the Governor, from among three members nominated by the Florida Dental Association.~~

(b) A member of the board of directors may be removed by the official *who made the appointment* ~~appointed that member~~. The board shall appoint an executive director, who is responsible for other staff authorized by the board.

(c) Board members are entitled to receive, from funds of the corporation, reimbursement for per diem and travel expenses as provided by s. 112.061.

(d) ~~There is shall be~~ no liability on the part of, and no cause of action shall arise against, any member of the board of directors, or its employees or agents, for any action they take in the performance of their powers and duties under this act.

(e) Board members who are serving on or before the effective date of this act or similar legislation may remain until July 1, 2015.

(f) An executive steering committee is created to provide direction and support to management and to make recommendations to the board on programs. The steering committee consists of the Secretary of Health Care Administration, the Secretary of Children and Families, and the State Surgeon General, who may not delegate their membership or attendance.

~~(5)(7)~~ LICENSING NOT REQUIRED; FISCAL OPERATION.—

(a) The corporation ~~is shall not be deemed~~ an insurer. The officers, directors, and employees of the corporation ~~may shall~~ not be deemed to be agents of an insurer. Neither the corporation nor any officer, director, or employee of the corporation is subject to the licensing requirements of the insurance code or the rules of the Department of Financial Services or the *Office of Insurance Regulation*. However, any marketing representative ~~used utilized~~ and compensated by the corporation must be appointed as a representative of the insurers or health services providers with which the corporation contracts.

(b) The board has complete fiscal control over the corporation and is responsible for all corporate operations.

(c) The Department of Financial Services shall supervise any liquidation or dissolution of the corporation and ~~shall have~~, with respect to such liquidation or dissolution, *shall have* all power granted to it pursuant to the insurance code.

Section 13. Section 409.813, Florida Statutes, is amended to read:

409.813 Health benefits coverage; program components; entitlement and nonentitlement.—

(1) The Florida Kidcare program includes health benefits coverage provided to children through the following program components, which shall be marketed as the Florida Kidcare program:

- (a) Medicaid;
- (b) Medikids as created in s. 409.8132;
- (c) ~~The Florida Healthy Kids Corporation as created in s. 409.8125 s. 624.91; and~~
- (d) ~~Employer-sponsored group health insurance plans approved under ss. 409.810-409.821; and~~
- (d)(e) The Children's Medical Services network established in chapter 391.

(2) Except for *CHIP-funded* ~~Title XIX-funded~~ Florida Kidcare program coverage under the Medicaid program, coverage under the Florida Kidcare program is not an entitlement. No cause of action shall arise against the state, the department, the Department of Children and Families ~~Family Services~~, or the agency, or the corporation for failure to make health services available to any person under this part ~~ss. 409.810-409.821~~.

Section 14. Subsections (6) and (7) of section 409.8132, Florida Statutes, are amended to read:

409.8132 Medikids program component.—

(6) ELIGIBILITY.—

(a) A child who has attained the age of 1 year but who is under the age of 5 years is eligible to enroll in the Medikids program component of the Florida Kidcare program, if the child is a member of a family that has a *household family* income greater than which exceeds the Medicaid applicable income level as specified in s. 409.903, but which is equal to or below 200 percent of the current federal poverty level. In determining the eligibility of such a child, an assets test is not required. ~~A child who is eligible for Medikids may elect to enroll in Florida Healthy Kids coverage or employer-sponsored group coverage. However, a child who is eligible for Medikids may participate in the Florida Healthy Kids Program only if the child has a sibling participating in the Florida Healthy Kids Program and the child's county of residence permits such enrollment.~~

(b) The provisions of s. 409.814 apply to the Medikids program.

(7) ENROLLMENT.—Enrollment in the Medikids program component may occur at any time throughout the year. A child may not receive services under the Medikids program until the child is enrolled in a managed care plan or MediPass. Once determined eligible, an applicant may receive choice counseling and select a managed care plan or MediPass. The agency may initiate mandatory assignment for a Medikids applicant who has not chosen a managed care plan or MediPass provider after the applicant's voluntary choice period ends. An applicant may select MediPass under the Medikids program component only in counties that have fewer than two managed care plans available to serve Medicaid recipients and only if the federal Health Care Financing Administration determines that MediPass constitutes "health insurance coverage" as defined in Title XXI of the Social Security Act.

Section 15. Subsection (2) of section 409.8134, Florida Statutes, is amended to read:

409.8134 Program expenditure ceiling; enrollment.—

(2) The Florida Kidcare program may conduct enrollment continuously throughout the year.

(a) Children eligible for coverage under the *CHIP-funded* ~~Title XXI-funded~~ Florida Kidcare program shall be enrolled on a first-come, first-served basis using the date the enrollment application is received. Enrollment shall immediately cease when the expenditure ceiling is reached. Year-round enrollment shall only be held only if the Social

Services Estimating Conference determines that sufficient federal and state funds will be available to finance the increased enrollment.

(b) ~~An~~ The application for the Florida Kidcare program is valid for a period of 120 days after the date it was received. ~~At the end of the 120-day period,~~ If the applicant has not been enrolled in the program by the end of the 120-day period, the application is invalid and the applicant shall be notified of the action. The applicant may reactivate the application after notification of the action taken by the program.

(c) Except for the Medicaid program, ~~if whenever~~ the Social Services Estimating Conference determines that there are presently, or will be by the end of the current fiscal year *will be*, insufficient funds to finance the current or projected enrollment in the Florida Kidcare program, all additional enrollment must cease and additional enrollment may not resume until sufficient funds are available to finance such enrollment.

Section 16. Section 409.814, Florida Statutes, is amended to read:

409.814 Eligibility.—A child ~~who has not reached 19 years of age~~ whose *household family* income is equal to or below 200 percent of the federal poverty level is eligible for the Florida Kidcare program as provided in this section. If an enrolled individual is determined to be ineligible for coverage, he or she must be immediately disenrolled from the respective Florida Kidcare program component and referred to another affordable insurance program.

(1) A child who is eligible for Medicaid coverage under s. 409.903 or s. 409.904 must be offered an opportunity to enroll ~~enrolled~~ in Medicaid and is not eligible to receive health benefits under any other health benefits coverage authorized under the Florida Kidcare program. A child who is eligible for Medicaid and opts to enroll in CHIP may disenroll from CHIP at any time and transition to Medicaid. Such transition must occur without a break in coverage.

(2) A child who is not eligible for Medicaid, but who is eligible for another component of the Florida Kidcare program, may obtain health benefits coverage under any of the other components listed in s. 409.813 if such coverage is approved and available in the county in which the child resides.

(3) A *CHIP-funded* ~~Title XXI-funded~~ child who is eligible for the Florida Kidcare program who is a child with special health care needs, as determined through a medical or behavioral screening instrument, is eligible for health benefits coverage from, and shall be assigned to, and may opt out of the Children's Medical Services Network.

(4) The following children are not eligible to receive *CHIP-funded* ~~Title XXI-funded~~ premium assistance for health benefits coverage under the Florida Kidcare program, except under Medicaid if the child would have been eligible for Medicaid under s. 409.903 or s. 409.904 as of June 1, 1997:

(a) A child who is covered under a family member's group health benefit plan or under other private or employer health insurance coverage, if the cost of the child's participation is not greater than 5 percent of the *household family's* income. If a child is otherwise eligible for a subsidy under the Florida Kidcare program and the cost of the child's participation in the family member's health insurance benefit plan is greater than 5 percent of the *household family's* income, the child may enroll in the appropriate subsidized Florida Kidcare program component.

(b) A child who is seeking premium assistance for the Florida Kidcare program through employer-sponsored group coverage, if the child has been covered by the same employer's group coverage during the 60 days before the family submitted an application for determination of eligibility under the program.

(b)(e) A child who is an alien, but who does not meet the definition of qualified alien, in the United States.

(c)(d) A child who is an inmate of a public institution or a patient in an institution for mental diseases.

(d)(e) A child who is otherwise eligible for premium assistance for the Florida Kidcare program and has had his or her coverage in an employer-sponsored or private health benefit plan voluntarily canceled in the last 60 days, except those children whose coverage was voluntarily

canceled for good cause, including, but not limited to, the following circumstances:

1. The cost of participation in an employer-sponsored health benefit plan is greater than 5 percent of the *household's modified adjusted gross family's* income;
2. The parent lost a job that provided an employer-sponsored health benefit plan for children;
3. The parent who had health benefits coverage for the child is deceased;
4. The child has a medical condition that, without medical care, would cause serious disability, loss of function, or death;
5. The employer of the parent canceled health benefits coverage for children;
6. The child's health benefits coverage ended because the child reached the maximum lifetime coverage amount;
7. The child has exhausted coverage under a COBRA continuation provision;
8. The health benefits coverage does not cover the child's health care needs; or
9. Domestic violence led to loss of coverage.

~~(5) A child who is otherwise eligible for the Florida Kidcare program and who has a preexisting condition that prevents coverage under another insurance plan as described in paragraph (4)(a) which would have disqualified the child for the Florida Kidcare program if the child were able to enroll in the plan is eligible for Florida Kidcare coverage when enrollment is possible.~~

~~(5)(6) A child whose household's modified adjusted gross family income is above 200 percent of the federal poverty level or a child who is excluded under the provisions of subsection (4) may participate in the Florida Kidcare program as provided in s. 409.8132 or, if the child is ineligible for Medikids by reason of age, in the Florida Healthy Kids program, subject to the following:~~

- (a) The family is not eligible for premium assistance payments and must pay the full cost of the premium, including any administrative costs.
- (b) The board of directors of the Florida Healthy Kids Corporation may offer a reduced benefit package to these children in order to limit program costs for such families.

~~(c) The corporation shall notify all current full-pay enrollees of the availability of the exchange and how to access other affordable insurance options.~~

~~(6)(7) Once a child is enrolled in the Florida Kidcare program, the child is eligible for coverage for 12 months without a redetermination or reverification of eligibility; if the family continues to pay the applicable premium. Eligibility for program components funded through CHIP Title XXI of the Social Security Act terminates when a child attains the age of 19. A child who has not attained the age of 5 and who has been determined eligible for the Medicaid program is eligible for coverage for 12 months without a redetermination or reverification of eligibility.~~

~~(7)(8) When determining or reviewing a child's eligibility under the Florida Kidcare Program, the applicant shall be provided with reasonable notice of changes in eligibility which may affect enrollment in one or more of the program components. If a transition from one program component to another is authorized, there must shall be cooperation between the program components and the affected family which promotes continuity of health care coverage. Any authorized transfers must be managed within the program's overall appropriated or authorized levels of funding. Each component of the program shall establish a reserve to ensure that transfers between components are will be accomplished within current year appropriations. These reserves shall be reviewed by each convening of the Social Services Estimating Conference to determine their the adequacy of such reserves to meet actual experience.~~

~~(8)(9) In determining the eligibility of a child, an assets test is not required. Each applicant shall provide documentation during the application process and the redetermination process, including, but not limited to, the following:~~

~~(a) Proof of household family income, which must be verified electronically to determine financial eligibility for the Florida Kidcare program. Written documentation, which may include wages and earnings statements or pay stubs, W-2 forms, or a copy of the applicant's most recent federal income tax return, is required only if the electronic verification is not available or does not substantiate the applicant's income.~~

~~(b) A statement from all applicable, employed household family members that:~~

1. Their employers do not sponsor health benefit plans for employees;
2. The potential enrollee is not covered by an employer-sponsored health benefit plan; or
3. The potential enrollee is covered by an employer-sponsored health benefit plan and the cost of the employer-sponsored health benefit plan is more than 5 percent of the *household's modified adjusted gross family's* income.

~~(c) To enroll in the Children's Medical Services Network, a completed application, including a clinical screening.~~

~~(d) Eligibility shall be determined through electronic matching using the federally managed data services hub and other resources. Written documentation from the applicant may be accepted if the electronic verification does not substantiate the applicant's income or if there has been a change in circumstances.~~

~~(9)(10) Subject to paragraph (4)(a), the Florida Kidcare program shall withhold benefits from an enrollee if the program obtains evidence that the enrollee is no longer eligible, submitted incorrect or fraudulent information in order to establish eligibility, or failed to provide verification of eligibility. The applicant or enrollee shall be notified that because of such evidence, program benefits will be withheld unless the applicant or enrollee contacts a designated representative of the program by a specified date, which must be within 10 working days after the date of notice, to discuss and resolve the matter. The program shall make every effort to resolve the matter within a timeframe that does will not cause benefits to be withheld from an eligible enrollee.~~

~~(10)(11) The following individuals may be subject to prosecution in accordance with s. 414.39:~~

~~(a) An applicant obtaining or attempting to obtain benefits for a potential enrollee under the Florida Kidcare if program when the applicant knows or should have known the potential enrollee does not qualify for the Florida Kidcare program.~~

~~(b) An individual who assists an applicant in obtaining or attempting to obtain benefits for a potential enrollee under the Florida Kidcare if program when the individual knows or should have known the potential enrollee does not qualify for the Florida Kidcare program.~~

Section 17. Subsection (2) of section 409.815, Florida Statutes, is amended to read:

409.815 Health benefits coverage; limitations.—

(2) BENCHMARK BENEFITS.—In order for health benefits coverage to qualify for premium assistance payments for an eligible child under *this part ss. 409.810-409.821*, the health benefits coverage, except for coverage under Medicaid and Medikids, must include the following minimum benefits, as medically necessary.

(a) Preventive health services.—Covered services include:

1. Well-child care, including services recommended in the Guidelines for Health Supervision of Children and Youth as developed by the American Academy of Pediatrics;
2. Immunizations and injections;

3. Health education counseling and clinical services;
 4. Vision screening; and
 5. Hearing screening.
- (b) Inpatient hospital services.—All covered services provided for the medical care and treatment of an enrollee who is admitted as an inpatient to a hospital licensed under part I of chapter 395, with the following exceptions:
1. All admissions must be authorized by the enrollee's health benefits coverage provider.
 2. The length of the patient stay shall be determined based on the medical condition of the enrollee in relation to the necessary and appropriate level of care.
 3. Room and board may be limited to semiprivate accommodations, unless a private room is considered medically necessary or semiprivate accommodations are not available.
 4. Admissions for rehabilitation and physical therapy are limited to 15 days per contract year.
- (c) Emergency services.—Covered services include visits to an emergency room or other licensed facility if needed immediately due to an injury or illness and delay means risk of permanent damage to the enrollee's health. Health maintenance organizations ~~must shall~~ comply with ~~the provisions of~~ s. 641.513.
- (d) Maternity services.—Covered services include maternity and newborn care, including prenatal and postnatal care, with the following limitations:
1. Coverage may be limited to the fee for vaginal deliveries; and
 2. Initial inpatient care for newborn infants of enrolled adolescents ~~is shall~~ be covered, including normal newborn care, nursery charges, and the initial pediatric or neonatal examination, and the infant may be covered for up to 3 days following birth.
- (e) Organ transplantation services.—Covered services include pretransplant, transplant, and postdischarge services and treatment of complications after transplantation ~~if for transplants~~ deemed necessary and appropriate within the guidelines set by the Organ Transplant Advisory Council under s. 765.53 or the Bone Marrow Transplant Advisory Panel under s. 627.4236.
- (f) Outpatient services.—Covered services include preventive, diagnostic, therapeutic, palliative care, and other services provided to an enrollee in the outpatient portion of a health facility licensed under chapter 395, except for the following limitations:
1. Services must be authorized by the enrollee's health benefits coverage provider; and
 2. Treatment for temporomandibular joint disease (TMJ) is specifically excluded.
- (g) Behavioral health services.—
1. Mental health benefits include:
 - a. Inpatient services, ~~limited to 30 inpatient days per contract year~~ for psychiatric admissions, or residential services in facilities licensed under s. 394.875(6) or s. 395.003 in lieu of inpatient psychiatric admissions; ~~however, a minimum of 10 of the 30 days shall be available only for inpatient psychiatric services~~ if authorized by a physician; and
 - b. Outpatient services, including outpatient visits for psychological or psychiatric evaluation, diagnosis, and treatment by a licensed mental health professional, ~~limited to 40 outpatient visits each contract year~~.
 2. Substance abuse services include:
 - a. Inpatient services, ~~limited to 7 inpatient days per contract year~~ for medical detoxification only and ~~30 days of~~ residential services; and

b. Outpatient services, including evaluation, diagnosis, and treatment by a licensed practitioner, ~~limited to 40 outpatient visits per contract year~~.

~~Effective October 1, 2009,~~ Covered services include inpatient and outpatient services for mental and nervous disorders as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association. Such benefits include psychological or psychiatric evaluation, diagnosis, and treatment by a licensed mental health professional and inpatient, outpatient, and residential treatment of substance abuse disorders. Any benefit limitations, including duration of services, number of visits, or number of days for hospitalization or residential services, ~~may shall~~ not be any less favorable than those for physical illnesses generally. The program may also implement appropriate financial incentives, peer review, utilization requirements, and other methods used for the management of benefits provided for other medical conditions in order to reduce service costs and utilization without compromising quality of care.

(h) Durable medical equipment.—Covered services include equipment and devices that are medically indicated to assist in the treatment of a medical condition and specifically prescribed as medically necessary, with the following limitations:

1. Low-vision and telescopic ~~aids aides~~ are not included.
2. Corrective lenses and frames may be limited to one pair every 2 years, unless the prescription or head size of the enrollee changes.
3. Hearing aids ~~are shall be~~ covered only ~~if when~~ medically indicated to assist in the treatment of a medical condition.
4. Covered prosthetic devices include artificial eyes and limbs, braces, and other artificial aids.

(i) Health practitioner services.—Covered services include services and procedures rendered to an enrollee ~~if when~~ performed to diagnose and treat diseases, injuries, or other conditions, including care rendered by health practitioners acting within the scope of their practice, with the following exceptions:

1. Chiropractic services shall be provided in the same manner as ~~under in the Florida~~ Medicaid program.
2. Podiatric services may be limited to one visit per day totaling two visits per month for specific foot disorders.

(j) Home health services.—Covered services include prescribed home visits by both registered and licensed practical nurses to provide skilled nursing services on a part-time intermittent basis, subject to the following limitations:

1. Coverage may be limited to include skilled nursing services only;
2. Meals, housekeeping, and personal comfort items may be excluded; and
3. Private duty nursing is limited to circumstances where such care is medically necessary.

(k) Hospice services.—Covered services include reasonable and necessary services for palliation or management of an enrollee's terminal illness, ~~with the following exceptions:~~

- ~~1. Once a family elects to receive hospice care for an enrollee, other services that treat the terminal condition will not be covered; and~~
- ~~2. Services required for conditions totally unrelated to the terminal condition are covered to the extent that the services are included in this section.~~

(l) Laboratory and X-ray services.—Covered services include diagnostic testing, including clinical radiologic, laboratory, and other diagnostic tests.

(m) Nursing facility services.—Covered services include regular nursing services, rehabilitation services, drugs and biologicals, medical supplies, and the use of appliances and equipment furnished by the facility, with the following limitations:

1. All admissions must be authorized by the health benefits coverage provider.

2. The length of the patient stay shall be ~~determined~~ based on the medical condition of the enrollee in relation to the necessary and appropriate level of care, but is limited to ~~not more than~~ 100 days per contract year.

3. Room and board may be limited to semiprivate accommodations, unless a private room is considered medically necessary or semiprivate accommodations are not available.

4. Specialized treatment centers and independent kidney disease treatment centers are excluded.

5. Private duty nurses, television, and custodial care are excluded.

6. Admissions for rehabilitation and physical therapy are limited to 15 days per contract year.

(n) Prescribed drugs.—

1. Coverage ~~includes~~ ~~shall include~~ drugs prescribed for the treatment of illness or injury ~~if when~~ prescribed by a licensed health practitioner acting within the scope of his or her practice.

2. Prescribed drugs may be limited to generics if available and brand name products if a generic substitution is not available, unless the prescribing licensed health practitioner indicates that a brand name is medically necessary.

3. Prescribed drugs covered under this section ~~shall~~ include all prescribed drugs covered under the ~~Florida~~ Medicaid program.

(o) Therapy services.—Covered services include rehabilitative services, including occupational, physical, respiratory, and speech therapies, with the following limitations:

1. Services must be for short-term rehabilitation where significant improvement in the enrollee's condition will result; and

2. Services ~~are shall be~~ limited to ~~not more than~~ 24 treatment sessions within a 60-day period per episode or injury, with the 60-day period beginning with the first treatment.

(p) Transportation services.—Covered services include emergency transportation required in response to an emergency situation.

(q) Dental services.—~~Effective October 1, 2009,~~ Dental services ~~are shall be~~ covered as required under federal law and may also include ~~those~~ dental benefits provided to children by the ~~Florida~~ Medicaid program under s. 409.906(6).

(r) Lifetime maximum.—Health benefits coverage obtained under ~~this part ss. 409.810-409.820 shall~~ pay an enrollee's covered expenses at a lifetime maximum of \$1 million per covered child.

(s) Cost sharing.—Cost-sharing provisions must comply with s. 409.816.

(t) Exclusions.—

1. Experimental or investigational procedures that have not been clinically proven by reliable evidence are excluded;

2. Services performed for cosmetic purposes only or for the convenience of the enrollee are excluded; and

3. Abortion may be covered only if necessary to save the life of the mother or if the pregnancy is the result of an act of rape or incest.

(u) Enhancements to minimum requirements.—

1. This section sets the minimum benefits that must be included in any health benefits coverage, other than Medicaid or Medikids coverage, offered under ~~this part ss. 409.810-409.821~~. Health benefits coverage may include additional benefits not included under this subsection, but may not include benefits excluded under paragraph (s).

2. Health benefits coverage may extend any limitations beyond the minimum benefits described in this section.

Except for the Children's Medical Services Network, the agency may not increase the premium assistance payment for ~~either~~ additional benefits provided beyond the minimum benefits described in this section or the imposition of less restrictive service limitations.

(v) Applicability of other state laws.—Health insurers, health maintenance organizations, and their agents are subject to ~~the provisions of~~ the Florida Insurance Code, except for any ~~such~~ provisions waived ~~under in~~ this section.

1. Except as expressly provided in this section, a law requiring coverage for a specific health care service or benefit, or a law requiring reimbursement, utilization, or consideration of a specific category of licensed health care practitioner, does not apply to a health insurance plan policy or contract offered or delivered under ~~this part ss. 409.810-409.821~~ unless that law is made expressly applicable to such policies or contracts.

2. Notwithstanding chapter 641, a health maintenance organization may issue contracts providing benefits equal to, exceeding, or actuarially equivalent to the benchmark benefit plan authorized by this section and may pay providers located in a rural county negotiated fees or Medicaid reimbursement rates for services provided to enrollees who are residents of the rural county.

(w) Reimbursement of federally qualified health centers and rural health clinics.—~~Effective October 1, 2009,~~ Payments for services provided to enrollees by federally qualified health centers and rural health clinics under this section shall be reimbursed using the Medicaid Prospective Payment System as provided ~~for~~ under s. 2107(e)(1)(D) of the Social Security Act. If such services are paid ~~for~~ by health insurers or health care providers under contract with the ~~Florida Healthy Kids~~ corporation, such entities are responsible for this payment. The agency may seek ~~any~~ available federal grants to assist with this transition.

Section 18. Section 409.816, Florida Statutes, is amended to read:

409.816 Limitations on premiums and cost sharing.—The following limitations on premiums and cost sharing are established for the program.

(1) Enrollees who receive coverage under the Medicaid program may not be required to pay:

(a) Enrollment fees, premiums, or similar charges; or

(b) Copayments, deductibles, coinsurance, or similar charges.

(2) Enrollees in ~~households that have families with~~ a modified adjusted gross ~~family~~ income equal to or below 150 percent of the federal poverty level, who are not receiving coverage under the Medicaid program, ~~are may not be~~ required to pay:

(a) Enrollment fees, premiums, or similar charges that exceed the maximum monthly charge permitted under s. 1916(b)(1) of the Social Security Act; or

(b) Copayments, deductibles, coinsurance, or similar charges that exceed a nominal amount, as determined consistent with regulations referred to in s. 1916(a)(3) of the Social Security Act. However, such charges may not be imposed for preventive services, including well-baby and well-child care, age-appropriate immunizations, and routine hearing and vision screenings.

(3) Enrollees in ~~households that have families with~~ a modified adjusted gross ~~family~~ income above 150 percent of the federal poverty level who are not receiving coverage under the Medicaid program or who are not eligible under s. 409.814(5) ~~s. 409.814(6)~~ may be required to pay enrollment fees, premiums, copayments, deductibles, coinsurance, or similar charges on a sliding scale related to income, except that the total annual aggregate cost sharing with respect to all children in a household ~~family~~ may not exceed 5 percent of the ~~household's modified adjusted family's~~ income. However, copayments, deductibles, coinsurance, or similar charges may not be imposed for preventive services, including well-baby and well-child care, age-appropriate immunizations, and routine hearing and vision screenings.

Section 19. *Section 409.817, Florida Statutes, is repealed.*

Section 20. *Section 409.8175, Florida Statutes, is repealed.*

Section 21. Subsection (1) of section 409.8177, Florida Statutes, is amended to read:

409.8177 Program evaluation.—

(1) The agency, in consultation with the Department of Health, the Department of Children and Families Family Services, and the Florida Healthy Kids corporation, shall contract for an evaluation of the Florida Kidcare program and shall by January 1 of each year submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report of the program. In addition to the items specified under s. 2108 of Title XXI of the Social Security Act, the report shall include an assessment of crowd-out and access to health care, as well as the following:

(a) An assessment of the operation of the program, including the progress made in reducing the number of uncovered low-income children.

(b) An assessment of the effectiveness in increasing the number of children with creditable health coverage, including an assessment of the impact of outreach.

(c) The characteristics of the children and families assisted under the program, including ages of the children, household family income, and access to or coverage by other health insurance before enrolling in prior to the program and after disenrollment from the program.

(d) The quality of health coverage provided, including the types of benefits provided.

(e) The amount and level, including payment of part or all of any premium, of assistance provided.

(f) The average length of coverage of a child under the program.

(g) The program's choice of health benefits coverage and other methods used for providing child health assistance.

(h) The sources of nonfederal funding used in the program.

(i) An assessment of the effectiveness of the Florida Kidcare program, including Medicaid, the Florida Healthy Kids program, Medikids, and the Children's Medical Services Network, and other public and private programs in the state in increasing the availability of affordable quality health insurance and health care for children.

(j) A review and assessment of state activities to coordinate the program with other public and private programs.

(k) An analysis of changes and trends in the state that affect the provision of health insurance and health care to children.

(l) A description of any plans the state has for improving the availability of health insurance and health care for children.

(m) Recommendations for improving the program.

(n) Other studies as necessary.

Section 22. Section 409.818, Florida Statutes, is amended to read:

409.818 Administration.—In order to administer this part ~~implement ss. 409.810-409.821~~, the following agencies shall have the following duties:

(1) The Department of Children and Families Family Services shall:

(a) ~~Maintain~~ Develop a simplified eligibility determination and renewal process application mail-in form to be used for determining the eligibility of children for coverage under the Florida Kidcare program, in consultation with the agency, the Department of Health, and the Florida Healthy Kids corporation. The simplified eligibility process application form must include an item that provides an opportunity for the applicant to indicate whether coverage is being sought for a child with special health care needs. Families applying for children's Medicaid coverage

must also be able to use the simplified application process form without having to pay a premium.

(b) Establish and maintain the eligibility determination process under the program except as specified in subsection (3), which includes the following: ~~(5).~~

1. The department shall directly, or through the services of a contracted third-party administrator, establish and maintain a process to be for determining eligibility of children for coverage under the program. The eligibility determination process must be used solely for determining the eligibility of applicants for health benefits coverage under the program. The eligibility determination process must include an initial determination of eligibility for any coverage offered under the program, as well as a redetermination or reverification of eligibility each subsequent 6 months. ~~Effective January 1, 1999,~~ A child who has not attained the age of 5 years of age and who has been determined eligible for the Medicaid program is eligible for coverage for 12 months without a redetermination or reverification of eligibility. In conducting an eligibility determination, the department shall determine if the child has special health care needs.

2. The department, in consultation with the agency for Health Care Administration and the Florida Healthy Kids corporation, shall develop procedures for redetermining eligibility which enable applicants and enrollees a family to easily update any change in circumstances which could affect eligibility.

3. The department may accept changes in a family's status as reported to the department by the Florida Healthy Kids corporation or the exchange as defined under the Patient Protection and Affordable Care Act without requiring a new application from the family. Redetermination of a child's eligibility for Medicaid may not be linked to a child's eligibility determination for other programs.

4. The department, in consultation with the agency and the corporation, shall develop a combined eligibility notice to inform applicants or enrollees of their application or renewal status, as appropriate. By January 1, 2015, the content of the notice must be coordinated to meet all federal and state law and regulatory requirements under the federal Patient Protection and Affordable Care Act. The notice shall be issued by the last agency or department to make an eligibility, renewal, or denial determination.

(c) Inform program applicants about eligibility determinations and provide information about eligibility of applicants to the Florida Kidcare program and to insurers and their agents, through a centralized coordinating office.

(d) Adopt rules necessary for conducting program eligibility functions.

~~(2) The Department of Health shall:~~

~~(a) Design an eligibility intake process for the program, in coordination with the Department of Children and Family Services, the agency, and the Florida Healthy Kids Corporation. The eligibility intake process may include local intake points that are determined by the Department of Health in coordination with the Department of Children and Family Services.~~

~~(b) Chair a state-level Florida Kidcare coordinating council to review and make recommendations concerning the implementation and operation of the program. The coordinating council shall include representatives from the department, the Department of Children and Family Services, the agency, the Florida Healthy Kids Corporation, the Office of Insurance Regulation of the Financial Services Commission, local government, health insurers, health maintenance organizations, health care providers, families participating in the program, and organizations representing low income families.~~

~~(c) In consultation with the Florida Healthy Kids Corporation and the Department of Children and Family Services, establish a toll free telephone line to assist families with questions about the program.~~

~~(d) Adopt rules necessary to implement outreach activities.~~

~~(2)(3) Pursuant to The agency for Health Care Administration, under the authority granted in s. 409.914(1), the agency shall:~~

(a) Calculate the premium assistance payment necessary to comply with the premium and cost-sharing limitations specified in s. 409.816 and the Patient Protection and Affordable Care Act. The premium assistance payment for each enrollee in a health insurance plan participating in the Florida Healthy Kids corporation ~~must~~ shall equal the premium approved by the Florida Healthy Kids corporation and the Office of Insurance Regulation of the Financial Services Commission pursuant to ss. 627.410 and 641.31, less any enrollee's share of the premium established within the limitations specified in s. 409.816. ~~The premium assistance payment for each enrollee in an employer-sponsored health insurance plan approved under ss. 409.810-409.821 shall equal the premium for the plan adjusted for any benchmark benefit plan actuarial equivalent benefit rider approved by the Office of Insurance Regulation pursuant to ss. 627.410 and 641.31, less any enrollee's share of the premium established within the limitations specified in s. 409.816. In calculating the premium assistance payment levels for children with family coverage, the agency shall set the premium assistance payment levels for each child proportionately to the total cost of family coverage.~~

(b) Make premium assistance payments to health insurance plans on a periodic basis. The agency may use its Medicaid fiscal agent or a contracted third-party administrator in making these payments. The agency may require health insurance plans that participate in the Medikids program ~~or employer-sponsored group health insurance~~ to collect premium payments from an enrollee's family. Participating health insurance plans shall report premium payments collected on behalf of enrollees in the program to the agency in accordance with a schedule established by the agency.

(c) Monitor compliance with quality assurance and access standards developed under s. 409.820 and in accordance with s. 2103(f) of the Social Security Act, 42 U.S.C. s. 1397cc(f).

(d) Establish a mechanism for investigating and resolving complaints and grievances from program applicants, enrollees, and health benefits coverage providers, and maintain a record of complaints and confirmed problems. In the case of a child who is enrolled in a *managed care health maintenance* organization, the agency must use the provisions of s. 641.511 to address grievance reporting and resolution requirements.

~~(e) Approve health benefits coverage for participation in the program, following certification by the Office of Insurance Regulation under subsection (4).~~

~~(e)(f) Adopt rules necessary for calculating premium assistance payment levels, making premium assistance payments, monitoring access and quality assurance standards and; investigating and resolving complaints and grievances, administering the Medikids program, and approving health benefits coverage.~~

(f) Contract with the corporation for the administration of Florida Kidcare and Healthy Florida and to facilitate the release of any federal and state funds.

The agency is designated the lead state agency for ~~CHIP Title XXI of the Social Security Act~~ for purposes of receipt of federal funds, for reporting purposes, and for ensuring compliance with federal and state regulations and rules.

~~(4) The Office of Insurance Regulation shall certify that health benefits coverage plans that seek to provide services under the Florida Kidcare program, except those offered through the Florida Healthy Kids Corporation or the Children's Medical Services Network, meet, exceed, or are actuarially equivalent to the benchmark benefit plan and that health insurance plans will be offered at an approved rate. In determining actuarial equivalence of benefits coverage, the Office of Insurance Regulation and health insurance plans must comply with the requirements of s. 2103 of Title XXI of the Social Security Act. The department shall adopt rules necessary for certifying health benefits coverage plans.~~

~~(3)(5) The Florida Healthy Kids corporation shall retain its functions as authorized under s. 409.8125 in s. 624.01, including eligibility determination for participation in the Healthy Kids program.~~

~~(4)(6) The agency, the Department of Health, the Department of Children and Families Family Services, and the Florida Healthy Kids~~

~~corporation, and the Office of Insurance Regulation, after consultation with and approval of the Speaker of the House of Representatives and the President of the Senate, may be authorized to make program modifications that are necessary to overcome any objections of the United States Department of Health and Human Services to obtain approval of the state's CHIP child health insurance plan under Title XXI of the Social Security Act.~~

Section 23. Section 409.820, Florida Statutes, is amended to read:

409.820 Quality assurance and access standards.—Except for Medicaid, the Department of Health, in consultation with the agency and the Florida Healthy Kids corporation, shall develop a minimum set of *pediatric and adolescent* quality assurance and access standards for all program components. The standards must include a process for granting exceptions to specific requirements for quality assurance and access. Compliance with the standards shall be a condition of program participation by health benefits coverage providers. These standards ~~must~~ shall comply with the provisions of this chapter, and chapter 641, and Title XXI of the Social Security Act.

Section 24. Section 409.822, Florida Statutes, is created to read:

409.822 *Healthy Florida*.—

(1) *PROGRAM CREATION*.—*Healthy Florida, a health care program for lower income, uninsured adults who meet the eligibility guidelines established under s. 409.8125, is created. The corporation shall administer the program under its existing corporate governance and structure.*

(2) *ELIGIBILITY*.—*To be eligible and to remain eligible for Healthy Florida, an individual must be a resident of this state and meet the following additional criteria:*

(a) *Be identified as newly eligible, as defined in s. 1902(a)(10)(A)(i)-(VIII) of the Social Security Act or s. 2001 of the federal Patient Protection and Affordable Care Act, and as may be further defined by federal regulation.*

(b) *Maintain eligibility with the corporation and meet all renewal requirements as established by the corporation.*

(c) *Renew eligibility on at least an annual basis.*

(3) *ENROLLMENT*.—*The corporation may begin the enrollment of applicants in Healthy Florida on October 1, 2014. Enrollment may occur directly, through the services of a third-party administrator, referrals from the Department of Children and Families, and the exchange as defined by the federal Patient Protection and Affordable Care Act. When an enrollee disenrolls, the corporation must provide him or her with information about other affordable insurance programs and electronically refer the enrollee to the exchange or other programs, as appropriate. The earliest coverage effective date under the program shall be January 1, 2015.*

(4) *DELIVERY OF SERVICES*.—*The corporation shall contract with authorized insurers licensed under chapter 627; managed care organizations authorized under chapter 641; and provider service networks authorized under ss. 409.912(4)(d) and 409.962(13) which are prepaid plans. These insurers, managed care organizations, and provider service networks must meet standards established by the corporation to provide comprehensive health care services to enrollees who qualify for services under this section. The corporation may contract for such services on a statewide or regional basis. To encourage continuity of care among enrollees who transition across multiple affordable insurance programs, the corporation is encouraged to contract with those insurers and managed care organizations that participate in more than one such program.*

(a) *The corporation shall establish access and network standards for such contracts and ensure that contracted providers have sufficient providers to meet enrollee needs. Quality standards shall be developed by the corporation, specific to the adult population, which take into consideration recommendations from the National Committee on Quality Assurance, stakeholders, and other existing performance indicators from both public and commercial populations. The corporation and its contracted health plans shall develop policies that minimize the disruption of enrollee medical homes when enrollees transition between affordable insurance plans.*

(b) The corporation shall provide an enrollee a choice of plans. The corporation may select a plan if no selection has been received before the coverage start date. Once enrolled, an enrollee has an initial 90-day, free-look period before a lock-in period of up to 12 months is applied. Exceptions to the lock-in period must be offered to an enrollee for reasons based on good cause or qualifying events.

(c) The corporation may consider contracts that provide family plans that would allow members from multiple state and federally funded programs to remain together under the same plan.

(d) All contracts must meet the medical loss ratio requirements under this part.

(5) **BENEFITS.**—The corporation shall establish a benefits package that is actuarially equivalent to the benchmark benefit plan offered under s. 409.815(2), excluding dental, and meets the alternative benefits package requirements under s. 1937 of the Social Security Act. Benefits must be offered as an integrated, single package.

(a) In addition to benchmark benefits, health reimbursement accounts or a comparable health savings account for each enrollee must be established through the corporation or the contracts managed by the corporation. Enrollees must be rewarded for healthy behaviors, wellness program adherence, and other activities established by the corporation which demonstrate compliance with preventive care or disease management guidelines. Funds deposited into these accounts may be used to pay cost-sharing obligations or to purchase over-the-counter health items to the extent allowed under federal law or regulation.

(b) Enhanced services may be offered if the cost of such additional services provides savings to the overall plan.

(c) The corporation shall establish a process for the payment of wrap-around services not covered by the benchmark benefit plan through a separate subcapitation process to its contracted providers if it is determined that such services are required by federal law. Such services would be covered if deemed medically necessary on an individual basis. The subcapitation pool is subject to a separate reconciliation process under the medical loss ratio provisions in this part.

(d) A prior authorization process and other utilization controls may be established by the plan for any benefit if approved by the corporation.

(6) **COST SHARING.**—The corporation may collect premiums and copayments from enrollees in accordance with federal law. Amounts to be collected for Healthy Florida must be established annually in the General Appropriations Act.

(a) Payment of a monthly premium may be required before the establishment of an enrollee's coverage start date and to retain monthly coverage.

(b) An enrollee who has a family income above the federal poverty level may be required to make nominal copayments, in accordance with federal rule, as a condition of receiving a health care service.

(c) A provider is responsible for the collection of point-of-service cost-sharing obligations. The enrollee's cost-sharing contribution is considered part of the provider's total reimbursement. Failure to collect an enrollee's cost sharing reduces the provider's share of the reimbursement.

(7) **PROGRAM MANAGEMENT.**—The corporation is responsible for the oversight of Healthy Florida. The agency shall seek a state plan amendment or other appropriate federal approval to implement Healthy Florida. The agency shall consult with the corporation in the amendment's development and, by June 14, 2014, submit the state plan amendment to the federal Department of Health and Human Services. The agency shall contract with the corporation for the administration of Healthy Florida and for the timely release of federal and state funds. The agency retains its authority as provided in ss. 409.902 and 409.963.

(a) The corporation shall establish a grievance resolution process in which Healthy Florida enrollees are informed of their rights under the Medicaid fair hearing process, as appropriate, or any alternative resolution process adopted by the corporation.

(b) The corporation shall establish a program integrity process to ensure compliance with program guidelines. At a minimum, the cor-

poration shall withhold benefits from an applicant or enrollee if the corporation obtains evidence that the applicant or enrollee is no longer eligible, submitted incorrect or fraudulent information in order to establish eligibility, or failed to provide verification of eligibility. The corporation shall notify the applicant or enrollee that, because of such evidence, program benefits must be withheld unless the applicant or enrollee contacts a designated representative of the corporation by a specified date, which must be within 10 working days after the date of notice, to discuss and resolve the matter. The corporation shall make every effort to resolve the matter within a timeframe that does not cause benefits to be withheld from an eligible enrollee. The following individuals may be subject to specific prosecution in accordance with s. 414.39:

1. An applicant who obtains or attempts to obtain benefits for a potential enrollee under Healthy Florida when the applicant knows or should have known that the potential enrollee does not qualify for Healthy Florida.

2. An individual who assists an applicant in obtaining or attempting to obtain benefits for a potential enrollee under Healthy Florida when the individual knows or should have known that the potential enrollee does not qualify for Healthy Florida.

(8) **APPLICABILITY OF LAWS RELATING TO MEDICAID.**—Sections 409.902, 409.9128, and 409.920 apply to the administration of Healthy Florida.

(9) **PROGRAM EVALUATION.**—The corporation shall collect both eligibility and enrollment data from program applicants and enrollees as well as encounter and utilization data from all contracted entities during the program term. The corporation shall submit monthly enrollment reports to the President of the Senate, the Speaker of the House of Representatives, and the Minority Leaders of the Senate and the House of Representatives. The corporation shall submit an interim independent evaluation of Healthy Florida to the presiding officers by July 1, 2016, with annual evaluations due July 1 thereafter. The evaluations must address, at a minimum, application and enrollment trends and issues, utilization and cost data, and customer satisfaction.

(10) **PROGRAM EXPIRATION.**—The Healthy Florida program expires at the end of the state fiscal year in which any of these conditions occur:

(a) The federal match contribution falls below 90 percent.

(b) The federal match contribution falls below the increased federal medical assistance percentages for medical assistance for newly eligible mandatory individuals as specified in the Patient Protection and Affordable Care Act.

(c) The federal match for the Healthy Florida program and the Medicaid program are blended under federal law or regulation in a way that causes the overall federal contribution to diminish when compared to separate, nonblended federal contributions.

Section 25. The Florida Healthy Kids Corporation may make such changes as are necessary to comply with the objections of the federal Department of Health and Human Services in order to gain approval of the Healthy Florida program in compliance with the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148, as amended by the federal Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152, upon giving notice to the Senate and the House of Representatives of the proposed changes. If there is a conflict between this section and the federal Patient Protection and Affordable Care Act, the provision must be interpreted and applied so as to comply with federal law.

Section 26. Paragraph (e) of subsection (2) of section 154.503, Florida Statutes, is amended to read:

154.503 Primary Care for Children and Families Challenge Grant Program; creation; administration.—

(2) The department shall:

(e) Coordinate with the primary care program developed pursuant to s. 154.011, the Florida Healthy Kids Corporation program created in s. 409.8125 ~~§ 624.91~~, the school health services program created in ss.

381.0056 and 381.0057, and the volunteer health care provider program developed pursuant to s. 766.1115.

Section 27. Paragraph (d) of subsection (14) of section 408.910, Florida Statutes, is amended to read:

408.910 Florida Health Choices Program.—

(14) EXEMPTION FROM PUBLIC RECORDS REQUIREMENTS.—

(d) Authorized release.—

1. Upon request, information made confidential and exempt pursuant to this subsection shall be disclosed to:

a. Another governmental entity in the performance of its official duties and responsibilities.

b. Any person who has the written consent of the program applicant.

c. The Florida Kidcare program for the purpose of administering the program authorized under part II of chapter 409 in ss. 409.810-409.821.

2. Paragraph (b) does not prohibit a participant's legal guardian from obtaining confirmation of coverage, dates of coverage, the name of the participant's health plan, and the amount of premium being paid.

Section 28. Paragraph (c) of subsection (4) of section 408.915, Florida Statutes, is amended to read:

408.915 Eligibility pilot project.—The Agency for Health Care Administration, in consultation with the steering committee established in s. 408.916, shall develop and implement a pilot project to integrate the determination of eligibility for health care services with information and referral services.

(4) The pilot project shall include eligibility determinations for the following programs:

(c) Florida Healthy Kids as described in s. 409.8125 ~~or 624.91~~ and within eligibility guidelines provided in s. 409.814.

Section 29. Section 624.915, Florida Statutes, is repealed.

Section 30. Section 627.6474, Florida Statutes, is amended to read:

627.6474 Provider contracts.—

(1) A health insurer ~~may shall~~ not require a contracted health care practitioner as defined in s. 456.001(4) to accept the terms of other health care practitioner contracts with the insurer or any other insurer, or health maintenance organization, under common management and control with the insurer, including Medicare and Medicaid practitioner contracts and those authorized by s. 627.6471, s. 627.6472, s. 636.035, or s. 641.315, except for a practitioner in a group practice as defined in s. 456.053 who must accept the terms of a contract negotiated for the practitioner by the group, as a condition of continuation or renewal of the contract. A ~~any~~ contract provision that violates this section is void. A violation of this subsection ~~section~~ is not subject to the criminal penalty specified in s. 624.15.

(2) A contract between a health insurer and a dentist licensed under chapter 466 for the provision of services to an insured may not:

(a) Contain a provision that requires the dentist to provide services to the insured under such contract at a fee set by the health insurer unless such services are covered services under the applicable contract. Covered services are those services that are listed as a benefit that the insured is entitled to receive under the contract. An insurer may not provide merely de minimis reimbursement or coverage in order to avoid the requirements of this subsection. Fees for covered services shall be set in good faith and may not be nominal.

(b) Require as a condition of the contract that the dentist participate in a discount medical plan under part II of chapter 636.

Section 31. Subsection (13) is added to section 636.035, Florida Statutes, to read:

636.035 Provider arrangements.—

(13) A contract between a prepaid limited health service organization and a dentist licensed under chapter 466 for the provision of services to a subscriber of the prepaid limited health service organization may not:

(a) Contain a provision that requires the dentist to provide services to the subscriber of the prepaid limited health service organization at a fee set by the prepaid limited health service organization unless such services are covered services under the applicable contract. Covered services are those services that are listed as a benefit that the subscriber is entitled to receive under the contract. A prepaid limited health service organization may not provide merely de minimis reimbursement or coverage in order to avoid the requirements of this subsection. Fees for covered services shall be set in good faith and may not be nominal.

(b) Require as a condition of the contract that the dentist participate in a discount medical plan under part II of this chapter.

Section 32. Subsection (11) is added to section 641.315, Florida Statutes, to read:

641.315 Provider contracts.—

(11) A contract between a health maintenance organization and a dentist licensed under chapter 466 for the provision of services to a subscriber of the health maintenance organization may not:

(a) Contain a provision that requires the dentist to provide services to the subscriber of the health maintenance organization at a fee set by the health maintenance organization unless such services are covered services under the applicable contract. Covered services are those services that are listed as a benefit that the subscriber is entitled to receive under the contract. A health maintenance organization may not provide merely de minimis reimbursement or coverage in order to avoid the requirements of this subsection. Fees for covered services shall be set in good faith and may not be nominal.

(b) Require as a condition of the contract that the dentist participate in a discount medical plan under part II of chapter 636.

Section 33. Paragraph (a) of subsection (3) of section 766.1115, Florida Statutes, is amended, and paragraph (h) is added to subsection (4) of that section, to read:

766.1115 Health care providers; creation of agency relationship with governmental contractors.—

(3) DEFINITIONS.—As used in this section, the term:

(a) "Contract" means an agreement executed in compliance with this section between a health care provider and a governmental contractor which allows ~~This contract shall allow~~ the health care provider to deliver health care services to low-income recipients as an agent of the governmental contractor. The contract must be for volunteer, uncompensated services. For services to qualify as volunteer, uncompensated services under this section, the health care provider may not ~~must~~ receive ~~no~~ compensation from the governmental contractor for ~~any~~ services provided under the contract and may ~~must~~ not bill or accept compensation from the recipient, or a ~~any~~ public or private third-party payor, for the specific services provided to the low-income recipients covered by the contract.

(4) CONTRACT REQUIREMENTS.—A health care provider that executes a contract with a governmental contractor to deliver health care services on or after April 17, 1992, as an agent of the governmental contractor is an agent for purposes of s. 768.28(9), while acting within the scope of duties under the contract, if the contract complies with the requirements of this section and regardless of whether the individual treated is later found to be ineligible. A health care provider under contract with the state may not be named as a defendant in any action arising out of medical care or treatment provided on or after April 17, 1992, under contracts entered into under this section. The contract must provide that:

(h) As an agent of the governmental contractor for purposes of s. 768.28(9), while acting within the scope of duties under the contract, a health care provider licensed under chapter 466 may allow a patient or a parent or guardian of the patient to voluntarily contribute a fee to cover costs of dental laboratory work related to the services provided to the

patient. This contribution may not exceed the actual cost of the dental laboratory charges and is deemed in compliance with this section.

A governmental contractor that is also a health care provider is not required to enter into a contract under this section with respect to the health care services delivered by its employees.

Section 34. *The amendments to ss. 627.6474, 636.035, and 641.315, Florida Statutes, apply to contracts entered into or renewed on or after July 1, 2014.*

Section 35. (1) *Funding for Healthy Florida shall be provided from the Medical Care Trust Fund, and matching funds shall be provided by local governmental entities through intergovernmental transfers in accordance with federal statutes and regulations. The Agency for Health Care Administration may accept voluntary transfers of local taxes and other qualified revenue from counties, municipalities, and special taxing districts. Such transfers must be contributed to advance the general goals of the Healthy Florida program without restriction and must be executed pursuant to a contract between the agency and the local funding source.*

(2) *The Agency for Health Care Administration shall submit budget amendments to the Legislative Budget Commission pursuant to chapter 216, Florida Statutes, to the extent necessary to implement Healthy Florida on a statewide basis during the 2014-2015 fiscal year. The nature of such amendments shall be to fund Healthy Florida for the coverage of children who transfer from the Florida Kidcare program to the Healthy Florida program, to fund Healthy Florida for the coverage of adults who were previously eligible for the Medicaid program as medically needy under s. 409.904(2), Florida Statutes, and who transfer to the Healthy Florida program, or to provide additional spending authority from the Medical Care Trust Fund under subsection (1) for the coverage of individuals who enroll in the Healthy Florida program.*

And the title is amended as follows:

Between lines 47 and 48 insert: providing a directive to the Division of Law Revision and Information; amending s. 409.811, F.S.; revising and providing definitions; transferring, renumbering, and amending s. 624.91, F.S.; revising the Florida Healthy Kids Corporation Act to include the Healthy Florida program; revising participation guidelines for nonsubsidized enrollees in the Healthy Kids program; revising the medical loss ratio requirements for contracts for the Florida Healthy Kids Corporation; modifying the membership of the corporation's board of directors; creating an executive steering committee; requiring additional corporate compliance requirements; amending s. 409.813, F.S.; revising the components of Florida Kidcare; prohibiting a cause of action from arising against the Florida Healthy Kids Corporation for failure to make health services available; amending s. 409.8132, F.S.; revising the eligibility of the Medikids program component; revising the enrollment requirements for Medikids; amending s. 409.8134, F.S., relating to Florida Kidcare; conforming provisions to changes made by the act; amending s. 409.814, F.S.; revising eligibility requirements for Florida Kidcare; amending s. 409.815, F.S.; revising certain minimum health benefits coverage under Florida Kidcare; deleting obsolete provisions; amending s. 409.816, F.S.; conforming provisions to changes made by the act; repealing s. 409.817, F.S., relating to the approval of health benefits coverage and financial assistance under the Kidcare program; repealing s. 409.8175, F.S., relating to the delivery of services in rural counties; amending s. 409.8177, F.S.; conforming provisions to changes made by the act; amending s. 409.818, F.S.; revising the duties of the Department of Children and Families and the Agency for Health Care Administration with regard to the Kidcare program; deleting the duties of the Department of Health and the Office of Insurance Regulation with regard to the Kidcare program; amending s. 409.820, F.S.; requiring the Department of Health, in consultation with the agency and the Florida Healthy Kids Corporation, to develop a minimum set of pediatric and adolescent quality assurance and access standards for all program components; creating s. 409.822, F.S.; creating the Healthy Florida program; providing eligibility and enrollment requirements; authorizing the corporation to contract with certain insurers, managed care organizations, and provider service networks; encouraging the corporation to contract with insurers and managed care organizations that participate in more than one affordable insurance program under certain circumstances; requiring the corporation to establish a benefits package and a process for payment of services; authorizing the corporation to collect premiums and copayments; requiring the corporation to oversee the Healthy Florida program and to establish a grievance process and in-

tegrity process; providing for the applicability of certain state laws for administering the program; requiring the corporation to collect certain data and to submit enrollment reports and interim independent evaluations to the Legislature; providing for expiration of the program; authorizing the corporation to comply with federal requirements upon giving notice to the Legislature; amending ss. 154.503, 408.910, and 408.915, F.S.; conforming cross-references; repealing s. 624.915, F.S., relating to the operating fund of the Florida Healthy Kids Corporation; amending ss. 627.6474, 636.035, and 641.315, F.S.; prohibiting a contract between a health insurer, a prepaid health service organization, or a health maintenance organization and a dentist from requiring the dentist to provide services at a set fee under certain circumstances or to participate in a discount medical plan; amending s. 766.1115, F.S.; revising a definition; requiring a contract with a governmental contractor for health care services to include a provision that a health care provider licensed under ch. 466, F.S., as an agent of the governmental contractor, may allow a patient or a parent or guardian of the patient to voluntarily contribute a fee to cover costs of dental laboratory work related to the services provided to the patient without forfeiting the provider's sovereign immunity; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; providing that the contribution complies with the requirements of s. 766.1115, F.S.; providing applicability; providing for funding;

On motion by Senator Grimsley, further consideration of **CS for CS for SB 1354** as amended with pending **Amendment 2 (910258)** was deferred.

Consideration of **CS for SB 758** and **CS for CS for SB 926** was deferred.

The Senate resumed consideration of—

CS for SB 550—A bill to be entitled An act relating to traveling across county lines to commit a felony offense; creating s. 843.22, F.S.; defining the terms “county of residence” and “felony offense” for the purpose of the crime of traveling across county lines with the intent to commit a felony offense; providing a criminal penalty; amending s. 903.046, F.S.; adding the crime of traveling across county lines with the intent to commit a felony offense to the factors a court must consider in determining whether to release a defendant on bail; providing an effective date.

—which was previously considered this day. Pending **Amendment 1 (650094)** by Senator Smith was withdrawn.

Pending further consideration of **CS for SB 550**, on motion by Senator Hukill, by two-thirds vote **HB 427** was withdrawn from the Committees on Criminal Justice; Community Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Hukill, the rules were waived and—

HB 427—A bill to be entitled An act relating to traveling across county lines to commit felony offenses; creating s. 843.22, F.S.; providing definitions; prohibiting a person who resides in this state from crossing a county boundary with the intent to commit certain felony offenses in a county other than that of his or her residence; providing criminal penalties; amending s. 903.046, F.S.; providing that such an alleged violation may be considered as a factor in determining whether to release a defendant on bail or other conditions; providing an effective date.

—a companion measure, was substituted for **CS for SB 550** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Hukill moved the following amendment:

Amendment 1 (292706) (with title amendment)—Delete every-thing after the enacting clause and insert:

Section 1. Section 843.22, Florida Statutes, is created to read:

843.22 *Traveling across county lines with intent to commit a felony offense.*—

(1) *As used in this section, the term:*

(a) “County of residence” means the county within this state in which a person resides. Evidence of a person’s county of residence includes, but is not limited to:

1. The address on a person’s driver license or state identification card;
2. Records of real property or mobile home ownership;
3. Records of a lease agreement for residential property;
4. The county in which a person’s motor vehicle is registered;
5. The county in which a person is enrolled in an educational institution; and
6. The county in which a person is employed.

(b) “Felony offense” means burglary as defined in s. 810.02, including an attempt, solicitation, or conspiracy to commit such offense.

(2) A person who travels any distance with the intent to commit a felony offense in a county in this state other than the person’s county of residence, if the purpose of the person’s travel is to thwart law enforcement attempts to track the items stolen in the burglary, commits an additional felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 2. Paragraph (1) of subsection (2) of section 903.046, Florida Statutes, is amended to read:

903.046 Purpose of and criteria for bail determination.—

(2) When determining whether to release a defendant on bail or other conditions, and what that bail or those conditions may be, the court shall consider:

(1) Whether the crime charged is a violation of s. 843.22 or chapter 874 or alleged to be subject to enhanced punishment under chapter 874. If any such violation is charged against a defendant or if the defendant is charged with a crime that is alleged to be subject to such enhancement, he or she ~~is shall~~ not be eligible for release on bail or surety bond until the first appearance on the case in order to ensure the full participation of the prosecutor and the protection of the public.

Section 3. This act shall take effect October 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to traveling across county lines to commit a felony offense; creating s. 843.22, F.S.; defining the terms “county of residence” and “felony offense” for the purpose of the crime of traveling across county lines with the intent to commit a felony offense; providing a criminal penalty; amending s. 903.046, F.S.; adding the crime of traveling across county lines with the intent to commit a felony offense to the factors a court must consider in determining whether to release a defendant on bail; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Smith moved the following amendment to **Amendment 1 (292706)** which was adopted:

Amendment 1A (637196) (with title amendment)—Delete lines 8-42 and insert:
a burglary.—

(1) *As used in this section, the term:*

(a) “County of residence” means the county within this state in which a person resides. Evidence of a person’s county of residence includes, but is not limited to:

1. The address on a person’s driver license or state identification card;
2. Records of real property or mobile home ownership;

3. Records of a lease agreement for residential property;

4. The county in which a person’s motor vehicle is registered;

5. The county in which a person is enrolled in an educational institution; and

6. The county in which a person is employed.

(b) “Burglary” means burglary as defined in s. 810.02, including an attempt, solicitation, or conspiracy to commit such offense.

(2) If a person who commits a burglary travels any distance with the intent to commit the burglary in a county in this state other than the person’s county of residence, the degree of the burglary shall be reclassified to the next higher degree if the purpose of the person’s travel is to thwart law enforcement attempts to track the items stolen in the burglary. For purposes of sentencing under chapter 921 and determining incentive gain-time eligibility under chapter 944, a burglary that is reclassified under this section is ranked one level above the ranking specified in s. 921.0022 or s. 921.0023 for the burglary committed.

Section 2. Paragraph (1) of subsection (2) of section 903.046, Florida Statutes, is amended to read:

903.046 Purpose of and criteria for bail determination.—

(2) When determining whether to release a defendant on bail or other conditions, and what that bail or those conditions may be, the court shall consider:

(1) Whether the crime charged is a violation of chapter 874 or alleged to be subject to enhanced punishment under chapter 874 or reclassification under s. 843.22. If any such violation is charged against a defendant or if the defendant is charged with a crime that is alleged to be subject to such enhancement or reclassification, he or she ~~is shall~~

And the title is amended as follows:

Delete lines 55-62 and insert: commit a burglary; creating s. 843.22, F.S.; defining the terms “county of residence” and “burglary”; providing for reclassification of burglaries committed under certain circumstances; amending s. 903.046, F.S.; adding a burglary that is reclassified under s. 843.22, F.S., to the factors a court must consider in

Amendment 1 (292706) as amended was adopted.

Pursuant to Rule 4.19, **HB 427** as amended was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

The Senate resumed consideration of—

CS for CS for HB 409—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—which was previously considered this day with a motion pending to reconsider **Amendment 1 (663072)** by Senator Abruzzo. The motion was adopted and **Amendment 1** by Senator Abruzzo was withdrawn.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Abruzzo moved the following amendment:

Amendment 2 (271768) (with title amendment)—Delete lines 73-238 and insert:

Florida Statutes, are amended, subsections (11) through (17) of that section are redesignated as subsections (13) through (19), respectively, and new subsections (11) and (12) are added to that section, to read:

817.568 Criminal use of personal identification information.—

(6) Any person who willfully and without authorization fraudulently uses personal identification information concerning an individual who is *younger less than 18 years of age or 60 years of age or older* without first obtaining the consent of that individual or of his or her legal guardian commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(7) Any person who is in the relationship of parent or legal guardian, or who otherwise exercises custodial authority over an individual who is *younger less than 18 years of age or 60 years of age or older*, who willfully and fraudulently uses personal identification information of that individual commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(11) *A person who willfully and without authorization fraudulently uses personal identification information concerning an individual who is 60 years of age or older; a disabled adult as defined in s. 825.101; a public servant as defined in s. 838.014; a veteran as defined in s. 1.01; a first responder as defined in s. 125.01045; an individual who is employed by the State of Florida; or an individual who is employed by the Federal Government without first obtaining the consent of that individual commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(12) *In addition to any sanction imposed when a person pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, a violation of this section, the court shall impose a surcharge of \$1,001. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision.*

(a) *The sum of \$500 of the surcharge shall be deposited into the Department of Law Enforcement Operating Trust Fund for the department to provide grants to local law enforcement agencies to investigate offenses related to the criminal use of personal identification information as provided in s. 943.0412.*

(b) *The sum of \$500 of the surcharge shall be deposited into the State Attorneys Revenue Trust Fund for the purpose of funding prosecutions of offenses relating to the criminal use of personal identification information.*

(c) *The clerk of the court shall retain \$1 of each \$1,001 surcharge that he or she collects as a service charge of the clerk's office.*

(d) *The surcharge may not be waived by the court. In the event that the person has been ordered to pay restitution in accordance with s. 775.089, the surcharge shall be included in a judgment.*

Section 3. Subsections (2), (3), and (8) of section 825.101, Florida Statutes, are amended to read:

825.101 Definitions.—As used in this chapter:

(2) “Caregiver” means a person who has been entrusted with or has assumed responsibility for the care or the property of an elderly person or disabled adult. “Caregiver” includes, but is not limited to, relatives, court-appointed or voluntary guardians, adult household members, neighbors, health care providers, and employees and volunteers of facilities as defined in subsection (6)(7).

~~(3) “Deception” means:~~

~~(a) Misrepresenting or concealing a material fact relating to:~~

~~1. Services rendered, disposition of property, or use of property, when such services or property are intended to benefit an elderly person or disabled adult;~~

~~2. Terms of a contract or agreement entered into with an elderly person or disabled adult; or~~

~~3. An existing or preexisting condition of any property involved in a contract or agreement entered into with an elderly person or disabled adult; or~~

~~(b) Using any misrepresentation, false pretense, or false promise in order to induce, encourage, or solicit an elderly person or disabled adult to enter into a contract or agreement.~~

~~(8) “Intimidation” means the communication by word or act to an elderly person or disabled adult that the elderly person or disabled adult will be deprived of food, nutrition, clothing, shelter, supervision, medicine, medical services, money, or financial support or will suffer physical violence.~~

Section 4. Section 825.103, Florida Statutes, is amended to read:

825.103 Exploitation of an elderly person or disabled adult; penalties.—

(1) “Exploitation of an elderly person or disabled adult” means:

(a) ~~Knowingly, by deception or intimidation,~~ obtaining or using, or endeavoring to obtain or use, an elderly person’s or disabled adult’s funds, assets, or property with the intent to temporarily or permanently deprive the elderly person or disabled adult of the use, benefit, or possession of the funds, assets, or property, or to benefit someone other than the elderly person or disabled adult, by a person who:

1. Stands in a position of trust and confidence with the elderly person or disabled adult; or

2. Has a business relationship with the elderly person or disabled adult;

(b) Obtaining or using, endeavoring to obtain or use, or conspiring with another to obtain or use an elderly person’s or disabled adult’s funds, assets, or property with the intent to temporarily or permanently deprive the elderly person or disabled adult of the use, benefit, or possession of the funds, assets, or property, or to benefit someone other than the elderly person or disabled adult, by a person who knows or reasonably should know that the elderly person or disabled adult lacks the capacity to consent; ~~or~~

(c) Breach of a fiduciary duty to an elderly person or disabled adult by the person’s guardian, *trustee who is an individual*, or agent under a power of attorney which results in an unauthorized appropriation, sale, or transfer of property. *An unauthorized appropriation under this paragraph occurs when the elderly person or disabled adult does not receive the reasonably equivalent financial value in goods or services, or when the fiduciary violates any of these duties:*

1. *For agents appointed under chapter 709:*

a. *Committing fraud in obtaining their appointments;*

b. *Abusing their powers;*

c. *Wasting, embezzling, or intentionally mismanaging the assets of the principal or beneficiary; or*

d. *Acting contrary to the principal’s sole benefit or best interest; or*

2. *For guardians and trustees who are individuals and who are appointed under chapter 736 or chapter 744:*

a. *Committing fraud in obtaining their appointments;*

b. *Abusing their powers; or*

c. *Wasting, embezzling, or intentionally mismanaging the assets of the ward or beneficiary of the trust;*

(d) Misappropriating, misusing, or transferring without authorization money belonging to an elderly person or disabled adult from an account in which the elderly person or disabled adult placed the funds, owned the funds, and was the sole contributor or payee of the funds before the misappropriation, misuse, or unauthorized transfer. This paragraph only applies to the following types of accounts:

1. Personal accounts;
2. Joint accounts created with the intent that only the elderly person or disabled adult enjoys all rights, interests, and claims to moneys deposited into such account; or
3. Convenience accounts created in accordance with s. 655.80; or

(e) Intentionally or negligently failing to effectively use an elderly person's or disabled adult's income and assets for the necessities required for that person's support and maintenance, by a caregiver or a person who stands in a position of trust and confidence with the elderly person or disabled adult.

(2) Any inter vivos transfer of money or property valued in excess of \$10,000 at the time of the transfer, whether in a single transaction or multiple transactions, by a person age 65 or older to a nonrelative whom the transferor knew for fewer than 2 years before the first transfer and for which the transferor did not receive the reasonably equivalent financial value in goods or services creates a permissive presumption that the transfer was the result of exploitation.

(a) This subsection applies regardless of whether the transfer or transfers are denoted by the parties as a gift or loan, except that it does not apply to a valid loan evidenced in writing that includes definite repayment dates. However, if repayment of any such loan is in default, in whole or in part, for more than 65 days, the presumption of this subsection applies.

(b) This subsection does not apply to:

1. Persons who are in the business of making loans.
2. Bona fide charitable donations to nonprofit organizations that qualify for tax exempt status under the Internal Revenue Code.

(c) In a criminal case to which this subsection applies, if the trial is by jury, jurors shall be instructed that they may, but are not required to, draw an inference of exploitation upon proof beyond a reasonable doubt of the facts listed in this subsection. The presumption of this subsection imposes no burden of proof on the defendant.

(3)(a) If the funds, assets, or property involved in the exploitation of the elderly person or disabled adult is valued at \$50,000 ~~\$100,000~~ or more, the offender commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) If the funds, assets, or property involved in the exploitation of the elderly person or disabled adult is valued at \$10,000 ~~\$20,000~~ or more, but less than \$50,000 ~~\$100,000~~, the offender commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(c) If the funds, assets, or property involved in the exploitation of an elderly person or disabled adult is valued at less than \$10,000 ~~\$20,000~~, the offender commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) If a person is charged with financial exploitation of an elderly person or disabled adult that involves the taking of or loss of property valued at more than \$5,000 and property belonging to a victim is seized from the defendant pursuant to a search warrant, the court shall hold an evidentiary hearing and determine, by a preponderance of the evidence, whether the defendant unlawfully obtained the victim's property. If the court finds that the property was unlawfully obtained, the court may order it returned to the victim for restitution purposes before trial on the charge. This determination is inadmissible in evidence at trial on the charge and does not give rise to any inference that the defendant has committed an offense under this section.

Section 5. Section 943.0412, Florida Statutes, is created to read:

943.0412 Identity Theft and Fraud Grant Program.—

(1) There is created the Identity Theft and Fraud Grant Program within the department to award grants to support local law enforcement agencies in the investigation and enforcement of personal identification information theft and fraud. Grants shall be provided if funds are appropriated for that purpose by law.

(2) Funds collected pursuant to s. 817.568(12)(a) and any funds specifically appropriated for the grant program shall be awarded annually by the department to local law enforcement agencies. The total amount of grants awarded may not exceed funding appropriated for the grant program.

(3) The department may establish criteria and set specific time periods for the acceptance of applications and for the selection process for awards.

And the title is amended as follows:

Delete lines 10-26 and insert: older; providing that it is unlawful for any person to willfully and without authorization fraudulently use personal identification information concerning specified individuals without their consent; providing criminal penalties; providing for a surcharge and allocation thereof; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; creating s. 943.0412, F.S.; providing legislative findings; creating the Identity Theft and Fraud Grant Program; amending ss. 775.0844 and

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Joyner moved the following amendment to **Amendment 2 (271768)** which was adopted by two-thirds vote:

Amendment 2A (671936)—Delete lines 38-49 and insert: court shall impose a surcharge of \$1,001.

(a) The sum of \$500 of the surcharge shall be deposited into the Department of Law Enforcement Operating Trust Fund for the department to provide grants to local law enforcement agencies to investigate offenses related to the criminal use of personal identification information as provided in s. 943.0412.

(b) The sum of \$250 of the surcharge shall be deposited into the State Attorneys Revenue Trust Fund for the purpose of funding prosecutions of offenses relating to the criminal use of personal identification information. The sum of \$250 of the surcharge shall be deposited into the Public Defenders Revenue Trust Fund for the purposes of indigent criminal defense related to the criminal use of personal identification information.

Amendment 2 (271768) as amended was adopted by two-thirds vote.

On motion by Senator Richter, **CS for CS for HB 409** was passed as amended and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dean	Hays
Abruzzo	Detert	Hukill
Altman	Diaz de la Portilla	Joyner
Bean	Evers	Latvala
Benacquisto	Flores	Lee
Bradley	Galvano	Legg
Brandes	Garcia	Margolis
Braynon	Gardiner	Montford
Bullard	Gibson	Richter
Clemens	Grimsley	Ring

Sachs	Smith	Stargel
Simmons	Sobel	Thompson
Simpson	Soto	Thrasher

Nays—None

SPECIAL ORDER CALENDAR

The Senate resumed consideration of—

CS for CS for SB 1354—A bill to be entitled An act relating to health care; amending s. 409.967, F.S.; revising contract requirements for Medicaid managed care programs; providing requirements for plans establishing a drug formulary or preferred drug list; requiring the use of a standardized prior authorization form; providing requirements for the form and for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; creating s. 627.42392, F.S.; requiring health insurers to use a standardized prior authorization form; providing requirements for the form and for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing an exemption; creating s. 627.42393, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; amending s. 627.6131, F.S.; prohibiting an insurer from retroactively denying a claim in certain circumstances; amending s. 627.6471, F.S.; requiring insurers to post preferred provider information on a website; specifying that changes to such a website must be made within a certain time; amending s. 627.6515, F.S.; applying provisions relating to prior authorization and override protocols to out-of-state groups; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim in certain circumstances; creating s. 641.393, F.S.; requiring the use of a standardized prior authorization form by a health maintenance organization; providing requirements for the availability and submission of the form; requiring a pharmacy benefits manager to use and accept the form under certain circumstances; providing an exemption; creating s. 641.394, F.S.; establishing a process for providers to override certain treatment restrictions; providing requirements for approval of such overrides; providing an exception to the override protocol in certain circumstances; providing an exemption; providing an effective date.

—which was previously considered and amended this day. Pending **Amendment 2 (910258)** by Senator Soto was withdrawn.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Garcia moved the following amendment:

Amendment 3 (804702) (with title amendment)—Before line 52 insert:

Section 1. *Section 383.336, Florida Statutes, is repealed.*

Section 2. Present subsections (1) through (10) of section 395.0191, Florida Statutes, are redesignated as subsections (2) through (11), respectively, present subsection (6) is amended, and a new subsection (1) and subsection (12) are added to that section, to read:

395.0191 Staff membership and clinical privileges.—

(1) *As used in this section, the term:*

(a) *“Certified surgical assistant” means a surgical assistant who maintains a valid and active certification under one of the following designations:*

1. *Certified surgical first assistant, from the National Board of Surgical Technology and Surgical Assisting.*
2. *Certified surgical assistant, from the National Surgical Assistant Association.*

3. *Surgical assistant-certified, from the American Board of Surgical Assistants.*

(b) *“Certified surgical technologist” means a surgical technologist who maintains a valid and active certification as a certified surgical technologist from the National Board of Surgical Technology and Surgical Assisting.*

(c) *“Surgeon” means a health care practitioner as defined in s. 456.001 whose scope of practice includes performing surgery and who is listed as the primary surgeon in the operative record.*

(d) *“Surgical assistant” means a person who provides aid in exposure, hemostasis, closures, and other intraoperative technical functions and who assists the surgeon in performing a safe operation with optimal results for the patient.*

(e) *“Surgical technologist” means a person whose duties include, but are not limited to, maintaining sterility during a surgical procedure, handling and ensuring the availability of necessary equipment and supplies, and maintaining visibility of the operative site to ensure that the operating room environment is safe, that proper equipment is available, and that the operative procedure is conducted efficiently.*

(7)(~~6~~) Upon the written request of the applicant, a ~~any~~ licensed facility that has denied staff membership or clinical privileges to an ~~any~~ applicant specified in subsection (2) (~~4~~) or subsection (3) (~~2~~) shall, within 30 days of such request, provide the applicant with the reasons for such denial in writing. A denial of staff membership or clinical privileges to an ~~any~~ applicant shall be submitted, in writing, to the applicant’s respective licensing board.

(12)(a) *A facility may not employ or contract with any person to perform the duties of a surgical assistant unless the person is:*

1. *A certified surgical assistant; or*
2. *A certified surgical technologist.*

(b) *Paragraph (a) does not apply to:*

1. *A person who has completed an appropriate training program for surgical technology in any branch of the Armed Forces or reserve component of the Armed Forces.*
2. *A person who was employed or contracted to perform the duties of a surgical technologist or surgical assistant before July 1, 2014.*
3. *A health care practitioner as defined in s. 456.001 or a student if the duties performed by the practitioner or the student are within the scope of the practitioner’s or the student’s training and practice.*
4. *A person enrolled in a surgical technology or surgical assisting training program accredited by the Commission on Accreditation of Allied Health Education Programs, the Accrediting Bureau of Health Education Schools, or other accrediting body recognized by the United States Department of Education on July 1, 2014. A person may practice as a surgical technologist or a surgical assistant for 1 year after completion of such a training program before he or she is required to meet the criteria in paragraph (a).*

And the title is amended as follows:

Delete line 2 and insert: An act relating to health care; repealing s. 383.336, F.S., relating to the establishment of practice parameters for caesarean sections; amending s. 395.0191, F.S.; defining terms; prohibiting a health care facility from employing or contracting with a surgical assistant or surgical technologist under certain circumstances; providing exceptions; amending s. 409.967,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Garcia moved the following amendments to **Amendment 3 (804702)** which were adopted:

Amendment 3A (595892) (with title amendment)—Delete line 5.

And the title is amended as follows:

Delete lines 79-81 and insert: An act relating to health care; amending s.

Amendment 3B (947652) (with title amendment)—Delete lines 49-72 and insert:

(12)(a) *At least 50 percent of the surgical assistants that a facility employs or contracts must be certified surgical assistants.*

(b) *At least 50 percent of the surgical technologists that a facility employs or contracts must be certified surgical technologists.*

(c) *Paragraphs (a) and (b) do not apply to:*

1. *A person who has completed an appropriate training program for surgical technology in any branch of the Armed Forces or reserve component of the Armed Forces.*

2. *A person who was employed or contracted to perform the duties of a surgical technologist or surgical assistant before July 1, 2014.*

3. *A health care practitioner as defined in s. 456.001 or a student if the duties performed by the practitioner or the student are within the scope of the practitioner's or the student's training and practice.*

4. *A person enrolled in a surgical technology or surgical assisting training program accredited by the Commission on Accreditation of Allied Health Education Programs, the Accrediting Bureau of Health Education Schools, or other accrediting body recognized by the United States Department of Education on July 1, 2014. A person may practice as a surgical technologist or a surgical assistant for 2 years after completing such training program before he or she is required to meet*

And the title is amended as follows:

Delete lines 82-85 and insert: 395.0191, F.S.; defining terms; requiring a certain percent of surgical assistants or surgical technologists employed or contracting with a hospital to be certified; providing exceptions; amending

Amendment 3 (804702) as amended was adopted.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was adopted:

Amendment 4 (258286) (with title amendment)—Before line 52 insert:

Section 1. Paragraph (a) of subsection (6) of section 395.003, Florida Statutes, is amended to read:

395.003 Licensure; denial, suspension, and revocation.—

(6)(a) A specialty hospital may not provide any service or regularly serve any population group beyond those services or groups specified in its license. A ~~specialty licensed children's~~ hospital that is authorized to provide pediatric cardiac catheterization and pediatric open-heart surgery services may provide cardiovascular service to adults who, as children, were previously served by the hospital for congenital heart disease, or to ~~those~~ patients who are referred *only* for a specialized procedure ~~only~~ for congenital heart disease by an adult hospital, without obtaining additional licensure as a provider of adult cardiovascular services. The agency may request documentation as needed to support patient selection and treatment. This subsection does not apply to a specialty-licensed children's hospital that is already licensed to provide adult cardiovascular services.

And the title is amended as follows:

Delete line 2 and insert: An act relating to health care; amending s. 395.003, F.S.; revising provisions relating to the provision of cardiovascular services by a hospital; amending s. 409.967,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz de la Portilla moved the following amendment which failed:

Amendment 5 (810994) (with title amendment)—Before line 52 insert:

Section 1. Section 395.4027, Florida Statutes, is created to read:

395.4027 *Florida Teletrauma Pilot Project.*—

(1) *DEFINITION.*—As used in this section, the term “teletrauma health care” means the remote management or assistance in management of the care of a trauma patient using telemedicine technology to allow the remote presence of a health care provider from a Level I trauma center in geographic areas in which such trauma centers are not available.

(2) *FLORIDA TELETRAUMA PILOT PROJECT.*—

(a) *A pilot project is created to allow a teaching hospital with multiple hospitals operating under a single license which is in a county with a population of more than two million people and also serves as the surgical training facility for branches of the United States military to provide trauma services at any of its hospitals through the use of telemedicine from its existing Level I trauma center, provided that the hospitals that provide these services meet the requirements for staffing and infrastructure of a Level II trauma center.*

(b) *Additional trauma centers may not apply or be verified in the impacted trauma service area for the duration of the pilot project.*

(3) *EXPIRATION.*—The authorization for the pilot project and this section expire December 31, 2021.

Section 2. Section 395.4045, Florida Statutes, is amended to read:

395.4045 Emergency medical service providers; trauma transport protocols; transport of trauma alert victims to trauma centers or teletrauma hospitals; interfacility transfer.—

(1) Each emergency medical services provider licensed under chapter 401 shall transport trauma alert victims to hospitals approved as trauma centers or participating in the teletrauma pilot project pursuant to s. 395.4027, except as may be provided for either in the department-approved trauma transport protocol of the trauma agency for the geographical area in which the emergency medical services licensee provides services or, if no such department-approved trauma transport protocol is in effect, as provided for in a department-approved provider's trauma transport protocol.

(2) A trauma agency may develop a uniform trauma transport protocol that is applicable to the emergency medical services licensees providing services within the geographical boundaries of the trauma agency, including hospitals participating in the teletrauma pilot project under s. 395.4027. Development of a uniform trauma protocol by a trauma agency shall be through consultation with interested parties, including, but not limited to, each approved trauma center; physicians specializing in trauma care, emergency care, and surgery in the region; each trauma system administrator in the region; each emergency medical service provider in the region licensed under chapter 401, and such providers' respective medical directors.

(3) Trauma alert victims shall be identified through the use of a trauma scoring system, including adult and pediatric assessment as specified in rule of the department. The rule shall also include the requirements of licensed emergency medical services providers for performing and documenting these assessments.

(4) The department shall specify by rule the subjects and the minimum criteria related to prehospital trauma transport; trauma center, teletrauma center, or hospital destination determinations; and interfacility trauma transfer transport by an emergency medical services provider to be included in a trauma agency's or emergency medical service provider's trauma transport protocol and shall approve or disapprove each such protocol. Trauma transport protocol rules pertaining to the air transportation of trauma victims shall be consistent with, but not limited to, applicable Federal Aviation Administration regulation. Emergency medical services licensees and trauma agencies shall be subject to monitoring by the department, under ss. 395.401(3) and

401.31(1) for compliance with requirements, as applicable, regarding trauma transport protocols and the transport of trauma victims.

(5) If there is no department-approved trauma agency trauma transport protocol for the geographical area in which the emergency medical services license applicant intends to provide services, as provided for in subsection (1), each applicant for licensure as an emergency medical services provider, under chapter 401, must submit and obtain department approval of a trauma transport protocol prior to the department granting a license. The department shall prescribe by rule the submission and approval process for an applicant's trauma transport protocols whether the applicant will be using a trauma agency's or its own trauma transport protocol.

(6) If an air ambulance service is available in the trauma service area in which an emergency medical service provider is located, trauma transport protocols shall not provide for transport outside of the trauma service area unless otherwise provided for by written mutual agreement. If air ambulance service is not available and there is no agreement for interagency transport of trauma patients between two adjacent local or regional trauma agencies, both of which include at least one approved trauma center, then the transport of a trauma patient with an immediately life-threatening condition shall be to the most appropriate trauma center as defined pursuant to trauma transport protocols approved by the department. The provisions of this subsection shall apply only to those counties with a population in excess of 1 million residents.

(7) Prior to an interfacility trauma transfer, the emergency medical services provider's medical director or his or her designee must agree, pursuant to protocols and procedures in the emergency medical services provider's trauma transport protocol, that the staff of the transport vehicle has the medical skills, equipment, and resources to provide anticipated patient care as proposed by the transferring physician. The emergency medical services provider's medical director or his or her designee may require appropriate staffing, equipment, and resources to ensure proper patient care and safety during transfer.

(8) The department shall adopt and enforce all rules necessary to administer this section. The department shall adopt and enforce rules to specify the submission and approval process for trauma transport protocols or modifications to trauma transport protocols by trauma agencies and licensed emergency medical services providers.

And the title is amended as follows:

Delete line 2 and insert: An act relating to health care; creating s. 395.4027, F.S.; establishing the Florida Teletrauma Pilot Project; defining the term "teletrauma health care"; authorizing certain hospitals to provide remote care to trauma patients at satellite hospitals under certain circumstances; prohibiting the application or verification of additional trauma centers in the impacted trauma service area for the duration of the pilot project; providing for future expiration of the pilot project; amending s. 395.4045, F.S.; requiring emergency medical service providers to transport trauma alert victims to hospitals participating in the teletrauma pilot project; revising the authorized uniform trauma transport protocol; requiring the Department of Health to specify by rule certain subjects and criteria related to the transport of trauma victims to and from a teletrauma center; amending s. 409.967,

MOTION

On motion by Senator Thrasher, the rules were waived and time of adjournment was extended until completion of **CS for CS for SB 1354** and announcements.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was adopted:

Amendment 6 (627612) (with title amendment)—Delete line 365 and insert:

Section 10. Effective upon this act becoming a law, paragraph (a) of subsection (7) and subsection (14) of section 395.4001, Florida Statutes, are amended to read:

395.4001 Definitions.—As used in this part, the term:

(7) "Level II trauma center" means a trauma center that:

(a) Is verified by the department to be in substantial compliance with Level II trauma center standards and ~~has been~~ approved by the department to operate as a Level II trauma center or is designated pursuant to s. 395.4025(13) ~~s. 395.4025(14)~~.

(14) "Trauma center" means a hospital that has been verified by the department to be in substantial compliance with ~~the requirements in~~ s. 395.4025 and has been approved by the department to operate as a Level I trauma center, Level II trauma center, or pediatric trauma center, or is designated by the department as a Level II trauma center pursuant to s. 395.4025(13) ~~s. 395.4025(14)~~.

Section 11. Effective upon this act becoming a law, present paragraphs (k) through (o) of subsection (1) of section 395.401, Florida Statutes, are redesignated as paragraphs (l) through (p), respectively, a new paragraph (k) is added to that subsection, and present paragraph (k) of that subsection is amended, to read:

395.401 Trauma services system plans; approval of trauma centers and pediatric trauma centers; procedures; renewal.—

(1)

(k) A hospital operating a trauma center may not charge a trauma activation fee greater than \$15,000. This paragraph expires on July 1, 2015.

~~(l)(k) It is unlawful for any~~ hospital or other facility may not hold itself out as a trauma center unless it has been so verified or designated pursuant to s. 395.4025(13) ~~s. 395.4025(14)~~.

Section 12. Effective upon this act becoming a law, subsection (5) is added to section 395.402, Florida Statutes, to read:

395.402 Trauma service areas; number and location of trauma centers.—

(5) By October 1, 2014, the department must convene the Florida Trauma System Plan Advisory Council in order to review the Trauma System Consultation Report issued by the American College of Surgeons Committee on Trauma dated February 2-5, 2013. Based on this review, the advisory council must submit recommendations, including recommended statutory changes, to the President of the Senate and the Speaker of the House of Representatives by February 1, 2015. The advisory council may make recommendations to the State Surgeon General regarding the continuing development of the state trauma system. The advisory council shall consist of nine representatives of an inclusive trauma system appointed by the State Surgeon General as follows:

(a) A trauma patient, or a family member of a trauma patient, who has sustained and recovered from severe injuries;

(b) A member of the Florida Committee on Trauma;

(c) A member of the Association of Florida Trauma Coordinators;

(d) A chief executive officer of a nontrauma acute care hospital who is a member of the Florida Hospital Association;

(e) A member of the Florida Emergency Medical Services Advisory Council;

(f) A member of the Florida Injury Prevention Advisory Council;

(g) A member of the Brain and Spinal Cord Injury Program Advisory Council;

(h) A member of the Florida Chamber of Commerce; and

(i) A member of the Florida Health Insurance Advisory Board.

Section 13. Effective upon this act becoming a law, present subsections (8) through (12) of section 395.4025, Florida Statutes, are redesignated as subsections (7) through (11), respectively, paragraph (d) of subsection (2) and present subsection (7) of that section are amended, present subsections (13) and (14) of that section are redesignated as subsections (12) and (13), respectively, and amended, and a new subsection (14) and subsection (15) are added to that section, to read:

395.4025 Trauma centers; selection; quality assurance; records.—

(2)

(d)1. Notwithstanding other provisions in this section, the department may grant up to an additional 18 months to a hospital applicant that is unable to meet all requirements as provided in paragraph (c) at the time of application if the number of applicants in the service area in which the applicant is located is equal to or less than the service area allocation, as provided by rule of the department. An applicant that is granted additional time ~~under pursuant to~~ this paragraph shall submit a plan for departmental approval which includes timelines and activities that the applicant proposes to complete in order to meet application requirements. ~~An Any~~ applicant that demonstrates an ongoing effort to complete the activities within the timelines outlined in the plan shall be included in the number of trauma centers at such time that the department has conducted a provisional review of the application and has determined that the application is complete and that the hospital has the critical elements required for a trauma center.

2. Timeframes provided in subsections (1)-(7) ~~(1)-(8)~~ shall be stayed until the department determines that the application is complete and that the hospital has the critical elements required for a trauma center.

~~(7) Any hospital that wishes to protest a decision made by the department based on the department's preliminary or in-depth review of applications or on the recommendations of the site visit review team pursuant to this section shall proceed as provided in chapter 120. Hearings held under this subsection shall be conducted in the same manner as provided in ss. 120.569 and 120.57. Cases filed under chapter 120 may combine all disputes between parties.~~

~~(12)(13)~~ The department may adopt, by rule, the procedures and process by which it will select trauma centers. Such procedures and process must be used in annually selecting trauma centers and must be consistent with subsections (1)-(7) ~~(1)-(8)~~ except in those situations in which it is in the best interest of, and mutually agreed to by, all applicants within a service area and the department to reduce the timeframes.

~~(13)(14)~~ Notwithstanding the procedures established pursuant to subsections (1)-(12) ~~(1) through (13)~~, hospitals located in areas with limited access to trauma center services shall be designated by the department as Level II trauma centers based on documentation of a valid certificate of trauma center verification from the American College of Surgeons. Areas with limited access to trauma center services are defined by the following criteria:

(a) The hospital is located in a trauma service area with a population greater than 600,000 persons but a population density of less than 225 persons per square mile;

(b) The hospital is located in a county with no verified trauma center; and

(c) The hospital is located at least 15 miles or 20 minutes travel time by ground transport from the nearest verified trauma center.

(14) *Notwithstanding any other law, a hospital designated as a provisional or verified as a Level I, Level II, or pediatric trauma center after the enactment of chapter 2004-259, Laws of Florida, whose approval has not been revoked may continue to operate at the same trauma center level as a Level I, Level II, or pediatric trauma center until the approval period in subsection (6) expires, as long as the hospital continues to meet the other requirements of part II of this chapter related to trauma center standards and patient outcomes. Any hospital that meets the requirements of this section is eligible for renewal of its 7-year approval period pursuant to subsection (6).*

(15) *The department may not verify, designate, or provisionally approve any hospital to operate as a trauma center through the procedures established in subsections (1)-(13). This subsection expires July 1, 2015.*

Section 14. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon becoming a law, this act shall take effect July 1, 2014.

And the title is amended as follows:

Delete line 48 and insert: amending s. 395.4001, F.S.; conforming cross-references; amending s. 395.401, F.S.; limiting trauma service fees to a certain amount; providing for future expiration; conforming a cross-reference; amending s. 395.402, F.S.; requiring the Department of Health to convene the Florida Trauma System Plan Advisory Council by a specified date; requiring the advisory council to review the Trauma System Consultation Report and make recommendations to the Legislature by a specified date; authorizing the advisory council to make recommendations to the State Surgeon General; designating the membership of the advisory council; amending s. 395.4025, F.S.; deleting a provision relating to the procedure for protesting an application decision by the department; conforming cross-references; authorizing certain provisional and verified trauma centers to continue operating and to apply for renewal; restricting the department from verifying, designating, or provisionally approving hospitals as trauma centers; providing for future expiration; providing effective dates.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Garcia moved the following amendment which was adopted:

Amendment 7 (534398) (with title amendment)—Before line 52 insert:

Section 1. Paragraph (f) of subsection (5) of section 400.235, Florida Statutes, is amended to read:

400.235 Nursing home quality and licensure status; Gold Seal Program.—

(5) Facilities must meet the following additional criteria for recognition as a Gold Seal Program facility:

(f) ~~Had no evidence of unresolved, verified complaints generated through an outstanding record regarding the number and types of substantiated complaints reported to the State Long-Term Care Ombudsman Program Council~~ within the 30 months preceding application for the program.

A facility assigned a conditional licensure status may not qualify for consideration for the Gold Seal Program until after it has operated for 30 months with no class I or class II deficiencies and has completed a regularly scheduled relicensure survey.

And the title is amended as follows:

Delete line 2 and insert: An act relating to health care; amending s. 400.235, F.S.; revising the criteria for recognition as a Gold Seal Program nursing home facility; amending s. 409.967,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Sobel moved the following amendment which was adopted:

Amendment 8 (905062) (with title amendment)—Before line 52 insert:

Section 1. Present subsections (10) and (11) of section 394.9082, Florida Statutes, are redesignated as subsections (11) and (12), respectively, and a new subsection (10) is added to that section, to read:

394.9082 Behavioral health managing entities.—

(10) **CRISIS STABILIZATION SERVICES UTILIZATION DATA-BASE.**—*The department shall develop, implement, and maintain standards under which a managing entity shall collect utilization data from all public receiving facilities situated within its geographic service area.*

As used in this subsection, the term “public receiving facility” means an entity that meets the licensure requirements of and is designated by the department to operate as a public receiving facility under s. 394.875 and that is operating as a licensed crisis stabilization unit.

(a) The department shall develop standards and protocols for managing entities and public receiving facilities to be used for data collection, storage, transmittal, and analysis. The standards and protocols must allow for compatibility of data and data transmittal between public receiving facilities, managing entities, and the department for the implementation and requirements of this subsection. The department shall require managing entities contracted under this section to comply with this subsection by August 1, 2014.

(b) A managing entity shall require a public receiving facility within its provider network to submit data, in real time or at least daily, to the managing entity for:

1. All admissions and discharges of clients receiving public receiving facility services who qualify as indigent, as defined in s. 394.4787; and
2. Current active census of total licensed beds, the number of beds purchased by the department, the number of clients qualifying as indigent occupying those beds, and the total number of unoccupied licensed beds regardless of funding.

(c) A managing entity shall require a public receiving facility within its provider network to submit data, on a monthly basis, to the managing entity that aggregates the daily data submitted under paragraph (b). The managing entity shall reconcile the data in the monthly submission to the data received by the managing entity under paragraph (b) to check for consistency. If the monthly aggregate data submitted by a public receiving facility under this paragraph is inconsistent with the daily data submitted under paragraph (b), the managing entity shall consult with the public receiving facility to make corrections as necessary to ensure accurate data.

(d) A managing entity shall require a public receiving facility within its provider network to submit data, on an annual basis, to the managing entity that aggregates the data submitted and reconciled under paragraph (c). The managing entity shall reconcile the data in the annual submission to the data received and reconciled by the managing entity under paragraph (c) to check for consistency. If the annual aggregate data submitted by a public receiving facility under this paragraph is inconsistent with the data received and reconciled under paragraph (c), the managing entity shall consult with the public receiving facility to make corrections as necessary to ensure accurate data.

(e) After ensuring accurate data under paragraphs (c) and (d), the managing entity shall submit the data to the department on a monthly and annual basis. The department shall create a statewide database for the data described under paragraph (b) and submitted under this paragraph for the purpose of analyzing the payments for and the use of crisis stabilization services funded by the Baker Act on a statewide basis and on an individual public receiving facility basis.

(f) The department shall adopt rules to administer this subsection.

(g) The department shall submit a report by January 31, 2015, and annually thereafter, to the Governor, the President of the Senate, and the Speaker of the House of Representatives which provides details on the implementation of this subsection, including the status of the data collection process and a detailed analysis of the data collected under this subsection.

(h) The implementation of this subsection is subject to specific appropriations provided to the department in the General Appropriations Act.

And the title is amended as follows:

Delete line 2 and insert: An act relating to health care; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term “public receiving facility”; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring

managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing that implementation is subject to specific appropriations; amending s. 409.967,

On motion by Senator Grimsley, by two-thirds vote **CS for CS for SB 1354** was read the third time by title, passed as amended, ordered engrossed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Galvano	Montford
Altman	Garcia	Richter
Benacquisto	Gardiner	Sachs
Brandes	Gibson	Simmons
Braynon	Grimsley	Simpson
Clemens	Hays	Smith
Dean	Hukill	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	Thrasher

Nays—3

Bean	Bradley	Joyner
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Vote preference:

April 29, 2014: Yea to Nay—Latvala

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in **CS for CS for SB 1354** provides a special private gain or loss to a principal by whom I or my spouse, parent, or child is retained or employed. The nature of the interest and the persons or entities involved are specified below:

My wife is employed by HCA/Blake Medical Center. **CS for CS for SB 1354** may constitute a special gain or loss to my wife’s employer.

As permitted by Senate Rule, I may vote on this matter.

Senator Bill Galvano, 26th District

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in **CS for CS for SB 1354** provides a special private gain or loss to a principal by whom I or my spouse, parent, or child is retained or employed. The nature of the interest and the persons or entities involved are specified below:

My wife is employed by HCA/Blake Medical Center. **Amendment Barcode (627612)**, contained in **CS for CS for SB 1354**, may constitute a special gain or loss to my wife’s employer.

As permitted by Senate Rule, I may vote on this matter.

Senator Bill Galvano, 26th District

MOTIONS

On motion by Senator Thrasher, the rules were waived and the bills remaining on the Special Order Calendar this day, except for **CS for CS for SB 926**, were retained on the Special Order Calendar.

On motion by Senator Thrasher, 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 29, 2014.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Garcia, by two-thirds vote, **SB 1258** was withdrawn from the committees of reference and further consideration.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Monday, April 28, 2014: SB 142, CS for CS for SB 364, CS for SB 408, SB 510, CS for SB 518, SB 550, CS for SB 582, CS for SB 696, SB 734, CS for CS for SB 798, CS for SB 876, CS for SB 1018, CS for SB 1030, CS for SB 1068, CS for SB 1090, CS for SB 1122, CS for SB 1206, CS for CS for SB 1276, CS for SB 1354, SB 1700, CS for CS for SB 1714.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Appropriations recommends a committee substitute for the following: CS for CS for SB 1044

The bill with committee substitute attached was placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; Agriculture; and Communications, Energy, and Public Utilities; and Senator Simpson—

CS for CS for CS for SB 1044—A bill to be entitled An act relating to building construction policies; amending s. 162.12, F.S.; providing an additional method for local governments to provide notices to alleged code enforcement violators; amending s. 373.323, F.S.; revising the requirements of an applicant to take the water well contractor licensure examination; amending s. 377.6015, F.S.; removing a provision relating to representation in the Southern States Energy Compact; amending s. 377.703, F.S.; requiring the Department of Agriculture and Consumer Services to include in its annual report recommendations for energy efficiency; expanding the promotion of the development and use of renewable energy resources from goals related to solar energy to renewable energy in general; requiring the department to cooperate with the Florida Energy Systems Consortium in the development and use of renewable energy resources; amending s. 377.712, F.S.; authorizing the Commissioner of Agriculture to appoint a member to the Southern States Energy Board; authorizing the member appointed by the Governor to approve proposed activities relating to furtherance of the Southern States Energy Compact; amending s. 377.801, F.S.; conforming a cross-reference; amending s. 377.802, F.S.; amending the purpose of the Florida Energy and Climate Protection Act; amending s. 377.803, F.S.; conforming provisions to changes made by the act; repealing ss. 377.806 and 377.807, F.S., relating to the Solar Energy System Incentives Program and the Energy-Efficient Appliance Rebate Program, respectively; creating s. 377.815, F.S.; authorizing the department to post on its website information relating to alternative fueling stations or electric vehicle charging stations; defining the term “alternative fuel”; authorizing the owner or operator of an alternative fueling station or an electric vehicle charging station to report certain information; amending s. 440.103, F.S.; authorizing an employer to present certain documents electronically or physically in order to show proof and certify to the permit issuer that it has secured compensation for its employees; authorizing site plans or electronically transferred building permits to be maintained at the worksite in their original form or by electronic copy; requiring such plans or permits to be open to inspection by the building official or authorized representative; amending s. 514.0115, F.S.; authorizing the Department of Health to grant certain variances relating to public swimming pools and bathing places; amending s. 514.03, F.S.; requiring application for an operating permit before filing an application for a building permit for a public swimming pool; amending s. 514.031, F.S.; providing additional requirements for obtaining a public swimming pool operating permit; providing a procedure for an applicant to respond to a request for additional information; requiring the Department of

Health to review and provide to the local enforcement agency and the applicant any comments or proposed modifications to information submitted in the application; amending s. 553.37, F.S.; specifying inspection criteria for construction or modification of manufactured buildings or modules; amending s. 553.721, F.S.; making a technical change; amending s. 553.73, F.S.; authorizing an agency or local government to require rooftop equipment to be installed in compliance with the Florida Building Code if the equipment is being replaced or removed during reroofing and is not in compliance with the Florida Building Code’s roof-mounted mechanical units requirements; providing that make-up air is not required for certain range hood exhaust systems; amending s. 553.74, F.S.; adding a member to the Florida Building Commission as a representative of the Department of Agriculture and Consumer Services’ Office of Energy; deleting obsolete provisions; amending s. 553.77, F.S.; requiring building officials to recognize and enforce certain variance orders issued by the Department of Health; amending s. 553.775, F.S.; authorizing building officials, local enforcement agencies, and the Florida Building Commission to interpret the Florida Accessibility Code for Building Construction; specifying procedures for such interpretations; deleting provisions relating to declaratory statements and interpretations of the Florida Accessibility Code for Building Construction, to conform; amending s. 553.79, F.S.; prohibiting a local enforcing agency from issuing a building permit for a public swimming pool without proof of application for an operating permit; requiring issuance of an operating permit before a certificate of completion or occupancy is issued; requiring the local enforcing agency to review the building permit application upon filing; authorizing such agency to confer with the Department of Health if it doesn’t delay review of the application; authorizing site plans or building permits to be maintained at the worksite in their original form or in the form of an electronic copy; requiring the permit to be open to inspection; amending s. 553.80, F.S.; requiring counties and municipalities to expedite building construction permitting, building plans review, and inspections of projects of certain public schools, rather than certain public school districts; amending s. 553.841, F.S.; revising education and training requirements of the Florida Building Code Compliance and Mitigation Program; creating s. 553.883, F.S.; authorizing use of smoke alarms powered by 10-year nonremovable, nonreplaceable batteries in certain circumstances; requiring use of such alarms by a certain date; providing an exemption; amending s. 553.993, F.S.; redefining the term “building energy-efficiency rating system” to require consistency with certain national standards for new construction and existing construction; providing for oversight; amending s. 633.202, F.S.; exempting certain tents from the Florida Fire Prevention Code; amending s. 633.212, F.S.; removing the requirement that an alternate member of the Fire Code Interpretation Committee provide notice to the committee in order to respond to a nonbinding interpretation when a member is unable to respond; amending s. 713.32, F.S.; revising the payment of proceeds of an insurance policy on real property; providing effective dates.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Chiropractic Medicine Appointee: Colter, David C., Palm Coast	10/31/2017
Board of Trustees of North Florida Community College Appointee: Williams, Michael R., Madison	05/31/2017
Florida Transportation Commission Appointee: Howse, Ronald S., Cocoa	09/30/2017

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for CS for HB 41, CS for CS for CS for HB 325, CS for HB 589, CS for CS for CS for HB 593, CS for CS for CS for HB 641, CS for CS for CS for HB 753, CS for CS for CS for HB 979, CS for CS for CS for HB 7107; has passed as amended CS for CS for HB 709, CS for CS for CS for HB 989, CS for CS for HB 7005, CS for HB 7065; has passed as amended by the required constitutional two-thirds vote of the members voting CS for CS for HB 711 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Campbell, Kerner, Bracy, Murphy, Pritchett, Rehwinkel Vasilinda, Steube, Watson, C.—

CS for CS for CS for HB 41—A bill to be entitled An act relating to the Florida Law Enforcement Officers' Hall of Fame; creating s. 265.004, F.S.; establishing the Florida Law Enforcement Officers' Hall of Fame; designating location; providing procedures for selection, nomination, and induction; requiring the Department of Law Enforcement to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

By Economic Affairs Committee, Local & Federal Affairs Committee, Economic Development & Tourism Subcommittee and Representative(s) Stone, Hutson, Baxley, Hood, Rouson—

CS for CS for CS for HB 325—A bill to be entitled An act relating to brownfields; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas; authorizing local governments to use a term other than "brownfield area" when naming such areas; amending s. 376.82, F.S.; providing certain liability protection against claims of property damages; providing applicability; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Judiciary.

By Choice & Innovation Subcommittee and Representative(s) Harrell—

CS for HB 589—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; revising the membership of the cabinet; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education; and Governmental Oversight and Accountability.

By Regulatory Affairs Committee, Government Operations Appropriations Subcommittee, Business & Professional Regulation Subcommittee and Representative(s) Eagle, Ahern, Goodson, Rooney, Van Zant—

CS for CS for CS for HB 593—A bill to be entitled An act relating to building construction; amending s. 162.12, F.S.; revising the method for local governments to provide notices to alleged code enforcement violators; amending s. 373.323, F.S.; revising requirements for taking the water well contractor licensure examination; amending s. 440.103, F.S.; authorizing the use of electronic certificates of exemption, site plans, and building permits; requiring plans and permits to be open to inspection; amending s. 514.03, F.S.; requiring application for an operating permit

before filing an application for a building permit for a public swimming pool; amending s. 514.031, F.S.; providing additional requirements for obtaining a public swimming pool operating permit; amending s. 553.37, F.S.; specifying inspection criteria for construction or modification of manufactured buildings or modules; amending s. 553.721, F.S.; removing obsolete language; amending s. 553.73, F.S.; revising the circumstances under which existing mechanical equipment is subject to certain provisions of the Florida Building Code; amending s. 553.775, F.S.; authorizing building officials, local enforcement agencies, and the Florida Building Commission to interpret the Florida Accessibility Code for Building Construction; specifying procedures for such interpretations; deleting provisions relating to declaratory statements and interpretations of the Florida Accessibility Code for Building Construction, to conform; amending s. 553.79, F.S.; prohibiting a local enforcing agency from issuing a building permit for a public swimming pool without proof of application for an operating permit; requiring issuance of an operating permit before a certificate of completion or occupancy is issued; authorizing use of electronic building permit plans for building code inspection and record retention; amending s. 553.841, F.S.; revising education and training requirements of the Florida Building Code Compliance and Mitigation Program; creating s. 553.883, F.S.; authorizing use of a smoke alarms powered by a specified type of battery in certain circumstances; requiring use of such alarms by a certain date; amending s. 553.993, F.S.; revising the definition of the term "building energy-efficiency rating system" to require consistency with certain national standards for new construction and existing construction; providing for oversight; amending s. 633.212, F.S.; deleting a requirement that a member of the Fire Code Interpretation Committee notify the committee of an inability to respond before the alternate member may respond; providing an effective date.

—was referred to the Committees on Community Affairs; Health Policy; Regulated Industries; and Appropriations.

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) La Rosa—

CS for CS for CS for HB 641—A bill to be entitled An act relating to computer crimes; amending s. 721.071, F.S.; conforming a cross-reference; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; revising and providing definitions; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization introduces a computer contaminant to a specified device or modifies, renders unavailable, or destroys data, programs, or supporting documentation residing or existing internal or external to a specified device commits an offense against intellectual property; providing that a person who willfully, knowingly, and without authorization discloses or takes data, programs, or supporting documentation that is a trade secret or is confidential as provided by law residing or existing internal or external to an electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining the term "user"; providing that a person who willfully, knowingly, and without authorization accesses an electronic device, disrupts the ability to transmit data to or from a user of a computer, computer system, computer network, or electronic device, damages an electronic device or equipment or supplies used by an electronic device, introduces a computer contaminant into an electronic device, or engages in the audio or video surveillance of an individual by accessing a computer, computer system, computer network, or electronic device commits an offense against users of computers, computer systems, computer networks, or electronic devices; providing criminal penalties; providing exceptions; providing that the Florida Computer Crimes Act does not impose liability on certain providers of specified services; creating s. 815.061, F.S.; defining the term "public utility"; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Judiciary Committee, Justice Appropriations Subcommittee, K-12 Subcommittee and Representative(s) Steube, Adkins, Artiles, Combee, Diaz, M., Eagle, Fitzhagen, Grant, Hill, Patronis, Pilon, Porter, Raburn, Renuart, Rodrigues, R.—

CS for CS for CS for HB 753—A bill to be entitled An act relating to school safety; providing legislative intent; amending s. 790.115, F.S.; permitting a school superintendent, with approval of the school board, to authorize a school safety designee to carry a concealed weapon or firearm on school property; providing requirements for school safety designees; providing exceptions to the prohibition on possession of firearms or other specified devices on school property; providing for fingerprint processing and retention; requiring that fees shall be borne by the school safety designee or school; requiring the Criminal Justice Standards and Training Commission to develop a school safety program; amending s. 1006.07, F.S.; requiring school boards to formulate policies and procedures for managing active-shooter and hostage situations; requiring that active-shooter procedures for each school be developed in consultation with local law enforcement agencies; requiring that district school boards and private schools allow campus tours by local law enforcement agencies for specified purposes; requiring that all recommendations be documented; amending s. 1006.12, F.S.; permitting district school boards to commission one or more school safety officers on each school campus; amending ss. 435.04, 790.251, 921.0022, and 1012.315, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

—was referred to the Committees on Criminal Justice; Education; Appropriations Subcommittee on Education; and Appropriations.

By Appropriations Committee, Economic Development & Tourism Subcommittee and Representative(s) Peters, Berman, Beshears, Campbell, Clelland, Combee, Fitzhagen, Gaetz, Gibbons, Hager, Hooper, La Rosa, Oliva, Pigman, Pilon, Raburn, Raschein, Rodrigues, R., Rouson, Santiago, Stewart, Van Zant—

CS for CS for HB 979—A bill to be entitled An act relating to homelessness; amending s. 420.606, F.S.; revising legislative findings; requiring the Department of Economic Opportunity to provide training and technical assistance to certain designated lead agencies of homeless assistance continuums of care; requiring that the provision of such training and assistance be delegated to certain nonprofit entities; conforming provisions to changes made by the act; amending s. 420.622, F.S.; requiring the department to establish award levels for "Challenge Grants"; specifying criteria to determine award levels; requiring the department, after consultation with the Council on Homelessness, to specify a grant award level in the notice of solicitation of grant applications; revising qualifications for the grant; specifying authorized uses of grant funds; requiring a lead agency that receives a grant to submit a report to the department; providing for contingent effect; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Appropriations.

By State Affairs Committee, Government Operations Subcommittee, Rulemaking Oversight & Repeal Subcommittee and Representative(s) Richardson, Wood—

CS for CS for HB 7107—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; revising requirements for the content of notices of rule development; revising the scope of public workshops to include information gathering for the preparation of statements of estimated regulatory costs; revising requirements for notices of proposed rules; authorizing electronic delivery of notices to persons who have requested advance notice of agency rulemaking proceedings; revising requirements for an agency's filing of specified information with the Administrative Procedures Committee; creating a presumption of adverse impact on small business in specified circumstances; 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; tolling rulemaking deadlines during such separate proceedings; revising requirements for the contents of a notice of change; amending s. 120.541, F.S.; revising requirements for substantially affected persons to submit proposals for lower cost regulatory alternatives to a proposed rule following a notice of change; revising requirements for an agency's consideration of such

lower cost regulatory alternatives; providing for an agency's revision and publication of a revised statement of estimated regulatory costs in response to such lower cost regulatory alternatives; requiring the agency to provide specified documents on a website under specific circumstances; deleting definition of "transactional costs"; providing additional requirements for the calculation of estimated regulatory costs; amending s. 190.005, F.S., relating to the establishment of community development districts; requiring a petition to include a statement explaining the prospective economic impact of the establishment of a proposed district; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Appropriations.

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Hudson, Ahern, Albritton, Artiles, Beshears, Boyd, Broxson, Caldwell, Campbell, Coley, Combee, Corcoran, Cummings, Davis, Diaz, J., Gaetz, Hill, Hood, Hooper, Hutson, Ingram, La Rosa, Lee, Magar, Mayfield, McBurney, Metz, Moraitis, Moskowitz, Murphy, Nuñez, O'Toole, Pafford, Peters, Pigman, Pilon, Raburn, Raulerson, Rehwinkel Vasilinda, Renuart, Richardson, Roberson, K., Rodrigues, R., Rooney, Santiago, Steube, Stone, Taylor, Trujillo, Van Zant, Wood, Young—

CS for CS for HB 709—A bill to be entitled An act relating to Alzheimer's disease; amending s. 252.355, F.S.; requiring the Division of Emergency Management, in coordination with local emergency management agencies, to maintain a registry of persons with special needs; requiring the division to develop and maintain a special needs shelter registration program by a specified date; requiring specified agencies and authorizing specified health care providers to provide registration information to special needs clients or their caregivers and to assist emergency management agencies in registering persons for special needs shelters; amending s. 381.0303, F.S.; providing additional staffing requirements for special needs shelters; requiring special needs shelters to establish designated shelter areas for persons with Alzheimer's disease or related forms of dementia; authorizing the Department of Health, in coordination with the division, to adopt rules relating to standards for the special needs registration program; creating s. 381.82, F.S.; establishing the Ed and Ethel Moore Alzheimer's Disease Research Program within the department; requiring the program to provide grants and fellowships for research relating to Alzheimer's disease; creating the Alzheimer's Disease Research Grant Advisory Board; providing for appointment and terms of members; providing for organization, duties, and operating procedures of the board; requiring the department to provide staff to assist the board in carrying out its duties; requiring the board to annually submit recommendations for proposals to be funded; requiring a report to the Governor, Legislature, and State Surgeon General; exempting certain activities of the board from the Administrative Procedure Act; authorizing the department to adopt rules; providing that implementation of the program is subject to appropriation; amending s. 430.502, F.S.; updating the name of the memory disorder clinic established in Brevard County; requiring the Department of Elderly Affairs to develop minimum performance standards for memory disorder clinics to receive base-level annual funding; requiring the department to provide incentive-based funding, subject to appropriation, for certain memory disorder clinics; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Appropriations.

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Trujillo, Campbell, Cruz, Fresen, Rangel, Slosberg—

CS for CS for CS for HB 989—A bill to be entitled An act relating to human trafficking; amending s. 92.56, F.S.; including human trafficking within provisions providing for confidentiality of court records concerning certain offenses involving children; amending s. 960.065, F.S.; providing that victims of human trafficking are eligible for crime victim compensation awards under certain circumstances; amending s. 960.199, F.S.; allowing victims of human trafficking to be eligible for financial relocation assistance; amending s. 450.021, F.S.; prohibiting the employment of minors in adult theaters; amending s. 450.045, F.S.; requiring adult theaters to verify the ages of employees and independent

contractors and maintain specified documentation; amending s. 775.15, F.S.; eliminating the statute of limitations for prosecutions under a specified human trafficking provision; providing applicability; amending s. 787.06, F.S.; revising and providing penalties for various human trafficking offenses against minors and adults; amending s. 775.082, F.S.; providing a life sentence for a specified felony; creating s. 796.001, F.S.; providing legislative intent concerning prosecutions of certain offenses by adults involving minors; repealing ss. 796.03, 796.035, and 796.036, F.S., relating to procuring a person under the age of 18 for prostitution, selling or buying of minors into prostitution, and reclassification of certain violations involving minors, respectively; amending s. 796.05, F.S.; revising and providing penalties for deriving support from the proceeds of prostitution; amending s. 943.0583, F.S.; providing for expunction of criminal history records of certain criminal charges against victims of human trafficking that did not result in convictions; requiring destruction of investigative records related to such expunged records; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; amending ss. 39.01, 90.404, 772.102, 775.0877, 775.21, 787.01, 787.02, 794.056, 856.022, 895.02, 938.085, 938.10, 943.0435, 943.0585, 943.059, 944.606, 944.607, 948.013, and 948.32, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Appropriations.

By Economic Affairs Committee, Transportation & Economic Development Appropriations Subcommittee, Transportation & Highway Safety Subcommittee and Representative(s) Artes—

CS for CS for HB 7005—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 61.13016, F.S.; revising notification requirements with respect to the suspension of the driver license of a child support obligor; requiring delinquent child support obligors to provide certain documentation within a specified period in order to prevent the suspension of his or her driver license; amending s. 316.003, F.S.; defining the terms "sanitation vehicle" and "utility service vehicle" for purposes of the Florida Uniform Traffic Control Law; creating s. 316.0778, F.S.; defining the term "automated license plate recognition system"; requiring the Department of State to consult with the Department of Law Enforcement in establishing a retention schedule for records generated by the use of an automated license plate recognition system; amending s. 316.126, F.S.; requiring a driver to change lanes when approaching a sanitation or utility service vehicle performing a service-related task on the roadside; amending s. 316.193, F.S.; authorizing the court to order the placement of an ignition interlock device for certain first-time offenders of driving under the influence; authorizing the court to dismiss an order of impoundment or immobilization as a result of driving under the influence if the defendant provides proof to the court of the installation of a functioning, certified ignition interlock device; authorizing the court to order sobriety and drug monitoring in addition to specified ignition interlock device requirements; defining terms; amending s. 316.1937, F.S.; providing requirements for a person otherwise required to have an installed ignition interlock device to operate a leased motor vehicle in the course and scope of employment without installation of such device; amending s. 316.1938, F.S.; revising requirements for certification of ignition interlock devices; requiring contracts between the department and ignition interlock device service providers; providing contract requirements; requiring the provider to maintain confidentiality under specified provisions; providing for application of specified provisions; amending s. 316.1975, F.S.; providing that certain requirements for an unattended vehicle do not apply to a vehicle that is started by remote control under certain circumstances; amending s. 316.2126, F.S.; revising the time-frame for the authorized use of golf carts, low-speed vehicles, and utility vehicles related to seasonal delivery personnel; amending s. 316.2952, F.S.; revising a provision exempting a global position system device or similar satellite receiver device from the prohibition of attachments on windshields; amending s. 316.86, F.S.; revising provisions relating to the operation of vehicles equipped with autonomous technology on state roads for testing purposes; authorizing certain research organizations to operate such vehicles; deleting an obsolete provision; amending s. 318.15, F.S.; prohibiting the department from accepting the resubmission of certain driver license suspensions; amending s. 318.18, F.S.; providing for a clerk of court to designate a local governmental entity for disposition of certain parking citations; authorizing such entity to retain

the processing fee; amending s. 320.02, F.S.; requiring the department to withhold the renewal of registration or replacement registration of a motor vehicle identified in a notice submitted by a lienor for failure to surrender the vehicle; providing conditions under which a revalidation sticker or replacement license plate may be issued; amending ss. 320.08056 and 320.08058, F.S.; revising the names of certain specialty license plates; revising distribution of revenue received from the sale of a certain plate; revising requirements for the use of specialty license plate annual use fees; defining the term "administrative expenses"; amending s. 320.089, F.S.; creating a new military-related special use license plate that will be stamped with the word "Veteran"; amending s. 320.08062, F.S.; revising audit and attestation requirements for specialty license plate organizations and the department; revising procedures for discontinuance of revenue payments and deauthorization of a plate; directing the department to notify the Legislature within a certain time-frame if an organization has failed to use revenue in accordance with specified provisions; amending s. 320.083, F.S.; revising the requirements for a special license plate for certain amateur radio operators; amending s. 320.1316, F.S.; prohibiting the department from issuing a license plate, revalidation sticker, or replacement license plate for a vehicle, or a vessel registration number or decal for a vessel, identified in a notice from a lienor; requiring that a notice to surrender a vehicle or vessel be signed under oath by the lienor; authorizing a registered owner of a vehicle or vessel to bring a civil action to dispute a notice to surrender a vehicle or vessel or his or her inclusion on the list of persons who may not be issued a license plate, revalidation sticker, replacement license plate, or vessel registration number or decal; providing procedures for such a civil action; providing for the award of attorney fees and costs; amending s. 320.771, F.S.; requiring a licensed recreational vehicle dealer who applies for a supplemental license to hold certain off-premises sales to notify the local department office of the dates and location for such sales; specifying requirements for licensed recreational vehicle dealers to hold such sales; creating s. 322.032, F.S.; requiring the department to begin to review and prepare for the development of a system for issuing an optional digital proof of driver license; authorizing the department to contract with private entities to develop the system; providing requirements for digital proof of driver license; providing criminal penalties for manufacturing or possessing a false digital proof of driver license; amending s. 322.055, F.S.; reducing the mandatory period of revocation or suspension of, or delay in eligibility for, a driver license for persons convicted of certain drug offenses; requiring the court to make a determination as to whether a restricted license would be appropriate for persons convicted of certain drug offenses; amending s. 322.058, F.S.; requiring the department to reinstate the driving privilege and allow registration of a motor vehicle of a child support obligor upon receipt of an affidavit containing specified information; amending s. 322.059, F.S.; requiring the department to invalidate the digital proof of driver license for a person whose license or registration has been suspended; amending s. 322.141, F.S.; revising requirements for special markings on driver licenses and state identification cards for persons designated as sexual predators or subject to registration as sexual offenders to include persons so designated or subject to registration under the laws of another jurisdiction; amending s. 322.143, F.S.; providing for a first responder, emergency medical technician, or other authorized health care practitioner to access medical information through use of a person's driver license or identification card under certain conditions; amending s. 322.15, F.S.; authorizing a digital proof of driver license to be accepted in lieu of a physical driver license; amending s. 322.27, F.S.; providing for a clerk of court to remove a habitual traffic offender designation if the offender meets certain conditions; amending s. 322.2715, F.S.; authorizing ignition interlock device installation for at least 6 continuous months for a first offense of driving under the influence; creating s. 322.276, F.S.; authorizing the department to issue a driver license to a person whose license is suspended or revoked in another state under certain circumstances; amending s. 323.002, F.S.; providing that an unauthorized wrecker operator's wrecker, tow truck, or other motor vehicle used during certain offenses may be immediately removed and impounded; requiring an unauthorized wrecker operator to disclose in writing to the owner or operator of a motor vehicle certain information; requiring the unauthorized wrecker operator to provide a copy of the disclosure to the owner or operator in the presence of a law enforcement officer if such officer is at the scene of a motor vehicle accident; authorizing a law enforcement officer from a local governmental agency or state law enforcement agency to cause to be removed and impounded from the scene of a wrecked or disabled vehicle an unauthorized wrecker, tow truck, or other motor vehicle; authorizing the authority that caused the removal and impoundment to assess a cost recovery fine; requiring a

release form; requiring the wrecker, tow truck, or other motor vehicle to remain impounded until the fine is paid; providing the amounts for the cost recovery fine for first and subsequent violations; requiring the unauthorized wrecker operator to pay the fees associated with the removal and storage of the wrecker, tow truck, or other motor vehicle; amending s. 526.141, F.S.; requiring self-service gasoline pumps to display an additional decal containing specified information; requiring the Department of Agriculture and Consumer Services to confirm compliance by a specified date; providing for preemption of local laws and regulations pertaining to fueling assistance for certain motor vehicle operators; amending s. 526.142, F.S.; providing for preemption of local laws and regulations pertaining to air and vacuum devices; amending s. 562.11, F.S.; authorizing the court to direct the department to issue a restricted driver license to certain persons; amending s. 812.0155, F.S.; deleting a provision requiring the suspension of the driver license of a person adjudicated guilty of certain offenses; authorizing the court to direct the department to issue a restricted driver license to certain persons; amending s. 832.09, F.S.; providing that the suspension of a driver license of a person being prosecuted for passing a worthless check is discretionary; amending section 45 of chapter 2008-176, Laws of Florida; extending the prohibition of the issuance of new specialty license plates; directing the department to develop and present to the Governor and the Legislature a plan that addresses certain vehicle registration holds; directing the department to conduct and submit to the Governor and the Legislature a study on the effectiveness of ignition interlock device use; providing for the use of revenue received from the sale of certain specialty license plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Economic Affairs Committee, Economic Development & Tourism Subcommittee and Representative(s) Eagle—

CS for HB 7065—A bill to be entitled An act relating to emergency management; amending s. 252.921, F.S.; revising a short title provision; creating s. 252.9335, F.S.; exempting state employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact pursuant to a request for assistance from another state under certain circumstances; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; and Appropriations.

By Government Operations Subcommittee, Health Quality Subcommittee and Representative(s) Hudson, Campbell, Rooney—

CS for CS for HB 711—A bill to be entitled An act relating to public meetings and public records; amending s. 381.82, F.S.; providing an exemption from public records requirements for research grant applications provided to the Alzheimer's Disease Research Grant Advisory Board under the Ed and Ethel Moore Alzheimer's Disease Research Program and records generated by the board relating to review of the applications; providing an exemption from public meetings requirements

for those portions of meetings of the board during which the research grant applications are discussed; requiring the recording of closed portions of meetings; authorizing disclosure of such confidential information under certain circumstances; providing for legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 132, CS for SB 398, CS for CS for SB 536, CS for CS for SB 730, CS for CS for SB 754, SB 796, CS for SB 828, CS for CS for SB 836, CS for SB 1024, CS for CS for SB 1344 and CS for CS for CS for SB 1632; passed CS for CS for SB 226, CS for CS for SB 280, CS for SB 366, CS for SB 390, SB 520, SB 1262, CS for CS for SB 1278 and CS for CS for SB 1300 by the required constitutional two-thirds vote of the members voting.

Robert L. "Bob" Ward, Clerk

The bills contained in the foregoing messages were ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 25 was corrected and approved.

CO-INTRODUCERS

Senator Soto—CS for CS for SB 1150

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 7:13 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, April 29 or upon call of the President.

SENATE PAGES

April 28-May 2, 2014

Madeleine "Maddie" Ayers, Tampa; Rashad Bailey, South Bay; Allison Beaty, Tallahassee; Emma Boswell, DeLand; Hannah Boswell, DeLand; Austin Chapman, St. Augustine; Sarah Cibula, Riviera Beach; Harrison Edwards, Dade City; Hope Greenier, New Port Richey; Jarod Johnson, Madison; Benjamin "Ben" Sundook, Wellington; Zachary "Zach" Sundook, Wellington; Imani Thomas, Tallahassee.



Journal of the Senate

Number 19—Regular Session

Tuesday, April 29, 2014

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CALL TO ORDER

The Senate was called to order by President Gaetz at 10:00 a.m. A quorum present—35:

Mr. President	Flores	Negron
Altman	Galvano	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	

Excused: Senator Negron periodically for the purpose of working on Appropriations

PRAYER

The following prayer was offered by Senator Flores:

Today, we ask the Holy Spirit to fill our hearts with its holy gifts. Let our weakness be filled with your strength this very day, that we may fulfill the duties of our state and life conscientiously, that we may do what is right and just. Let my charity be such as to offend no one and hurt no one's feelings, so generous as to pardon sincerely any wrong done to me. Assist us in all the trials of life, enlighten us in our ignorance, advise us in our doubts, strengthen our weakness, help us in all needs and embarrassment, and console us in all afflictions. Graciously hear me, O Holy Spirit, and pour your light into my heart, my soul, and my mind. Assist us to live a holy life and to grow in goodness and grace. We ask this through Christ, our Lord. Amen.

PLEDGE

Senate Pages, Zach Sundook of Wellington and Emma Boswell of DeLand, 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. C. Christopher Pittman of Tampa, sponsored by Senator Brandes, as the doctor of the day. Dr. Pittman specializes in venous medicine.

MOMENT OF SILENCE

At the request of Senator Bullard, the Senate observed a moment of silence honoring the lives affected by the tornadoes this week in Arkansas and Alabama.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

APPOINTMENT REPORTS

The Honorable Don Gaetz
President, The Florida Senate
April 29, 2014

Dear President Gaetz:

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>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Accountancy Appointee: Lane, James M.	10/31/2017
Jacksonville Aviation Authority Appointee: Kilbane, Patrick J.	09/30/2017
Board of Architecture and Interior Design Appointees: Fernandez, Hector C. O'Doski, Ivette Arango	10/31/2017 10/31/2014
Florida Board of Auctioneers Appointee: Shearer, Donald L.	10/31/2017
Greater Orlando Aviation Authority Appointee: Kruppenbacher, Frank	04/16/2018
Florida State Boxing Commission Appointee: Martinez, Tirso P.	09/30/2017
Florida Building Code Administrators and Inspectors Board Appointees: Jones, Peter W. McCormick, Robert S.	10/31/2017 10/31/2017
Florida Building Commission Appointees: Gilson, David R. Meyer, Elizabeth	01/06/2017 02/07/2017
Board of Chiropractic Medicine Appointee: Heagy, Danita Thomas	10/31/2016
Florida Citrus Commission Appointees: Garavaglia, Michael J., Jr. Hancock, Jonathan Ned Pines, Francisco J.	06/30/2016 06/30/2016 06/30/2016

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Hillsborough County Civil Service Board Appointee: Tennant, William S.	07/02/2017	Board of Trustees of St. Johns River State College Appointee: Keith, Brian E.	05/31/2017
Regulatory Council of Community Association Managers Appointee: Warren, Dawn	10/31/2017	Board of Trustees of Seminole State College Appointee: Lockhart, Amy L.	05/31/2017
Florida Communities Trust Appointee: Jones, Gregory	01/31/2017	Board of Trustees of Tallahassee Community College Appointee: Vaughn, G. Kevin	05/31/2017
Florida Commission on Community Service Appointees: Galvano, Julie Schultz, Kerry Anne Wihbey, Jean A.	09/14/2016 09/14/2015 09/14/2015	Board of Trustees of Valencia College Appointees: Crossman, John M. Grulich, Maria Maguire, Raymer F., III	05/31/2017 05/31/2017 05/31/2017
Board of Trustees of College of Central Florida Appointee: Balfour, Sandra	05/31/2017	State of Florida Correctional Medical Authority Appointee: Langston, Katherine E.	07/01/2016
Board of Trustees of Chipola College Appointee: Stuart, Virginia "Gina" C.	05/31/2017	Board of Dentistry Appointee: Pyle, Timothy S.	10/31/2016
Board of Trustees of Daytona State College Appointees: Escudero, Stanley T. Lubi, Garry R.	05/31/2015 05/31/2014	State Board of Education Appointee: Johnson, Marva Brown	12/31/2017
Board of Trustees of Edison State College Appointees: Loche, Eric C. Rhone, Braxton C. Vernon, Christopher T.	05/31/2014 05/31/2017 05/31/2017	Electrical Contractors' Licensing Board Appointees: Barr, Bruce D. Botknecht, David H.	10/31/2014 10/31/2017
Board of Trustees of Florida Keys Community College Appointee: Spottswood, Elena G.	05/31/2014	Board of Professional Engineers Appointees: Dove, Roland P. Hahn, Warren G. Rambo-Roddenberry, Michelle D.	10/31/2017 10/31/2017 10/31/2017
Board of Trustees of Gulf Coast State College Appointees: Crisp, Donald R. Warriner, David P.	05/31/2017 05/31/2017	Board of Directors, Enterprise Florida, Inc. Appointee: Beyrouti, Jay J.	09/30/2017
Board of Trustees of Indian River State College Appointees: Davis, Vicki Krischke, Sandra J.	05/31/2017 05/31/2017	Fish and Wildlife Conservation Commission Appointee: Yablonski, Brian S.	01/05/2019
Board of Trustees of Florida Gateway College Appointees: McInnis, Kathryn Land Tepedino, Miguel J.	05/31/2017 05/31/2014	Board of Governors of the State University System Appointee: Doyle, Daniel M., Jr.	01/06/2017
Board of Trustees of Lake-Sumter State College Appointees: Butler, Marcia M. Jones, Bret Morris, Timothy "Tim" Wahl, Peter F.	05/31/2017 05/31/2017 05/31/2017 05/31/2015	Board of Hearing Aid Specialists Appointees: Fischer, John E. Moore, Douglas R. Pickard, Robert E.	10/31/2014 10/31/2016 10/31/2017
Board of Trustees of State College of Florida, Manatee-Sarasota Appointee: Wyatt, Robert A.	05/31/2017	Citrus County Hospital Board Appointees: Joseph, Krista K. Ressler, Deborah L.	07/11/2017 07/05/2017
Board of Trustees of Miami-Dade College Appointees: Bucelo, Armando J., Jr. Ferre, Helen A. Navarro, Bernardo	05/31/2017 05/31/2017 05/31/2017	Florida Housing Finance Corporation Appointee: Wheeler, Howard L., Jr.	11/13/2014
Board of Trustees of North Florida Community College Appointee: Lyons, Ricky	05/31/2017	Commission for Independent Education Appointee: Matos, Ilia Y.	06/30/2014
Board of Trustees of Palm Beach State College Appointee: Williams, Carolyn L.	05/31/2017	Governor's Mansion Commission Appointee: Vickers, Samuel H.	09/30/2017
Board of Trustees of Pasco-Hernando Community College Appointee: Musunuru, Rao	05/31/2017	Board of Massage Therapy Appointees: Davis, Guery L. Havard, Robyn Dohn Nixon, Lydia R.	10/31/2014 10/31/2016 10/31/2017
Board of Trustees of Pensacola State College Appointees: Carlan, Carol H. Simmons, Chip W. White, Frank Wilson, Stephania Stanley Woll, Herbert	05/31/2017 05/31/2014 05/31/2014 05/31/2014 05/31/2017	Board of Medicine Appointees: Goersch, Brigitte Rivera Lopez, Jorge	10/31/2017 10/31/2017
Board of Trustees of Polk State College Appointee: Garcia, Ricardo	05/31/2017	Board of Pilot Commissioners Appointees: Nielsen, Stephen Phipps, Cheryl A. Winegeart, James Perrow	10/31/2017 10/31/2016 10/31/2017
		Board of Podiatric Medicine Appointee: Koppel, Scott T.	10/31/2017

<p><i>Office and Appointment</i></p> <p>Tampa Port Authority Appointees: Allman, Patrick H., III Celestan, Gregory</p> <p>Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc. Appointees: Hanas, Richard L. Reeves, James J.</p> <p>Florida Real Estate Appraisal Board Appointee: del Valle, Armando</p> <p>Apalachee Regional Planning Council, Region 2 Appointees: Brimmer, Edward E. Cutshaw, Steven Grant, Henry G. Miller, Lisa Stephens, Donald R.</p> <p>Tampa Bay Regional Planning Council, Region 8 Appointees: DiCeglie, Nick Sebesta, Robert A. Sheridan, Scott D.</p> <p>Southwest Florida Regional Planning Council, Region 9 Appointee: Graham, Suzanne T.</p> <p>Treasure Coast Regional Planning Council, Region 10 Appointee: Overdorf, Tobin R.</p> <p>South Florida Regional Planning Council, Region 11 Appointee: Hernandez, Nelson L.</p> <p>State Retirement Commission Appointees: Jackson, Priscilla Cheryl Smith, J. Layne Zacks, Paul H.</p> <p>Florida Transportation Commission Appointee: Ellington, Donald L.</p> <p>Governing Board of the St. Johns River Water Management District Appointees: Miklos, John A. Yetter, Carla E.</p> <p>Big Cypress Basin Board of the South Florida Water Management District Appointees: Farmer, David H. Kitchener, Marielle</p> <p>Governing Board of the Southwest Florida Water Management District Appointee: Babb, Michael A.</p> <p>Governing Board of the Suwannee River Water Management District Appointees: Alexander, Alphonas Williams, Guy N.</p> <p>The following executive appointments were referred to the Senate Committee on Education and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:</p> <p><i>Office and Appointment</i></p> <p>State Board of Education Appointee: Lipsey, Rebecca Fishman</p> <p>Board of Trustees, Florida A & M University Appointee: Moore, Kimberly Ann</p> <p>Board of Trustees, University of Florida Appointees: Heavener, James W. Rosenberg, Jason J. Scott, Steven M.</p>	<p><i>For Term Ending</i></p> <p>02/06/2018 11/25/2017</p> <p>09/30/2017 09/30/2015</p> <p>10/31/2017</p> <p>10/01/2015 10/01/2015 10/01/2015 10/01/2016 10/01/2015</p> <p>10/01/2015 10/01/2016 10/01/2016</p> <p>10/01/2015</p> <p>10/01/2014</p> <p>10/01/2016</p> <p>12/31/2017 12/31/2016 12/31/2015</p> <p>09/30/2017</p> <p>03/01/2018 03/01/2018</p> <p>03/01/2017 03/01/2017</p> <p>03/01/2018 03/01/2018</p> <p><i>For Term Ending</i></p> <p>12/31/2017</p> <p>01/06/2018</p> <p>01/06/2016 01/06/2016 01/06/2018</p>	<p>The following executive appointments were referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:</p> <p><i>Office and Appointment</i></p> <p>Governing Board of the South Florida Water Management District Appointees: Barber, Frederick T., III Hutchcraft, Mitchel A. Powers, Kevin P.</p> <p>Executive Director of South Florida Water Management District Appointee: Guillory, Blake C.</p> <p>The following executive appointment was referred to the Senate Committee on Transportation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:</p> <p><i>Office and Appointment</i></p> <p>Florida Transportation Commission Appointee: Wright, Kenneth W.</p> <p>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. The Senate Committee on Ethics and Elections conducted an inquiry concerning the qualifications of the appointees; however, the Committee on Ethics and Elections did not hold a public hearing for the following appointees. Therefore, the Senate Committee on Ethics and Elections makes no recommendations and in accordance with s. 114.05(1)(c), Florida Statutes, respectfully submits for Senate consideration:</p> <p><i>Office and Appointment</i></p> <p>Jacksonville Aviation Authority Appointee: Carson, Giselle</p> <p>Florida Building Commission Appointee: Bassett, Steven C.</p> <p>Board of Chiropractic Medicine Appointee: Dougherty, Kenneth J.</p> <p>Board of Trustees of Edison State College Appointee: Donalds, Byron</p> <p>Board of Trustees of Tallahassee Community College Appointee: Kilpatrick, Jonathan A.</p> <p>Board of Dentistry Appointee: Tejera, Tinerfe J.</p> <p>Board of Hearing Aid Specialists Appointee: Hernandez, Maria G.</p> <p>Governor's Mansion Commission Appointee: Bear, Belle Y.</p> <p>Board of Medicine Appointee: Stringer, Merle P.</p> <p>Tampa Bay Regional Planning Council, Region 8 Appointee: Moore, Mike</p> <p>Governing Board of the Northwest Florida Water Management District Appointee: Roberts, George A.</p> <p>Except as specifically noted above, 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 in-</p>	<p><i>For Term Ending</i></p> <p>03/01/2015 03/01/2017 03/01/2017</p> <p>Pleasure of the Board</p> <p><i>For Term Ending</i></p> <p>09/30/2014</p> <p><i>For Term Ending</i></p> <p>09/30/2017 12/08/2017 10/31/2017 05/31/2017 05/31/2017 10/31/2017 10/31/2014 09/30/2014 10/31/2017 10/01/2015 03/01/2018</p>
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dicated. In aid of such inquiry, the committees held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;

(2) Senate action on said appointments be taken prior to the adjournment of the 2014 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Jack Latvala, Chair

On motion by Senator Latvala, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—30

Mr. President	Evers	Margolis
Altman	Flores	Richter
Bean	Galvano	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Detert	Latvala	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in the Executive Appointment of Julie Galvano provide a special private gain or loss to an immediate family member or business associate of mine. The nature of the interest and the persons or entities involved are specified below:

My spouse, Julie Galvano, was on the list of executive appointments to be considered for Senate confirmation on April 29, 2014. Julie was nominated as an appointee for the Commission on Community Service.

As permitted by Senate Rule, I may vote on this matter.

Senator Bill Galvano, 26th District

SUSPENSION REPORTS

The Honorable Don Gaetz
President of the Senate

April 29, 2014

Dear President Gaetz:

The following Notaries Public were suspended by Executive Order of the Governor. Those Executive Orders were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate. Each of these individuals was advised of his or her right to a hearing and that failure to request a hearing within 30 days would constitute a waiver of the right to a hearing. Each of the individuals has waived his or her right to a hearing. The following is a

list of the Notaries Public:

Executive Order Number

EO 2013-138

EO 2013-181

EO 2013-183

EO 2013-185

EO 2013-214

EO 2013-252

EO 2013-255

EO 2013-258

EO 2013-260

EO 2013-273

EO 2013-275

EO 2013-288

EO 2013-291

EO 2013-292

EO 2013-293

EO 2013-296

EO 2013-298

EO 2013-329

EO 2013-364

EO 2014-27

EO 2014-53

EO 2014-56

EO 2014-57

EO 2014-58

EO 2014-59

EO 2014-60

EO 2014-61

EO 2014-62

EO 2014-70

EO 2014-73

EO 2014-76

EO 2014-77

EO 2014-78

EO 2014-79

Notary Public

Diaz Solis, Alma

Rodriguez, Ana

Correa, Barbara

Voytukhov, Svetlana

Faris, Carlos

Yera, Patricia

Romand, Jr., James P.

Firing, Kendall W.

Isenman, Jennifer

Cloutier, Kyle

De La Torre, Judith

Castro, Rebeca

Moran, Kimberly

Marte, Eulogia Y.

Poventud, Jose

Fennell, Gloria Evon

Entrekin, Jamie L.

Rua, Roesmel

Moreno, Joseph Allan

Urena, Ana Luisa

Collins, Ricky L.

Flores, Robert

Jopko, Wendy L.

Knowles, Carolyn Ann

Revels, Kimberly K.

Antich, Gary

Hardman, Mary Lou

Moura, Ronald

Johnson, Jerry

Pitts, Jeremy

Cribbs, Melissa G.

Teston, Stephanie

Ortiz, Natasha

Scarborough, Tammy

In light of the fact that each of the aforementioned Notaries Public waived his or her right to a hearing, it is my recommendation that, pursuant to Article IV, S. 7(b), of the State Constitution, the Senate vote to remove the foregoing Notaries Public.

Respectfully submitted,
Jack Latvala, Chair

On motion by Senator Latvala, the report was adopted and the Senate removed from office the Notaries Public contained in the foregoing report of the committee.

The vote was:

Yeas—37

Mr. President	Flores	Montford
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	Thrasher
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

The Honorable Don Gaetz
President of the Senate

April 29, 2014

Re: Suspension of:
PABON, Maria E.
Notary Public

Dear President Gaetz:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Maria E. Pabon.

By Executive Order Number 13-295 filed with the Secretary of State on October 14, 2013, and pursuant to Article IV, Section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Maria E. Pabon as a Notary Public alleging that a complaint was filed against her which alleges that she committed notary misconduct by notarizing a document when the signer was not present, that she failed to complete a jurat or notarial certificate specifying the form of identification relied upon, and that she notarized a signature without satisfactory evidence of the signatory's identity in violation of ss. 117.107(9), 117.05(4)(f), and 117.05(5), Florida Statutes. The Executive Order also alleges that the Executive Office of the Governor attempted to contact her via mail on June 10, 2013, July 10, 2013, and July 31, 2013. Those letters required Ms. Pabon to provide a sworn, written response to the complaint. Ms. Pabon was also advised that she was required by the letter dated July 10, 2013, to update her address with the Department of State. The Executive Order alleges that she failed to do so in violation of s. 117.01(2), Florida Statutes. Ms. Pabon was also advised that she was required to cooperate with the investigation in the July 10, 2013, letter. The Executive Order alleges that she failed to cooperate with the investigation in violation of s. 117.01(4)(c), Florida Statutes. The Executive Order also alleges that the Governor's Office, via letter dated August 26, 2013, required Ms. Pabon's immediate resignation. According to the Executive Order, Ms. Pabon did not provide the required resignation.

Pursuant to Article IV, Section 7(b), Fla. Const., the Committee on Ethics and Elections met and conducted a hearing to determine whether to remove or reinstate Ms. Pabon on April 7, 2014. The Governor was represented by Thomas "Bo" Winokur, Esq. Ms. Pabon, representing herself, appeared by telephone. The following are the Committee's findings of fact and conclusions of law pertaining to each of the allegations.

Summary of the Evidence Presented

The Executive Order alleges that Ms. Pabon committed notary misconduct by notarizing a document when the signer was not present, by failing to complete a jurat or notarial certificate specifying the form of identification relied upon, and by notarizing a signature without satisfactory evidence of the signatory's identity in violation of ss.

117.107(9), 117.05(4)(f), and 117.05(5), Florida Statutes. The Executive Order alleges that she failed to update her address with the Department of State in violation of s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that she failed to cooperate with the investigation in violation of s. 117.01(4)(c), Florida Statutes.

At the hearing, Mr. Winokur presented the Notary Public Commission Application, Surety Bond, and the Notary Section Internet Complaint Form in which Mr. Miguel De Leon Olmeda alleges that Ms. Pabon notarized a Quit Claim Deed purporting to transfer his real property to his daughter and her husband. He further alleges that he never signed the deed and requests that Ms. Pabon be investigated for notarizing the deed without proper verification. Finally, he alleges that he did not go to Orlando during the year 2013. Mr. Winokur also presented a photocopy of the Quit Claim Deed indicating that Miguel De Leon, Grantor, conveyed the real property to Dalbi Ortiz. The Quit Claim Deed appears to have been signed by Miguel De Leon as Grantor, and was witnessed by Josue Vargas and Angel Fuentes. The Quit Claim Deed was notarized by Maria E. Pabon. The jurat does not specify what identification method was used to identify Mr. De Leon. It does indicate that the document was signed in Ms. Pabon's presence.

Mr. Winokur also presented copies of letters dated June 10, 2013; July 10, 2013; July 31, 2013; August 26, 2013; and September 18, 2013. The letters dated June 10, 2013, and July 10, 2013, advise Ms. Pabon that a complaint was received and that she was required to submit a sworn written response to the allegations pursuant to s. 117.01(4)(c), Florida Statutes. The letter dated July 31, 2013, informs Ms. Pabon that she has failed to cooperate with the investigation as required by law and that she was required to immediately resign as a notary. The letter dated August 26, 2013, outlines the attempts to notify her of the complaint, require a response, and require her resignation. That letter also notifies her that, pursuant to s. 117.01(2), Florida Statutes, she is required to update her change in address within 60 days. Again, that letter demanded her resignation, demanded a response to the allegations in the complaint by Mr. Miguel De Leon Olmeda, and provided that failure to respond within a specified period would be grounds for suspension. The letter dated September 18, 2013, again outlines the steps taken by the Governor to notify Ms. Pabon and warns her that failure to respond within 15 days will result in disciplinary action, up to and including the suspension of her notary commission. In the subject line of that letter, it includes, "Response Due By October 8, 2013." Mr. Winokur presented a return receipt from the U.S. Postal Service indicating that the letter dated September 18, 2013, was delivered to the correct address for Ms. Pabon on September 21, 2013.

Finally, Mr. Winokur presented the sworn written response from Maria E. Pabon dated October 2, 2013. In that response, Ms. Pabon states that her son, Josue Vargas, appeared at her house with Dalbi Ortiz. She states that she recognized Mr. Ortiz because he owns the garage shop where her son has worked for 5 years. They came with an older man that they said was Miguel De Leon, the father of Mr. Ortiz' ex-wife. Ms. Pabon states that she asked for his license, but he said that he left it in his vehicle and did not have it with him. According to Ms. Pabon, the three men arrived at her house in Mr. Ortiz' vehicle. She states, "I personally know Dalbi Ortiz and that this was satisfactory evidence that the person whose signature was to be notarized by me was who Dalbi Ortiz described him to be, his father-in-law Miguel De Leon." The Executive Office of the Governor stated that it did not receive correspondence until after the October 14, 2013, Executive Order suspending Ms. Pabon was entered. Mr. Winokur did not state when Ms. Pabon's letter dated October 2, 2013, was received. There is no stamp on that letter indicating when the Executive Office of the Governor received the letter.

Mr. Winokur did not provide any evidence as to whether the Quit Claim Deed was signed in the presence of Ms. Pabon. It appears that the Governor's only contentions concerning the notarization of the signature were that the jurat failed to specify the type of identification relied upon and that the person who signed the document was not Miguel De Leon Olmeda, the property owner.

Ms. Pabon, after being placed under oath, testified to the same facts that she laid out in her sworn written response to the complaint. Specifically, she testified that the person who identified himself as Miguel De Leon did not have his drivers license and that she relied upon the word of Mr. Dalbi Ortiz to establish that the person signing the document was Mr. De Leon. Ms. Pabon also testified that she did not receive

any notices until she received the September 18, 2013, letter. Ms. Pabon testified that she responded to that letter. The only letter by Ms. Pabon that was entered into the record was the letter dated October 2, 2013. Ms. Pabon did not provide any evidence as to when she sent the letter or when it was received by the Executive Office of the Governor. The only additional evidence concerning delivery of her letter dated October 2, 2013, is a copy of the letter that appears to show that Ms. Pabon unsuccessfully attempted to fax the letter to the Executive Office of the Governor. Ms. Pabon also testified that her failure to update her address with the Department of State was because she was very busy and was working a lot of hours and did not remember or realize that she needed to do so.

Findings of Fact and Conclusions of Law

Article IV, Section 7(a), Fla. Const., provides that the Governor may suspend a notary public for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform official duties, or commission of a felony. Pursuant to Article IV, Section 7(b), Florida Constitution, the Senate may remove or reinstate the suspended official.

The Florida Statutes further illuminate what constitutes malfeasance, misfeasance, or neglect of duty by a notary public. Specifically, section 117.01, Florida Statutes, in pertinent part provides:

(4) The Governor may suspend a notary public for any of the grounds provided in s. 7, Art. IV of the State Constitution. Grounds constituting malfeasance, misfeasance, or neglect of duty include, but are not limited to, the following:

(c) Failure to cooperate or respond to an investigation by the Governor's office or the Department of State regarding a complaint.

(g) Failure to report a change in business or home address or telephone number, or failure to submit documentation to request an amended commission after a lawful name change, within the specified period of time.

Based upon the evidence presented, the Committee finds the following:

Mr. Winokur presented no evidence contradicting the statement in the jurat that the document was signed in Ms. Pabon's presence. Therefore, the Committee on Ethics and Elections concludes that the allegation that Ms. Pabon notarized a signature when the signatory was not present was NOT PROVED.

The Committee on Ethics and Elections concludes that Ms. Pabon may be removed from office based on any or all of the following grounds:

1) FAILURE TO SPECIFY WHAT TYPE OF IDENTIFICATION WAS USED TO ESTABLISH THE SIGNER'S IDENTITY.

Ms. Pabon did not contest the authenticity of the Quit Claim Deed. The jurat on that document contains no statement about what type of identification was used to establish the signer's identity. The Committee finds that the allegation that Ms. Pabon failed to provide a properly completed jurat that detailed the type of identification used to establish the signer's identity WAS PROVED.

Based upon competent and substantial evidence, the Committee has found that Ms. Pabon did not specify in the jurat the type of identification used to establish the signer's identity as required in s. 117.05(4)(f), Florida Statutes. Under the facts of this case, the failure to specify the type of identification in the jurat constitutes misfeasance. Therefore, Ms. Pabon may be removed for failing to specify in the jurat the type of identification used to establish the signer's identity.

2) NOTARIZING A DOCUMENT WITHOUT SATISFACTORY EVIDENCE OF THE SIGNATORY'S IDENTITY.

Ms. Pabon admitted, in writing and in her testimony, that she did not view Mr. De Leon's identification. While section 117.05(5), Florida Statutes, permits a person to rely upon an identification made by another person, those provisions require submission of a sworn written statement containing certain information. Ms. Pabon did not argue that she had such a sworn statement. Rather, she testified that she relied upon the identification made by Dalbi Ortiz. The allegation that Ms. Pabon

notarized the Quit Claim Deed without satisfactory evidence of the signatory's identity WAS PROVED.

Based upon competent and substantial evidence, the Committee has found that Ms. Pabon notarized the Quit Claim Deed without satisfactory evidence of the signatory's identity as required by s. 117.05(5), Florida Statutes. Under the facts of this case, the failure to obtain satisfactory evidence of the signatory's identity constitutes neglect of duty. Therefore, Ms. Pabon may be removed for failing to obtain satisfactory evidence of the signatory's identity.

3) FAILURE TO UPDATE ADDRESS

Mr. Winokur introduced letters informing Ms. Pabon that she was required to update her address. At the hearing, Ms. Pabon testified that she did not update her address. The allegation that Ms. Pabon did not update her address with the Department of State as required by s. 117.01(2), Florida Statutes, WAS PROVED.

Based on competent and substantial evidence, the Committee has found that Ms. Pabon did not update her address as required by s. 117.01(2), Florida Statutes. Section 117.01(4)(g), Florida Statutes, provides that failure to update her address constitutes neglect of duty. Having found that Ms. Pabon did not update her address as required by law, and that such failure or refusal constitutes neglect of duty, the Senate may remove Ms. Pabon for failing to update her address as required by law.

4) REFUSAL TO COOPERATE WITH AN INVESTIGATION

The Executive Order alleged that Ms. Pabon failed or refused to cooperate with an investigation. Several letters were introduced, most of which were sent to the correct mailing address for Ms. Pabon, that require a response. The final letter indicated that if a response was not received by October 8, 2013, Ms. Pabon would be suspended. Mr. Winokur stated that Ms. Pabon did not respond. The only evidence to the contrary offered was a sworn statement sent by Ms. Pabon dated October 2, 2013. Ms. Pabon introduced no evidence that that letter was successfully sent to the Executive Office of the Governor prior to October 2, 2013. The allegation that Ms. Pabon failed or refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by s. 117.01(4)(c), Florida Statutes, WAS PROVED.

Based on competent and substantial evidence, the Committee has found that Ms. Pabon refused to cooperate or respond to an investigation by the Executive Office of the Governor. Section 117.01(4)(c), Florida Statutes, specifically provides that refusal to cooperate or respond to an investigation by the Governor's Office constitutes neglect of duty. Having found that Ms. Pabon failed or refused to cooperate or respond to the investigation being conducted by the Executive Office of the Governor, and that such failure or refusal constitutes neglect of duty, the Senate may remove Ms. Pabon for failing or refusing to cooperate with the investigation.

Based on the foregoing, the Committee on Ethics and Elections advises and recommends that this report be presented to the Florida Senate in open session and be published in full in the Journal. The Committee further recommends that the Florida Senate, pursuant to Article IV, Section 7(b), Florida Constitution, section 112.45, Florida Statutes, and Senate Rule 12, MARIA E. PABON BE REMOVED FROM THE OFFICE OF NOTARY PUBLIC.

Sincerely,
Jack Latvala, Chair

On motion by Senator Latvala, the report was adopted and the Senate removed Maria E. Pabon from the office of Notary Public contained in the foregoing report of the committee.

The vote was:

Yeas—39

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores

Galvano	Latvala	Simmons
Garcia	Lee	Simpson
Gardiner	Legg	Smith
Gibson	Margolis	Sobel
Grimsley	Montford	Soto
Hays	Richter	Stargel
Hukill	Ring	Thompson
Joyner	Sachs	Thrasher

Nays—None

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thrasher, by two-thirds vote **CS for SB 598** and **SB 1084** were withdrawn from Appropriations; and **CS for CS for HB 851** was withdrawn from Education; Judiciary; Appropriations Subcommittee on Education; and Appropriations, and placed on the Special Order Calendar for Wednesday, April 30, 2014.

On motion by Senator Thrasher, by two-thirds vote **CS for SB 788**, **SB 1234**, and **CS for CS for SB 1594** were withdrawn from Appropriations and placed on the Special Order Calendar for Thursday, May 1, 2014.

SPECIAL PRESENTATION

Senator Thompson was recognized for a presentation portraying the life of Bessie “Queen Bess” Coleman and her contributions to the advancement of minorities and women. Bessie Coleman was the first black aviator in the world.

ADOPTION OF RESOLUTIONS

SENATOR GARDINER PRESIDING

On motion by Senator Thompson—

By Senator Thompson—

SR 1712—A resolution recognizing pioneering aviatrix Bessie “Queen Bess” Coleman as we celebrate the centennial of the world’s first scheduled commercial airline, the St. Petersburg-Tampa Airboat Line.

WHEREAS, on January 1, 1914, Tony Jannus made aviation history by flying the Benoist XIV on the inaugural 23-minute flight of the St. Petersburg-Tampa Airboat Line, the world’s first scheduled commercial airline, and

WHEREAS, the events of that day fostered an industry that has made worldwide travel not only possible, but practical, and

WHEREAS, that pioneering flight exemplifies the entrepreneurial spirit that has evolved into an industry that has an economic impact in this state of nearly \$100 billion and in the nation of more than \$1.3 trillion, and

WHEREAS, one of those who was inspired by that flight was a young African-American woman named Bessie Coleman, who had been regaled by her brothers with tales of French women flying airplanes during World War I, and

WHEREAS, while working as a manicurist in Chicago, Bessie Coleman met Robert S. Abbott, publisher of The Chicago Defender, who encouraged her to go to France to study flying and, later, joined others in sponsoring her in that effort, and

WHEREAS, on June 15, 1921, Bessie Coleman received her license from the prestigious Federation Aeronautique Internationale (FAI) and became the first African-American/Native-American female licensed pilot in the world, and

WHEREAS, in September 1921, Bessie Coleman returned to a segregated United States, but nevertheless became a media sensation,

performing in air shows across the country, but only at venues where the audience was desegregated and everyone attending used the same entrance gates, and

WHEREAS, wanting to make her living as a pilot, Bessie Coleman returned to Europe for advanced training in acrobatic flying, returning to the United States in 1922 and living for a time in Orlando, and

WHEREAS, after surviving a plane crash in February 1923, in which she sustained serious injuries, Bessie Coleman resumed flying and, the following year, flew in a Texas air show, and

WHEREAS, on April 30, 1926, while preparing for a May Day celebration air show in Jacksonville, Bessie Coleman fell from her plane 1,000 feet to her death after a loose wrench became wedged in the open gearbox, causing her mechanic, who was piloting the plane, to lose control, and

WHEREAS, after a well-attended memorial service in Jacksonville, a funeral was held in Orlando, and Bessie Coleman was buried in Chicago, where, each year on the anniversary of her death, African-American aviators, both men and women, fly in formation over Lincoln Cemetery and drop flowers on her grave, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That we recognize aviation pioneer Bessie “Queen Bess” Coleman as we celebrate the centennial of the world’s first scheduled commercial airline flight and remember Bessie Coleman’s contribution to the advancement of minorities and women on the occasion of the 88th anniversary of her tragic death and the 100th anniversary of passenger flight that originated in Florida.

— **SR 1712** was introduced out of order and read in full by publication. On motion by Senator Thompson, **SR 1712** was adopted.

SPECIAL GUESTS

Senator Gardiner introduced his son, Andrew Gardiner, who was present in the chamber and joined Senator Gardiner at the rostrum.

BILLS ON THIRD READING

THE PRESIDENT PRESIDING

Consideration of **CS for CS for SB 586** and **CS for CS for SB 764** was deferred.

SB 732—A bill to be entitled An act relating to the Stanley G. Tate Florida Prepaid College Program; amending s. 1009.98, F.S.; redefining the term “tuition differential”; revising the purchase date of an advance payment contract as it relates to the amount paid by the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary; prohibiting the amount of the aggregate sum of registration fees, the tuition differential fee, and local fees paid by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for the aggregate sum of those fees; prohibiting the amount of the dormitory fees paid for by the board to a state university on behalf of a qualified beneficiary of an advance payment contract from exceeding a certain percentage of the amount charged by the state university for those fees; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Galvano, **SB 732** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Benacquisto	Bullard
Abruzzo	Bradley	Clemens
Altman	Brandes	Dean
Bean	Braynon	Detert

Diaz de la Portilla	Hukill	Simmons
Evers	Joyner	Simpson
Flores	Latvala	Smith
Galvano	Legg	Sobel
Garcia	Margolis	Soto
Gardiner	Montford	Stargel
Gibson	Richter	Thompson
Grimsley	Ring	Thrasher
Hays	Sachs	

Nays—None

Consideration of **CS for CS for HB 7037** was deferred.

SB 592—A bill to be entitled An act relating to criminal justice; amending s. 944.70, F.S.; requiring the Department of Corrections to verify the authenticity of certain court orders before releasing a person from incarceration; providing an exception; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **SB 592** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Richter
Abruzzo	Flores	Ring
Altman	Galvano	Sachs
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Bradley	Grimsley	Smith
Brandes	Hays	Sobel
Braynon	Hukill	Soto
Bullard	Joyner	Stargel
Clemens	Latvala	Thompson
Dean	Legg	Thrasher
Detert	Margolis	
Diaz de la Portilla	Montford	

Nays—None

HB 97—A bill to be entitled An act relating to dentists and dental hygienists; amending s. 766.1115, F.S.; revising the definition of the term “contract”; requiring that a contract with a governmental contractor for health care services include a provision allowing a voluntary contribution toward certain dental laboratory work; providing that the contribution may not exceed the actual amount of the dental laboratory charges; providing an effective date.

—as amended April 28 was read the third time by title.

On motion by Senator Hays, **HB 97** as amended was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Flores	Ring
Abruzzo	Garcia	Sachs
Altman	Gibson	Simmons
Bean	Grimsley	Simpson
Benacquisto	Hays	Smith
Bradley	Hukill	Sobel
Brandes	Joyner	Soto
Braynon	Latvala	Stargel
Clemens	Lee	Thompson
Dean	Legg	Thrasher
Detert	Montford	
Evers	Richter	

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla, Galvano

CS for CS for HB 7037—A bill to be entitled An act relating to residential communities; amending s. 468.431, F.S.; revising the term “community association management”; creating s. 468.4334, F.S.; providing powers and duties of community association managers and community association management firms; authorizing the indemnification of a community association manager or community association management firm under certain conditions; amending s. 718.116, F.S.; requiring a release of lien to be in a specific form; requiring a pre-foreclosure notice to be in a specific form; amending s. 718.121, F.S.; requiring a pre-lien notice to be in a specific form; amending s. 719.108, F.S.; deleting a provision providing for the expiration of certain liens; revising notice requirements; requiring a pre-lien notice to be in a specific form; providing for execution and effect of lien; providing for the content of a recording notice; requiring a release of lien to be in a specific form; amending s. 720.3085, F.S.; requiring a release of lien to be in a specific form; requiring a pre-lien notice to be in a specific form; requiring a pre-foreclosure notice to be in a specific form; providing requirements for the execution of a claim of lien; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **CS for CS for HB 7037** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Margolis
Abruzzo	Evers	Montford
Altman	Flores	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Simmons
Bradley	Gardiner	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher

Nays—3

Gibson	Joyner	Sachs
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CS for CS for CS for HB 641—A bill to be entitled An act relating to computer crimes; amending s. 721.071, F.S.; conforming a cross-reference; amending s. 815.02, F.S.; revising legislative findings; amending s. 815.03, F.S.; revising and providing definitions; amending s. 815.04, F.S.; providing that a person who willfully, knowingly, and without authorization introduces a computer contaminant to a specified device or modifies, renders unavailable, or destroys data, programs, or supporting documentation residing or existing internal or external to a specified device commits an offense against intellectual property; providing that a person who willfully, knowingly, and without authorization discloses or takes data, programs, or supporting documentation that is a trade secret or is confidential as provided by law residing or existing internal or external to an electronic device commits an offense against intellectual property; providing criminal penalties; amending s. 815.06, F.S.; defining the term “user”; providing that a person who willfully, knowingly, and without authorization accesses an electronic device, disrupts the ability to transmit data to or from a user of a computer, computer system, computer network, or electronic device, damages an electronic device or equipment or supplies used by an electronic device, introduces a computer contaminant into an electronic device, or engages in the audio or video surveillance of an individual by accessing a computer, computer system, computer network, or electronic device commits an offense against users of computers, computer systems, computer networks, or electronic devices; providing criminal penalties; providing exceptions; providing that the Florida Computer Crimes Act does not impose liability on certain providers of specified services; creating s. 815.061, F.S.;

defining the term “public utility”; prohibiting a person from willfully, knowingly, and without authorization engaging in specified activities against a computer, computer system, computer network, or electronic device owned, operated, or used by a public utility; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for CS for HB 641** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	Thrasher

Nays—None

CS for SB 408—A bill to be entitled An act relating to an infectious disease elimination pilot program; creating the “Miami-Dade Infectious Disease Elimination Act (IDEA)”; amending s. 381.0038, F.S.; requiring the Department of Health to establish a sterile needle and syringe exchange pilot program in Miami-Dade County; providing for administration of the pilot program by the department or a designee; establishing pilot program criteria; providing that the distribution of needles and syringes under the pilot program is not a violation of the Florida Comprehensive Drug Abuse Prevention and Control Act or any other law; providing conditions under which a pilot program staff member or participant may be prosecuted; prohibiting the collection of participant identifying information; providing for the pilot program to be funded through private grants and donations; providing for expiration of the pilot program; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations regarding the pilot program to the Legislature; providing rulemaking authority; providing for severability; providing an effective date.

—as amended April 28 was read the third time by title.

On motion by Senator Braynon, **CS for SB 408** as amended was passed and certified to the House. The vote on passage was:

Yeas—30

Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Galvano	Richter
Brandes	Garcia	Ring
Braynon	Gibson	Sachs
Bullard	Grimsley	Simmons
Clemens	Hays	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Thompson

Nays—10

Mr. President	Hukill	Stargel
Benacquisto	Legg	Thrasher
Bradley	Negron	
Gardiner	Simpson	

CS for HB 225—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are younger than a specified age; requiring the use of a separate carrier, integrated child seat, or child booster seat for such children; providing exceptions; providing penalties; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for HB 225** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Negron
Abruzzo	Evers	Richter
Altman	Flores	Ring
Bean	Galvano	Sachs
Benacquisto	Gardiner	Simmons
Bradley	Gibson	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Bullard	Latvala	Soto
Clemens	Lee	Stargel
Dean	Margolis	Thompson
Detert	Montford	Thrasher

Nays—3

Garcia	Grimsley	Legg
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Vote after roll call:

Yea—Hays

Nay to Yea—Garcia

HB 427—A bill to be entitled An act relating to traveling across county lines to commit felony offenses; creating s. 843.22, F.S.; providing definitions; prohibiting a person who resides in this state from crossing a county boundary with the intent to commit certain felony offenses in a county other than that of his or her residence; providing criminal penalties; amending s. 903.046, F.S.; providing that such an alleged violation may be considered as a factor in determining whether to release a defendant on bail or other conditions; providing an effective date.

—as amended April 28 was read the third time by title.

On motion by Senator Hukill, **HB 427** as amended was passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Flores	Legg
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gardiner	Simmons
Brandes	Grimsley	Simpson
Dean	Hays	Stargel
Detert	Hukill	Thrasher
Diaz de la Portilla	Latvala	
Evers	Lee	

Nays—15

Abruzzo	Gibson	Sachs
Bradley	Joyner	Smith
Braynon	Margolis	Sobel
Bullard	Montford	Soto
Clemens	Ring	Thompson

CS for CS for HB 511—A bill to be entitled An act relating to cancer control and research; amending s. 1004.435, F.S.; revising definitions;

revising the membership of the Florida Cancer Control and Research Advisory Council and selection of the council chairperson; authorizing renewal of member terms; revising compensation of council members; renaming the Florida Cancer Plan; requiring the council to collaborate with the Florida Biomedical Research Advisory Council to formulate and review a statewide research plan; requiring the council to develop and review a statewide treatment plan; deleting council, Board of Governors, and State Surgeon General duties relating to the awarding of grants and contracts for cancer-related programs; deleting council duties relating to the development of written summaries of treatment alternatives; deleting financial aid provisions and the Florida Cancer Control and Research Fund; amending ss. 458.324, and 459.0125, F.S.; conforming provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Sobel, **CS for CS for HB 511** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Bullard	Latvala	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

Nays—None

Vote after roll call:

Yea—Garcia

Vote preference:

April 30, 2014: Yea—Grimsley

SENATOR LEE PRESIDING

CS for CS for CS for HB 807—A bill to be entitled An act relating to residential properties; amending s. 509.013, F.S.; revising the definition of the term “public lodging establishment”; amending s. 509.032, F.S.; providing that timeshare projects are not subject to annual inspection requirements; amending s. 509.221, F.S.; providing nonapplicability of certain public lodging establishment requirements to timeshare projects; amending s. 509.241, F.S.; providing that a condominium association that does not own any units classified as timeshare projects is not required to apply for or receive a public lodging establishment license; amending s. 509.242, F.S.; revising the definition of the term “public lodging establishment” to include a “timeshare project”; deleting reference to the term “timeshare plan” in the definition of “vacation rental”; defining the term “timeshare project”; amending s. 509.251, F.S.; providing that timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application; amending s. 712.05, F.S.; clarifying existing law relating to notification for purposes of preserving marketable title; amending s. 718.111, F.S.; authorizing an association to inspect and repair abandoned condominium units; providing conditions to determine if a unit is abandoned; providing a mechanism for an association to recover costs associated with maintaining an abandoned unit; providing that in the absence of an insurable event, the association or unit owners are responsible for repairs; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing condominium association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; amending s. 718.112, F.S.; providing that a board

or committee member’s participation in a meeting via real-time videoconferencing, Internet-enabled videoconferencing, or similar electronic or video communication counts toward a quorum and that such member may vote as if physically present; prohibiting the board from voting via e-mail; amending s. 718.116, F.S.; defining the term “previous owner” for purposes of provisions relating to the liability of condominium unit owners for assessments; limiting the present owner’s liability for unpaid assessments under specified circumstances; amending s. 718.117, F.S.; prohibiting a new attempt to terminate a condominium from being proposed for a specified period if a plan of termination fails to receive the required approval; repealing s. 718.50151, F.S., relating to the Community Association Living Study Council and membership functions; amending s. 718.707, F.S.; extending the date by which a condominium parcel must be acquired in order for a person to be classified as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; providing that an owner may consent in writing to the disclosure of certain contact information; requiring an outgoing cooperative association board or committee member to relinquish all official records and property of the association within a specified time; providing a civil penalty for failing to relinquish such records and property; providing dates by which financial reports for an association must be completed; specifying that members must receive copies of financial reports; requiring specific types of financial statements for associations of varying sizes; providing exceptions; providing a mechanism for waiving or increasing financial reporting requirements; amending s. 719.106, F.S.; providing for suspension from office of a director or officer who is charged with one or more of certain felony offenses; providing procedures for filling such vacancy or reinstating such member under specific circumstances; providing a mechanism for a person who is convicted of a felony to be eligible for board membership; creating s. 719.128, F.S.; providing emergency powers of a cooperative association; amending s. 720.303, F.S.; requiring a board meeting to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; providing that an owner may consent in writing to the disclosure of certain contact information; amending s. 720.306, F.S.; requiring a meeting of the members to be held at a location accessible to physically handicapped persons upon request of certain authorized persons; providing for specified notice to members in lieu of copies of an amendment; creating s. 720.316, F.S.; providing emergency powers of a homeowners’ association; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **CS for CS for CS for HB 807** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 863—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.066, F.S.; specifying that the required statement must be completed and sworn to for each confidential crash report requested; providing an effective date.

—was read the third time by title.

On motion by Senator Galvano, **CS for HB 863** was passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hays	Smith
Clemens	Hukill	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	Thrasher

Nays—1

Joyner

Vote after roll call:

Yea—Mr. President, Brandes

Consideration of **CS for CS for HB 7051** was deferred.

CS for HB 1065—A bill to be entitled An act relating to licensed massage therapists; amending s. 456.0135, F.S.; requiring an applicant for licensure under chapter 480, F.S., to submit to certain fingerprinting requirements; requiring fingerprints to be enrolled in the national retained print arrest notification program and the Care Provider Background Screening Clearinghouse; amending s. 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending the license of a massage therapist or establishment for certain offenses; amending s. 480.041, F.S.; requiring an applicant for a massage therapist license to submit to certain background screening requirements; requiring a massage therapist who was issued a license before a specified date to submit to certain background screening requirements by a specified date; requiring the Board of Massage Therapy to deny an application for a new or renewal massage therapy license for certain offenses; amending s. 480.043, F.S.; requiring a person with a specified interest in an establishment to submit to certain background screening requirements; authorizing the department to adopt rules related to corporate assets; requiring the department to deny an application for a new or renewal massage establishment license for certain offenses; requiring a person with a specified interest in a massage establishment that was issued a license before a specified date to submit to certain background screening requirements by a specified date; providing an exemption for certain licensed physicians; conforming a cross-reference; amending s. 480.0465, F.S.; conforming a cross-reference; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for HB 1065** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Evers	Legg
Altman	Flores	Margolis
Bean	Galvano	Montford
Benacquisto	Garcia	Richter
Bradley	Gardiner	Ring
Brandes	Gibson	Sachs
Braynon	Grimsley	Simmons
Bullard	Hays	Simpson
Clemens	Hukill	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel

Thompson Thrasher

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 1131—A bill to be entitled An act relating to emergency allergy treatment; amending s. 381.88, F.S.; defining terms; expanding provisions to apply to all emergency allergy reactions, rather than to insect bites only; creating s. 381.885, F.S.; authorizing certain health care practitioners to prescribe epinephrine auto-injectors to an authorized entity; authorizing such entities to maintain a supply of epinephrine auto-injectors; authorizing certified individuals to use epinephrine auto-injectors; authorizing uncertified individuals to use epinephrine auto-injectors under certain circumstances; providing immunity from liability; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for HB 1131** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for CS for HB 487—A bill to be entitled An act relating to agricultural industry certifications; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to annually provide to the State Board of Education and the Department of Education information and industry certifications for farm occupations to be considered for placement on industry certification funding lists; amending s. 1003.492, F.S.; defining industry certification as part of career education programs; requiring the state board to adopt rules for implementing an industry certification process for farm occupations; amending s. 1003.4935, F.S.; conforming a cross-reference; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for CS for CS for HB 487** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Dean	Grimsley
Altman	Detert	Hays
Bean	Diaz de la Portilla	Hukill
Benacquisto	Evers	Joyner
Bradley	Flores	Latvala
Brandes	Galvano	Lee
Braynon	Garcia	Legg
Bullard	Gardiner	Margolis
Clemens	Gibson	Montford

Richter	Simpson	Stargel
Ring	Smith	Thompson
Sachs	Sobel	Thrasher
Simmons	Soto	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 1714—A bill to be entitled An act relating to malt beverages; amending s. 561.221, F.S.; clarifying three-tier system exceptions and application with respect to the manufacture, distribution, and sale of malt beverages; revising requirements for licensure and operation of manufacturers and vendors; defining the term “licensee”; providing legislative intent; amending s. 561.37, F.S.; revising bond requirements for brewers; reenacting s. 563.022(14), F.S., relating to prohibited interests between a manufacturer and a distributor of malt beverages, to incorporate the amendments made to s. 561.221(2), F.S., in a reference thereto; revising provisions relating to shipment of products to or between breweries; amending s. 563.06, F.S.; revising provisions relating to the sale of malt beverages at retail in containers of specified sizes, to conform to changes made by the act; creating s. 563.061, F.S.; defining the term “growler”; providing requirements for and limitations on the filling, refilling, and sale or distribution of growlers; reenacting s. 561.11(1), F.S., relating to authority of the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to adopt rules to implement the Beverage Law, to incorporate the amendments made to the Beverage Law by this act for such purposes; providing an effective date.

—as amended April 28 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Stargel moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (337160)—Delete line 55 and insert:

(2)(a) *Notwithstanding s. 561.22, s. 561.42, or any other*

Amendment 2 (684090)—Delete line 71 and insert:
s. 563.022(14)(d), *all malt beverages received from the*

On motion by Senator Stargel, **CS for CS for SB 1714** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Gardiner	Ring
Abruzzo	Grimsley	Sachs
Benacquisto	Hays	Simmons
Bradley	Hukill	Simpson
Braynon	Lee	Smith
Diaz de la Portilla	Legg	Sobel
Evers	Margolis	Soto
Flores	Montford	Stargel
Galvano	Negron	Thompson
Garcia	Richter	Thrasher

Nays—10

Altman	Clemens	Joyner
Bean	Dean	Latvala
Brandes	Detert	
Bullard	Gibson	

CS for CS for SB 586—A bill to be entitled An act relating to brownfields; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80,

F.S.; revising procedures for designation of brownfield areas by local governments; providing procedures for adoption of a resolution; providing requirements for notice and public hearings; authorizing local governments to use a term other than “brownfield area” when naming such areas; amending s. 376.82, F.S.; providing an exemption from liability for property damage for entities that execute and implement certain brownfield site rehabilitation agreements; providing for applicability; providing an effective date.

—as amended April 11 was read the third time by title.

Senator Smith moved the following amendment:

Amendment 1 (588730) (with title amendment)—Between lines 239 and 240 insert:

Section 4. Subsection (5) is added to section 403.709, Florida Statutes, to read:

403.709 Solid Waste Management Trust Fund; use of waste tire fees.—There is created the Solid Waste Management Trust Fund, to be administered by the department.

(5)(a) *Notwithstanding subsection (1), a solid waste landfill closure account is established within the Solid Waste Management Trust Fund to provide funding for the closing and long-term care of solid waste management facilities. The department may use funds from the account to contract with a third party for the closing and long-term care of a solid waste management facility if:*

1. *The facility has or had a department permit to operate the facility;*
2. *The permittee provided proof of financial assurance for closure in the form of an insurance certificate;*
3. *The facility is deemed to be abandoned or was ordered to close by the department;*
4. *Closure is accomplished in substantial accordance with a closure plan approved by the department; and*
5. *The department has written documentation that the insurance company issuing the closure insurance policy will provide or reimburse the funds required to complete closing and long-term care of the facility.*

(b) *The department shall deposit the funds received from the insurance company as reimbursement for the costs of or long-term care of the facility into the solid waste landfill closure account.*

And the title is amended as follows:

Delete lines 2-15 and insert: An act relating to waste; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas by local governments; providing procedures for adoption of a resolution; providing requirements for notice and public hearings; authorizing local governments to use a term other than “brownfield area” when naming such areas; amending s. 376.82, F.S.; providing an exemption from liability for property damage for entities that execute and implement certain brownfield site rehabilitation agreements; providing for applicability; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund; authorizing the Department of Environmental Protection to use funds to contract with certain parties; requiring the department to deposit certain funds into the solid waste landfill closure account; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Smith moved the following substitute amendment:

Amendment 2 (506190) (with title amendment)—Between lines 239 and 240 insert:

Section 4. Subsection (5) is added to section 403.709, Florida Statutes, to read:

403.709 Solid Waste Management Trust Fund; use of waste tire fees.—There is created the Solid Waste Management Trust Fund, to be administered by the department.

(5)(a) Notwithstanding subsection (1), a solid waste landfill closure account is established within the Solid Waste Management Trust Fund to provide funding for the closing and long-term care of solid waste management facilities. The department may use funds from the account to contract with a third party for the closing and long-term care of a solid waste management facility if:

- 1. The facility has or had a department permit to operate the facility;
2. The permittee provided proof of financial assurance for closure in the form of an insurance certificate;
3. The facility is deemed to be abandoned or was ordered to close by the department;
4. Closure is accomplished in substantial accordance with a closure plan approved by the department; and
5. The department has written documentation that the insurance company issuing the closure insurance policy will provide or reimburse the funds required to complete closing and long-term care of the facility.

(b) The department shall deposit the funds received from the insurance company as reimbursement for the costs of closing or long-term care of the facility into the solid waste landfill closure account.

And the title is amended as follows:

Delete lines 2-15 and insert: An act relating to waste; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas by local governments; providing procedures for adoption of a resolution; providing requirements for notice and public hearings; authorizing local governments to use a term other than "brownfield area" when naming such areas; amending s. 376.82, F.S.; providing an exemption from liability for property damage for entities that execute and implement certain brownfield site rehabilitation agreements; providing for applicability; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund; authorizing the Department of Environmental Protection to use funds to contract with certain parties; requiring the department to deposit certain funds into the solid waste landfill closure account; providing an effective date.

On motion by Senator Smith, substitute Amendment 2 (506190) was withdrawn. The question recurred on Amendment 1 (588730), by Senator Smith, which was withdrawn.

Pending further consideration of CS for CS for SB 586, on motion by Senator Altman, by two-thirds vote CS for CS for CS for HB 325 was withdrawn from the Committees on Environmental Preservation and Conservation; Community Affairs; and Judiciary.

On motion by Senator Altman, by two-thirds vote—

CS for CS for CS for HB 325—A bill to be entitled An act relating to brownfields; amending s. 376.78, F.S.; revising legislative intent with regard to community revitalization in certain areas; amending s. 376.80, F.S.; revising procedures for designation of brownfield areas; authorizing local governments to use a term other than "brownfield area" when naming such areas; amending s. 376.82, F.S.; providing certain liability protection against claims of property damages; providing applicability; providing an effective date.

—a companion measure, was substituted for CS for CS for SB 586 as amended April 11 and read the second time by title. On motion by Senator Altman, by two-thirds vote CS for CS for CS for HB 325 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 3 columns: Mr. President, Bean, Brandes, Abruzzo, Benacquisto, Braynon, Altman, Bradley, Bullard

Table with 3 columns: Clemens, Dean, Detert, Diaz de la Portilla, Evers, Flores, Galvano, Garcia, Gardiner, Gibson, Grimsley, Hays, Hukill, Joyner, Latvala, Lee, Margolis, Montford, Richter, Ring, Sachs, Simmons, Smith, Sobel, Soto, Stargel, Thompson, Thrasher

Nays—None

Vote after roll call:

Yea—Legg

CS for CS for HB 7051—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 472.027, F.S.; directing the Board of Professional Surveyors and Mappers to adopt rules establishing specified standards of practice; amending s. 493.6108, F.S.; revising conditions relating to the examination of fingerprint records for private investigative, security, and repossession service licenses; amending s. 493.6113, F.S.; providing conditions for renewal of certain firearm licenses; amending s. 493.6115, F.S.; authorizing certain firearms licensees to carry specified handguns; amending s. 493.6305, F.S.; providing conditions under which certain licensees are authorized to carry concealed firearms; amending s. 501.016, F.S.; providing for consumer claims against certain bonds posted by health studios; amending s. 501.059, F.S.; prohibiting telephone solicitation of certain donors; repealing s. 501.143, F.S., relating to the Dance Studio Act; amending s. 501.603, F.S.; defining the term "novelty payment"; amending s. 501.611, F.S.; providing for consumer claims against certain bonds posted by commercial telephone sellers; amending s. 501.616, F.S.; prohibiting commercial telephone sellers from accepting specified payments; amending s. 501.913, F.S.; providing for expiration of antifreeze registration certificates; amending s. 525.16, F.S.; revising administrative fine provisions for gasoline and oil proprietors; creating s. 526.015, F.S.; prohibiting the sale and distribution of certain lubricating oil; amending s. 526.50, F.S.; deleting the definition of the term "permit year"; amending s. 526.51, F.S.; revising provisions for issuance and renewal of permits to sell brake fluid; amending s. 539.001, F.S.; providing for consumer claims against certain bonds posted by pawnbroking licensees; revising administrative fine and civil penalty provisions for pawnbroker licensees; amending s. 559.929, F.S.; providing for consumer claims against certain bonds posted by sellers of travel; amending s. 943.059, F.S.; requiring the subject of a sealed criminal history record to provide such information when applying for a concealed weapon or concealed firearm permit; providing applicability; amending ss. 205.1969, 472.025, 501.015, 627.7842, and 718.104, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

—was read the third time by title.

Pursuant to Rule 7.1(1), there being an objection, consideration of late-filed Amendment (593230) failed to receive the required two-thirds vote.

On motion by Senator Detert, CS for CS for HB 7051 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Detert, Joyner, Abruzzo, Diaz de la Portilla, Latvala, Altman, Evers, Lee, Bean, Flores, Legg, Benacquisto, Galvano, Margolis, Bradley, Garcia, Montford, Brandes, Gardiner, Richter, Braynon, Gibson, Ring, Bullard, Grimsley, Sachs, Clemens, Hays, Simmons, Dean, Hukill, Simpson

Smith	Soto	Thompson
Sobel	Stargel	Thrasher

Nays—None

RECESS

On motion by Senator Thrasher, the Senate recessed at 11:54 a.m. to reconvene at 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by Senator Gardiner at 2:00 p.m. A quorum present—38:

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Lee	Stargel
Dean	Legg	Thompson
Detert	Margolis	Thrasher
Diaz de la Portilla	Montford	

LOCAL BILL CALENDAR**MOTION**

On motion by Senator Thrasher, the rules were waived and **HB 605**, **HB 809**, **HB 817**, **HB 885**, **CS for HB 911**, **HB 915**, **HB 919**, **CS for HB 929**, **HB 931**, **CS for HB 949**, **CS for HB 951**, **CS for HB 1023**, **CS for HB 1143**, **CS for HB 1145**, **HB 1199**, **HB 1297**, **HB 1335**, **CS for HB 1337**, **HB 1367**, **CS for CS for HB 1373**, **HB 1399**, **HB 1401**, **CS for HB 1441**, **CS for CS for HB 1443**, and **CS for CS for HB 1445** on the Local Bill Calendar were withdrawn from the Committee on Rules, read a second and third time by title, and passed this day.

HB 605—A bill to be entitled An act relating to alcoholic beverage licenses, Lake and Sumter Counties; amending chapter 2002-334, Laws of Florida; revising criteria for special alcoholic beverage licenses for certain entities operating within the Town of Lady Lake and certain entities operating within Sumter County; providing an effective date.

—was read the second time by title. On motion by Senator Hays, by two-thirds vote **HB 605** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 809—A bill to be entitled An act relating to Manatee County; repealing chapters 30957 (1955), 61-2455, 63-1581, 69-1283, 72-615, 79-506, 80-535, 91-395, and 96-511, Laws of Florida, relating to the Manatee County Law Library, certain license and court fees collected for use by the library, the Manatee County Law Library Committee, and the law librarian; providing an effective date.

—was read the second time by title. On motion by Senator Galvano, by two-thirds vote **HB 809** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 817—A bill to be entitled An act relating to the City of Cocoa, Brevard County; providing for the municipal annexation of the Pinecrest Cemetery and Evergreen Memorial Park; providing boundaries; providing an effective date.

—was read the second time by title. On motion by Senator Altman, by two-thirds vote **HB 817** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 885—A bill to be entitled An act relating to Manatee County; repealing chapter 30961 (1955), Laws of Florida, relating to mandatory nonprofit use conditions in leases and conveyances; providing an effective date.

—was read the second time by title. On motion by Senator Galvano, by two-thirds vote **HB 885** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bean	Brandes
Abruzzo	Benacquisto	Braynon
Altman	Bradley	Bullard

Clemens	Hays	Sachs
Dean	Hukill	Simmons
Detert	Joyner	Simpson
Diaz de la Portilla	Latvala	Smith
Evers	Lee	Sobel
Flores	Legg	Soto
Galvano	Margolis	Stargel
Garcia	Montford	Thompson
Gardiner	Negron	Thrasher
Gibson	Richter	
Grimsley	Ring	

Nays—None

CS for HB 911—A bill to be entitled An act relating to the City of Panama City, Bay County; designating boundaries of entertainment districts within the downtown area of the city; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to make special allowances for existing bona fide licensees operating within such entertainment districts for the sale of certain alcoholic beverages for consumption off the premises at outdoor events on public rights-of-way and public park property; requiring that such events be declared by the city commission; providing that special allowances are in addition to certain other authorized temporary permits; requiring the bona fide licensees to comply with all other statutory requirements; providing an exemption from general law; providing an effective date.

—was read the second time by title. On motion by Senator Gaetz, by two-thirds vote **CS for HB 911** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 915—A bill to be entitled An act relating to the Board of Trustees of Bay Medical Center, Bay County; amending chapter 2005-343, Laws of Florida; providing for the removal of a certain board member; providing an effective date.

—was read the second time by title. On motion by Senator Gaetz, by two-thirds vote **HB 915** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Dean	Hays
Abruzzo	Detert	Hukill
Altman	Diaz de la Portilla	Joyner
Bean	Evers	Latvala
Benacquisto	Flores	Lee
Bradley	Galvano	Legg
Brandes	Garcia	Margolis
Braynon	Gardiner	Montford
Bullard	Gibson	Negron
Clemens	Grimsley	Richter

Ring	Smith	Thompson
Sachs	Sobel	Thrasher
Simmons	Soto	
Simpson	Stargel	

Nays—None

HB 919—A bill to be entitled An act relating to the Bay County Tourist Development Council, Bay County; revising membership of the council; providing an exception to general law; providing an effective date.

—was read the second time by title. On motion by Senator Gaetz, by two-thirds vote **HB 919** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 929—A bill to be entitled An act relating to Little Gasparilla Island, Charlotte County; providing an exception to general law; authorizing future modifications to certain single-family docks, multislip docks, and multifamily docks under certain circumstances; providing that applications filed pursuant to the requirements of the act are full and final settlement of specified claims; limiting the state's liability if a court makes certain determinations relating to such docks; authorizing the Department of Environmental Protection to take enforcement action against docks or owners of riparian parcels or upland interests associated with docks that do not meet specified criteria after a specified date; providing for applicability; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote **CS for HB 929** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 931—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended; extending the period in which funds received under chapter 175, F.S., shall be used to reduce employee contributions to the West Palm Beach Firefighters Pension Fund; clarifying that such funds are not refundable as employee contributions; authorizing vested members to request refund of contributions in lieu of a benefit; requiring payment of certain benefits to a designated beneficiary; clarifying requirement for certain members to take a lump sum distribution of their entire lump sum accumulated sick leave and vacation leave within a specified time after their termination of employment in certain circumstances; reducing actuarial assumed rate of return; providing an effective date.

—was read the second time by title. On motion by Senator Clemens, by two-thirds vote **HB 931** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 949—A bill to be entitled An act relating to the East Naples Fire Control and Rescue District, Collier County; amending chapter 2000-444, Laws of Florida, as amended; revising boundaries of the district for purposes of annexing the Isles of Capri Fire and Rescue District into the district; requiring a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Richter, by two-thirds vote **CS for HB 949** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 951—A bill to be entitled An act relating to Collier County; merging the East Naples Fire Control and Rescue District and the Golden Gate Fire Control and Rescue District to create a new district; creating and establishing an independent special fire control district to be known as the Greater Naples Fire Rescue District; providing that the district is an independent special district; providing legislative intent;

providing for applicability of chapters 191 and 189, F.S., and other general laws; providing a district charter; providing boundaries; providing for a district board; providing an exception to general law; providing authority of the board; providing for staff; providing duties and powers of the board; providing for elections to the board; providing for salaries of board members; providing for removal of board members; providing a savings clause for the existing district authority to levy up to 1.5 mills; providing for bonds; providing for raising of revenue; providing for taxation; providing findings; providing for impact fees; providing for collection and disbursement of such fees; providing for deposit of taxes, assessments, and fees and authority to disburse funds; providing for immunity from tort liability; providing for liberal construction; providing for severability; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing for the determination of millage; repealing chapters 2000-392, 2012-231, 2004-433, and 2000-444, Laws of Florida, relating to the East Naples Fire Control and Rescue District and the Golden Gate Fire Control and Rescue District; transferring all assets and liabilities of the existing districts to the Greater Naples Fire Rescue District; requiring a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Richter, by two-thirds vote **CS for HB 951** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 1023—A bill to be entitled An act relating to the Canaveral Port District, Brevard County; providing legislative intent; codifying, amending, repealing, and reenacting special acts relating to the district; providing severability; providing purpose and construction; providing an effective date.

—was read the second time by title. On motion by Senator Altman, by two-thirds vote **CS for HB 1023** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 1143—A bill to be entitled An act relating to the Acme Improvement District, Palm Beach County; amending chapter 2012-256, Laws of Florida; clarifying boundaries; providing an effective date.

—was read the second time by title. On motion by Senator Abruzzo, by two-thirds vote **CS for HB 1143** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 1145—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended, relating to the West Palm Beach Police Pension Fund; revising funding of share accounts, member contributions, and refunds; providing an effective date.

—was read the second time by title. On motion by Senator Clemens, by two-thirds vote **CS for HB 1145** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 1199—A bill to be entitled An act relating to the Orange County Civic Facilities Authority, Orange County; repealing chapter 2005-324, Laws of Florida; abolishing the authority; transferring assets and liabilities of the authority; providing an effective date.

—was read the second time by title. On motion by Senator Thompson, by two-thirds vote **HB 1199** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Diaz de la Portilla
Abruzzo	Braynon	Evers
Altman	Bullard	Flores
Bean	Clemens	Galvano
Benacquisto	Dean	Garcia
Bradley	Detert	Gardiner

Gibson	Margolis	Smith
Grimsley	Montford	Sobel
Hays	Negron	Soto
Hukill	Richter	Stargel
Joyner	Ring	Thompson
Latvala	Sachs	Thrasher
Lee	Simmons	
Legg	Simpson	

Nays—None

HB 1297—A bill to be entitled An act relating to the Lealman Special Fire Control District, Pinellas County; amending chapter 2000-426, Laws of Florida, as amended; providing for future annexation of certain unincorporated territory; providing an effective date.

—was read the second time by title. On motion by Senator Brandes, by two-thirds vote **HB 1297** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 1335—A bill to be entitled An act relating to the Loxahatchee Groves Water Control District, Palm Beach County; amending chapter 99-425, Laws of Florida, as amended; providing for the dedication of road right-of-way easements to the public; providing requirements for such dedication; providing for prima facie evidence of such public road right-of-way easements; exempting certain property of an electric utility; assigning continuing traffic control jurisdiction on all public roads within the district to the Town of Loxahatchee Groves; providing an effective date.

—was read the second time by title. On motion by Senator Abruzzo, by two-thirds vote **HB 1335** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 1337—A bill to be entitled An act relating to the Loxahatchee Groves Water Control District, Palm Beach County; amending chapter 99-425, Laws of Florida, as amended; providing for the dedication of canal maintenance easements to the district; providing requirements for such dedication; providing for prima facie evidence of such maintenance easements; providing for the use of maintenance easements for recreational trail purposes by the public through district permits issued to the Town of Loxahatchee Groves; providing that any permit issued by the district to the town for perpetual use by the public for recreational trail purposes shall satisfy property control requirements for state grant purposes; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Abruzzo, by two-thirds vote **CS for HB 1337** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 1367—A bill to be entitled An act relating to the City of Vero Beach, Indian River County; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue up to a specified number of temporary permits to a nonprofit civic organization to sell alcoholic beverages for consumption on the premises at outdoor events on public right-of-way and public park property in the downtown area of Vero Beach; providing that the permits authorized by the act are in addition to certain other authorized temporary permits; requiring the nonprofit civic organization to comply with certain statutory requirements in obtaining the permits authorized by the act; providing an effective date.

—was read the second time by title. On motion by Senator Altman, by two-thirds vote **HB 1367** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for HB 1373—A bill to be entitled An act relating to Lee County; creating the Village of Estero; providing a charter; providing

legislative intent; providing for a council-manager form of government; providing boundaries; providing municipal powers; providing for a village council and composition thereof; providing for eligibility, terms, duties, compensation, and reimbursement of expenses of council members; providing for a mayor and vice mayor; providing scheduling requirements of council meetings; prohibiting interference with village employees; providing for filling of vacancies and forfeiture of office; providing that the council is the sole judge of qualifications of its members; authorizing the council to investigate affairs relating to the village and the conduct of any village department, office, or agency; providing criminal penalties; providing for the appointment of a village manager, village attorney, and village clerk and the qualifications, removal, powers, and duties thereof; providing for the establishment of village departments, agencies, personnel, and boards; defining terms; providing for the adoption of ordinances and resolutions; providing for the adoption of an annual budget and appropriations; providing for supplemental and emergency appropriations and the reduction and transfer of appropriations; providing for the establishment of a 5-year capital program; providing for an annual independent audit; providing that the state is not liable for financial shortfalls of the village; providing for nonpartisan elections and matters relating thereto; providing for seven village council districts; providing for the recall of council members; providing for initiative and referendum; providing for a code of ethics; providing for future amendments to the charter; providing for severability; providing a village transition schedule and procedures for the first election; providing for first-year expenses; providing for adoption of transitional ordinances and resolutions, comprehensive plans, and land development regulations; providing for accelerated entitlement to state-shared revenues; providing for entitlement to all local revenue sources allowed by general law; providing for the sharing of communications services tax revenues; providing for receipt and distribution of local option gas tax revenues; providing for waiver of specified eligibility provisions; requiring a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Richter, by two-thirds vote **CS for CS for HB 1373** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

HB 1399—A bill to be entitled An act relating to the Hillsborough County Aviation Authority, Hillsborough County; amending chapter 2012-234, Laws of Florida; increasing the threshold for the award of contracts by the governing body of the authority which are exempt from certain competitive procurement requirements; providing an effective date.

—was read the second time by title. On motion by Senator Lee, by two-thirds vote **HB 1399** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores

Galvano	Lee	Simpson
Garcia	Legg	Smith
Gardiner	Margolis	Sobel
Gibson	Montford	Soto
Grimsley	Negron	Stargel
Hays	Richter	Thompson
Hukill	Ring	Thrasher
Joyner	Sachs	
Latvala	Simmons	

Nays—None

HB 1401—A bill to be entitled An act relating to the Town of St. Leo, Pasco County; excluding specified municipal lands within the corporate limits of the Town of St. Leo; providing that the county is responsible for the excluded territory; providing applicability with respect to existing contracts; providing an effective date.

—was read the second time by title. On motion by Senator Simpson, by two-thirds vote **HB 1401** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for HB 1441—A bill to be entitled An act relating to the Key Largo Wastewater Treatment District, Monroe County; amending chapter 2002-337, Laws of Florida, as amended; providing that the district is authorized to prescribe, fix, and establish a special lower rate, fee, rental, or other charge on the residential account of any person who is 60 years of age or older or a disabled American veteran meeting low income standards; requiring a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Bullard, by two-thirds vote **CS for HB 1441** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for HB 1443—A bill to be entitled An act relating to the City of Ocala, Marion County; defining the term “Ocala Downtown Area”; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue to a bona fide nonprofit civic organization a specified number of additional temporary permits to sell alcoholic beverages for consumption on the premises at certain events in the Ocala Downtown Area; providing requirements to obtain the temporary permit; providing an effective date.

—was read the second time by title. On motion by Senator Dean, by two-thirds vote **CS for CS for HB 1443** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for HB 1445—A bill to be entitled An act relating to the Citrus County Hospital Board, Citrus County; amending chapter 2011-256, Laws of Florida; authorizing the board to create an irrevocable community foundation or trust to manage the proceeds of a lease of the hospital and its facilities to a private for-profit entity; authorizing the board to create and staff an irrevocable community foundation or trust to manage the proceeds of certain leases; providing that proceeds of certain leases may only be used for medically related needs of citizens and residents of Citrus County; providing for certain members of the governing body of the irrevocable community trust or foundation; requiring the Supervisor of Elections to conduct elections to select such members upon the request of the board; requiring the irrevocable community trust or foundation to comply with certain rules and laws applicable to governmental entities and their elected and appointed officials; providing that an irrevocable community trust or foundation created by the board is subject to the audit authority of the clerk of the court; authorizing the board to enter into leases or contracts with any Florida corporation, rather than only a Florida nonprofit corporation, for the purpose of operating or managing the hospital and its facilities; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Dean, by two-thirds vote **CS for CS for HB 1445** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SPECIAL ORDER CALENDAR

THE PRESIDENT PRESIDING

Consideration of **CS for CS for SB 790** and **CS for SB 1702** was deferred.

CS for SB 1318—A bill to be entitled An act relating to public records and meetings; amending s. 287.05712, F.S.; defining the term “proprietary confidential business information”; creating an exemption from public records requirements for unsolicited proposals for a qualifying public-private project received by a responsible public entity for a specified period; providing that proprietary confidential business information in an unsolicited proposal remains confidential and exempt from public records requirements; creating an exemption from public meetings requirements for portions of meetings at which confidential and exempt information is discussed; requiring a recording to be made of a closed portion of a meeting; providing for future repeal and legislative review of the exemptions; providing statements of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Evers moved the following amendment which was adopted:

Amendment 1 (639104) (with title amendment)—Delete lines 27-109 and insert:

(a) As used in this subsection, the term “competitive solicitation” has the same meaning as provided in s. 119.071(1).

(b)1. An unsolicited proposal received by a responsible public entity is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution until such time as the responsible public entity provides notice of an intended decision for a qualifying project.

2. If the responsible public entity rejects all proposals submitted pursuant to a competitive solicitation for a qualifying project and such entity concurrently provides notice of its intent to seek additional proposals for such project, the unsolicited proposal remains exempt until the responsible public entity provides notice of an intended decision concerning the reissued competitive solicitation for the qualifying project or until the responsible public entity withdraws the reissued competitive solicitation for such project.

3. An unsolicited proposal is not exempt for longer than 90 days after the initial notice by the responsible public entity rejecting all proposals.

(c) If the responsible public entity does not issue a competitive solicitation for a qualifying project, the unsolicited proposal ceases to be exempt 180 days after receipt of the unsolicited proposal by such entity.

(d)1. Any portion of a board meeting during which an unsolicited proposal that is exempt is discussed is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.

2.a. A complete recording must be made of any portion of an exempt meeting. No portion of the exempt meeting may be held off the record.

b. The recording of, and any records generated during, the exempt meeting are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution until such time as the responsible public entity provides notice of an intended decision for a qualifying project or 180 days after receipt of the unsolicited proposal by the responsible public entity if such entity does not issue a competitive solicitation for the project.

c. If the responsible public entity rejects all proposals and concurrently provides notice of its intent to reissue a competitive solicitation, the recording and any records generated at the exempt meeting remain exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution until such time as the responsible public entity provides notice of an intended decision concerning the reissued competitive solicitation or until the responsible public entity withdraws the reissued competitive solicitation for such project.

d. A recording and any records generated during an exempt meeting are not exempt for longer than 90 days after the initial notice by the responsible public entity rejecting all proposals.

(e) This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2019, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. (1) The Legislature finds that it is a public necessity that an unsolicited proposal received by a responsible public entity pursuant to s. 287.05712, Florida Statutes, be made exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution until a time certain. Prohibiting the public release of unsolicited proposals until a time certain ensures the effective and efficient administration of the public-private partnership process established in s. 287.05712, Florida Statutes. Temporarily protecting unsolicited proposals protects the public-private partnership process by encouraging private entities to submit such proposals, which will facilitate the timely development and operation of a qualifying project. Protecting such information ensures that other private entities do not gain an unfair competitive advantage. The public records exemption preserves public oversight of the public-private partnership process by providing for disclosure of the unsolicited proposal when the responsible public entity provides notice of an intended decision; no longer than 90 days after the responsible public entity rejects all proposals received in a competitive solicitation for a qualifying project; or 180 days after receipt of an unsolicited proposal if such entity does not issue a competitive solicitation for a qualifying project related to the proposal.

(2) The Legislature further finds that it is a public necessity that any portion of a meeting of the responsible public entity during which an unsolicited proposal that is exempt from public records requirements is discussed be made exempt from s. 286.011, Florida Statutes, and s. 24(b), Article I of the State Constitution. The Legislature also finds that it is a public necessity that the recording of, and any records generated during, a closed meeting be made temporarily exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. Failure to close any portion of a meeting during which such unsolicited proposal is discussed, and failure to protect the release of the recording and records generated during that closed meeting, would defeat the purpose of the public records exemption. In addition, the Legislature finds that public oversight is maintained because the public records exemption for the recording and records generated during any closed portion of a meeting of the responsible public entity are subject to public disclosure when such entity provides notice of an intended decision; no longer than 90 days after the responsible public entity rejects all proposals received in a competitive solicitation for a qualifying project; or 180 days after receipt of an unsolicited proposal if the responsible public entity does not issue a competitive solicitation for a qualifying project related to the proposal.

And the title is amended as follows:

Delete lines 3-15 and insert: amending s. 287.05712, F.S., relating to qualifying public-private projects for public facilities and infrastructure; defining the term “competitive solicitation”; providing an exemption from public records requirements for unsolicited proposals received by a responsible public entity for a specified period; providing an exemption from public meeting requirements for any portion of a meeting of a responsible public entity during which exempt proposals are discussed; requiring a recording to be made of the closed meeting; providing an exemption from public records requirements for the recording of, and any records generated during, a closed meeting for a specified period; providing for

On motion by Senator Evers, by two-thirds vote **CS for SB 1318** 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

Mr. President	Brandes	Diaz de la Portilla
Abruzzo	Braynon	Evers
Altman	Bullard	Flores
Bean	Clemens	Galvano
Benacquisto	Dean	Garcia
Bradley	Detert	Gardiner

Gibson	Legg	Simpson
Grimsley	Margolis	Smith
Hays	Montford	Sobel
Hukill	Richter	Soto
Joyner	Ring	Stargel
Latvala	Sachs	Thompson
Lee	Simmons	Thrasher

Nays—None

Vote after roll call:

Yea—Negron

Consideration of **CS for CS for SB 1260** and **CS for CS for SB 1216** was deferred.

CS for CS for CS for SB 972—A bill to be entitled An act relating to attorneys for dependent children with special needs; providing legislative findings and intent; creating s. 39.01305, F.S.; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring that, if one is available, an attorney who is willing to represent a child without additional compensation be appointed; requiring that the appointment be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; requiring the Department of Children and Families to develop procedures to identify dependent children who qualify for an attorney; authorizing the department to adopt rules; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 972**, on motion by Senator Galvano, by two-thirds vote **CS for CS for HB 561** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

On motion by Senator Galvano—

CS for CS for HB 561—A bill to be entitled An act relating to attorneys for dependent children with special needs; creating s. 39.01305, F.S.; providing legislative findings and intent; defining the term “dependent child”; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring that, if one is available, an attorney who is willing to represent a child without additional compensation be appointed; requiring that the appointment be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; requiring the Department of Children and Families to develop procedures to identify dependent children who qualify for an attorney; providing rulemaking authority; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 972** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 561** was placed on the calendar of Bills on Third Reading.

SB 886—A bill to be entitled An act relating to the Florida Teachers Classroom Supply Assistance Program; amending s. 1012.71, F.S.; revising procedures for distributing program funds to classroom teachers; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 886**, on motion by Senator Montford, by two-thirds vote **CS for HB 337** was withdrawn from the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Montford—

CS for HB 337—A bill to be entitled An act relating to the Florida Teachers Classroom Supply Assistance Program; amending s. 1012.71, F.S.; revising procedures for distributing program funds to classroom teachers; providing an effective date.

—a companion measure, was substituted for **SB 886** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 337** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 696** was deferred.

CS for SB 698—A bill to be entitled An act relating to sexual misconduct with students by authority figures; providing a short title; creating s. 775.0862, F.S.; providing definitions; providing for reclassification of specified sexual offenses committed against a student by an authority figure; providing for severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 698**, on motion by Senator Stargel, by two-thirds vote **CS for HB 485** was withdrawn from the Committees on Criminal Justice; and Appropriations.

On motion by Senator Stargel—

CS for HB 485—A bill to be entitled An act relating to sexual offenses against students by authority figures; providing a short title; creating s. 775.0862, F.S.; providing definitions; providing for reclassification of specified sexual offenses committed against students by an authority figure of the school; providing for severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing an effective date.

—a companion measure, was substituted for **CS for SB 698** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 485** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 662—A bill to be entitled An act relating to non-resident sterile compounding permits; amending s. 465.003, F.S.; defining the terms “compounding,” “outsourcing facility,” and “compounded sterile product”; amending s. 465.0156, F.S.; conforming provisions to changes made by the act; expanding penalties to apply to injury to a nonhuman animal; deleting a requirement that the Board of Pharmacy refer regulatory issues affecting a nonresident pharmacy to the state where the pharmacy is located; providing that a nonresident pharmacy is subject to certain health care fraud provisions; creating s. 465.0158, F.S.; requiring registered nonresident pharmacies and outsourcing facilities to obtain a permit in order to ship, mail, deliver, or dispense compounded sterile products into this state; requiring submission of an application and a nonrefundable fee; providing application requirements; authorizing the board to deny, revoke, or suspend a permit, or impose a fine or reprimand for certain actions; providing dates by which certain nonresident pharmacies must obtain a permit; authorizing the board to adopt rules; amending s. 465.017, F.S.; authorizing the department to inspect nonresident pharmacies and nonresident sterile compounding permittees; requiring such pharmacies and permittees to pay for the costs of such inspections; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 662**, on motion by Senator Bean, by two-thirds vote **CS for HB 7077** was withdrawn from

the Committees on Health Policy; Regulated Industries; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Bean—

CS for HB 7077—A bill to be entitled An act relating to nonresident sterile compounding permits; amending s. 465.003, F.S.; providing definitions; amending s. 465.0156, F.S.; conforming provisions to changes made by the act; expanding penalties to apply to injury to a nonhuman animal; deleting a requirement that the Board of Pharmacy refer regulatory issues affecting a nonresident pharmacy to the state where the pharmacy is located; providing that a pharmacy is subject to certain health care fraud provisions; creating s. 465.0158, F.S.; requiring registered nonresident pharmacies and outsourcing facilities to obtain a permit in order to ship, mail, deliver, or dispense compounded sterile products into this state; requiring submission of an application and a nonrefundable fee; providing application requirements; authorizing the board to deny, revoke, or suspend a permit, or impose a fine or reprimand for certain actions; providing dates by which certain nonresident pharmacies must obtain a permit; authorizing the board to adopt rules; amending s. 465.017, F.S.; authorizing the department to inspect nonresident pharmacies and nonresident sterile compounding permittees; requiring such pharmacies and permittees to pay for the costs of such inspections; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 662** and read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (190170)—Delete lines 70-93 and insert:

(1) *In order to ship, mail, deliver, or dispense, in any manner, a compounded sterile product into this state, a nonresident pharmacy registered under s. 465.0156, or an outsourcing facility, must hold a nonresident sterile compounding permit.*

(2) *An application for a nonresident sterile compounding permit shall be submitted on a form furnished by the board. The board may require such information as it deems reasonably necessary to carry out the purposes of this section. The fee for an initial permit and biennial renewal of the permit shall be set by the board pursuant to s. 465.022(14).*

(3) *An applicant must submit the following to the board to obtain an initial permit, or to the department to renew a permit:*

(a) *Proof of registration as an outsourcing facility with the Secretary of the United States Department of Health and Human Services if the applicant is eligible for such registration pursuant to the federal Drug Quality and Security Act, Pub. L. No. 113-54.*

(b) *Proof of registration as a nonresident pharmacy, pursuant to s. 465.0156, unless the applicant is an outsourcing facility and not a pharmacy, in which case the application must include proof of an*

Pursuant to Rule 4.19, **CS for HB 7077** as amended was placed on the calendar of Bills on Third Reading.

CS for CS for SB 654—A bill to be entitled An act relating to business organizations; amending s. 605.0112, F.S.; providing additional exceptions regarding the requirement that limited liability company names be distinguishable from the names of other entities or filings; specifying differences in names which are not considered distinguishable; designating part I of ch. 607, F.S., entitled “General Provisions”; amending s. 607.0101, F.S.; revising a provision to conform to changes made by the act; amending s. 607.0401, F.S.; providing additional exceptions regarding the requirement that corporate names be distinguishable; specifying differences in corporate names which are not considered distinguishable; amending s. 607.1302, F.S.; providing that the amendment of articles of incorporation or the merger, conversion, or share exchange of a social purpose or benefit corporation entitles the shareholders to appraisal rights; creating part II of ch. 607, F.S., entitled “Social Purpose Corporations”; creating s. 607.501, F.S.; providing application and effect; creating s. 607.502, F.S.; providing definitions; creating s. 607.503, F.S.; establishing requirements for the formation of a social purpose corporation; creating s. 607.504, F.S.; providing procedures for an existing corporation to become a social purpose corporation;

creating s. 607.505, F.S.; providing procedures for the termination of a social purpose corporation status; creating s. 607.506, F.S.; requiring that the corporate purpose must be to create a public benefit; providing criteria; creating s. 607.507, F.S.; requiring that the directors of a social purpose corporation meet a standard of conduct; providing criteria for the standards; creating s. 607.508, F.S.; authorizing the articles of incorporation of a social purpose corporation to provide for a benefit director; providing powers and duties of a benefit director; creating s. 607.509, F.S.; requiring that the officers of a social purpose corporation meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.510, F.S.; authorizing a social purpose corporation to designate an officer as a benefit officer; providing for the powers and duties of a benefit officer; creating s. 607.511, F.S.; authorizing certain legal actions to be brought against a social purpose corporation, its officers, or its directors; creating s. 607.512, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.513, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; providing criteria; creating part III of ch. 607, F.S., entitled “Benefit Corporations”; creating s. 607.601, F.S.; providing for application and effect; creating s. 607.602, F.S.; providing definitions; creating s. 607.603, F.S.; establishing requirements for the formation of a benefit corporation; creating s. 607.604, F.S.; providing procedures for an existing corporation to become a benefit corporation; creating s. 607.605, F.S.; providing procedures for the termination of a benefit corporation status; creating s. 607.606, F.S.; requiring that the corporate purpose be to create a public benefit; providing criteria; creating s. 607.607, F.S.; requiring the directors of a benefit corporation to meet a standard of conduct; providing criteria for the standards; creating s. 607.608, F.S.; authorizing the articles of incorporation of a benefit corporation to provide for a benefit director; providing powers and duties of the benefit director; creating s. 607.609, F.S.; requiring the officers of a benefit corporation to meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.610, F.S.; authorizing a benefit corporation to designate an officer as a benefit officer; providing for the powers and duties of the benefit officer; creating s. 607.611, F.S.; authorizing certain legal actions to be brought against a benefit corporation, its officers, or its directors; creating s. 607.612, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.613, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; amending ss. 617.0401 and 620.1108, F.S.; providing additional exceptions regarding the requirement that the names of entities be distinguishable; specifying differences in names which are not considered distinguishable; amending ss. 48.091, 215.555, 243.54, 310.171, 310.181, 329.10, 339.412, 420.101, 420.111, 420.161, 440.02, 440.386, 609.08, 617.1908, 618.221, 619.04, 624.430, 624.462, 624.489, 628.041, 631.262, 636.204, 641.2015, 655.0201, 658.23, 658.2953, 658.30, 658.36, 663.03, 663.04, 663.301, 663.306, 663.313, 718.111, 719.104, 720.302, 720.306, 766.101, and 865.09, F.S.; conforming cross-references 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 654**, on motion by Senator Clemens, by two-thirds vote **CS for CS for HB 685** was withdrawn from the Committees on Commerce and Tourism; Judiciary; and Rules.

On motion by Senator Clemens—

CS for CS for HB 685—A bill to be entitled An act relating to business organizations; amending s. 605.0112, F.S.; providing additional exceptions regarding the requirement that limited liability company names be distinguishable from the names of other entities or filings; specifying differences in names which are not considered distinguishable; designating part I of ch. 607, F.S., entitled “General Provisions”; amending s. 607.0101, F.S.; revising a provision to conform to changes made by the act; amending s. 607.0401, F.S.; providing additional exceptions regarding the requirement that corporate names be distinguishable; specifying differences in corporate names which are not considered distinguishable; amending s. 607.1302, F.S.; providing that the amendment of articles of incorporation or the merger, conversion, or share exchange of a social purpose or benefit corporation entitles the shareholders to appraisal rights; creating part II of ch. 607, F.S., entitled “Social Purpose Corporations”; creating s. 607.501, F.S.; providing ap-

plication and effect; creating s. 607.502, F.S.; providing definitions; creating s. 607.503, F.S.; establishing requirements for the formation of a social purpose corporation; creating s. 607.504, F.S.; providing procedures for an existing corporation to become a social purpose corporation; creating s. 607.505, F.S.; providing procedures for the termination of a social purpose corporation status; creating s. 607.506, F.S.; requiring that the corporate purpose must be to create a public benefit; providing criteria; creating s. 607.507, F.S.; requiring that the directors of a social purpose corporation meet a standard of conduct; providing criteria for the standards; creating s. 607.508, F.S.; authorizing the articles of incorporation of a social purpose corporation to provide for a benefit director; providing powers and duties of a benefit director; creating s. 607.509, F.S.; requiring that the officers of a social purpose corporation meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.510, F.S.; authorizing a social purpose corporation to designate an officer as a benefit officer; providing for the powers and duties of a benefit officer; creating s. 607.511, F.S.; authorizing certain legal actions to be brought against a social purpose corporation, its officers, or its directors; creating s. 607.512, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.513, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; providing criteria; creating part III of ch. 607, F.S., entitled "Benefit Corporations"; creating s. 607.601, F.S.; providing for application and effect; creating s. 607.602, F.S.; providing definitions; creating s. 607.603, F.S.; establishing requirements for the formation of a benefit corporation; creating s. 607.604, F.S.; providing procedures for an existing corporation to become a benefit corporation; creating s. 607.605, F.S.; providing procedures for the termination of a benefit corporation status; creating s. 607.606, F.S.; requiring that the corporate purpose be to create a public benefit; providing criteria; creating s. 607.607, F.S.; requiring the directors of a benefit corporation to meet a standard of conduct; providing criteria for the standards; creating s. 607.608, F.S.; authorizing the articles of incorporation of a benefit corporation to provide for a benefit director; providing powers and duties of the benefit director; creating s. 607.609, F.S.; requiring the officers of a benefit corporation to meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.610, F.S.; authorizing a benefit corporation to designate an officer as a benefit officer; providing for the powers and duties of the benefit officer; creating s. 607.611, F.S.; authorizing certain legal actions to be brought against a benefit corporation, its officers, or its directors; creating s. 607.612, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.613, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; amending ss. 617.0401 and 620.1108, F.S.; providing additional exceptions regarding the requirement that the names of entities be distinguishable; specifying differences in names which are not considered distinguishable; amending ss. 48.091, 215.555, 243.54, 310.171, 310.181, 329.10, 339.412, 420.101, 420.111, 420.161, 440.02, 440.386, 609.08, 617.1908, 618.221, 619.04, 624.430, 624.462, 624.489, 628.041, 631.262, 636.204, 641.2015, 655.0201, 658.23, 658.2953, 658.30, 658.36, 663.03, 663.04, 663.301, 663.306, 663.313, 718.111, 719.104, 720.302, 720.306, 766.101, and 865.09, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 654** and read the second time by title.

On motion by Senator Clemens, by two-thirds vote **CS for CS for HB 685** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dean	Grimsley
Abruzzo	Detert	Hays
Altman	Diaz de la Portilla	Hukill
Bean	Evers	Joyner
Bradley	Flores	Latvala
Brandes	Galvano	Lee
Braynon	Garcia	Legg
Bullard	Gardiner	Margolis
Clemens	Gibson	Montford

Negron	Simpson	Stargel
Ring	Smith	Thompson
Sachs	Sobel	Thrasher
Simmons	Soto	

Nays—None

Vote after roll call:

Yea—Benacquisto, Richter

SB 640—A bill to be entitled An act relating to public health trusts; amending s. 154.11, F.S.; authorizing public health trusts to lease certain real property; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 640**, on motion by Senator Braynon, by two-thirds vote **HB 531** was withdrawn from the Committees on Health Policy; Community Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Braynon—

HB 531—A bill to be entitled An act relating to public health trusts; amending s. 154.11, F.S.; authorizing public health trusts to lease certain real property; providing an effective date.

—a companion measure, was substituted for **SB 640** and read the second time by title.

Pursuant to Rule 4.19, **HB 531** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 638—A bill to be entitled An act relating to charities; amending s. 212.08, F.S.; excluding charitable organizations or sponsors disqualified by the Department of Agriculture and Consumer Services from receiving certain tax exemptions; amending s. 212.084, F.S.; requiring the Department of Revenue to revoke or deny a sales tax exemption to charitable organizations or sponsors disqualified by the department; providing for a limited appeal of the denial or revocation of the sales tax exemption; amending s. 496.403, F.S.; revising the applicability of the Solicitation of Contributions Act; amending s. 496.404, F.S.; defining terms; redefining the term "professional solicitor"; amending s. 496.405, F.S.; revising the timeframe within which a charitable organization or sponsor must report changes to certain information provided to the department on an initial or renewal registration statement; providing for the automatic expiration of a registration for failure to file a renewal or financial statement by a certain date; deleting a provision to extend the time to file a renewal statement; deleting a requirement that the renewal statement be filed subsequent to the financial statement; specifying the information that must be submitted by a parent organization on a consolidated financial statement; requiring a parent organization to attach certain Internal Revenue Service forms and schedules to a consolidated financial statement; extending the time allowed for the department to review certain initial or renewal registration statements; providing that failure of a charitable organization or sponsor to make certain disclosures in a registration statement results in the automatic suspension of an active registration for a specified period; prohibiting the officers, directors, trustees, or employees of a charitable organization or sponsor from allowing certain persons to solicit contributions on behalf of the charitable organization or sponsor; specifying that the prohibition against certain persons soliciting contributions on behalf of a charitable organization or sponsor due to the commission of certain felonies includes those felonies committed in any state as well as any misdemeanor in another state which constitutes a disqualifying felony in this state; authorizing the department to deny or revoke the registration of a charitable organization or sponsor under certain circumstances; requiring a charitable organization or sponsor that has ended solicitation activities in this state to notify the department in writing; making technical changes; creating s. 496.4055, F.S.; defining the term "conflict of interest transaction"; requiring the board of directors of a charitable organization or sponsor, or an authorized committee thereof, to adopt a policy regarding conflict of interest transactions; specifying certain requirements of the policy; requiring a charitable organization or sponsor to provide the department

with a copy of the policy; amending s. 496.407, F.S.; requiring that the financial statements of certain charitable organizations or sponsors be audited or reviewed; specifying requirements and standards for the audit or review of a financial statement; requiring that an alternative financial statement submitted by certain charitable organizations or sponsors be prepared by a certified public accountant or other professional; authorizing the department to require an audit or review of any financial statement and to extend the time to file a financial statement under certain circumstances; providing that the registration of a charitable organization or sponsor be suspended upon its failure to file a financial statement within an extension period; making technical changes; creating s. 496.4071, F.S.; requiring certain charitable organizations or sponsors to report specified supplemental financial information to the department by a certain date; creating s. 496.4072, F.S.; requiring certain charitable organizations or sponsors who solicit contributions for a specific disaster relief effort to submit quarterly financial statements to the department; specifying information to be included in the quarterly financial statement and the length of the required reporting period; requiring the department to post notice of specific disaster relief efforts subject the reporting requirements; amending ss. 496.409 and 496.410, F.S.; prohibiting a professional fundraising consultant or professional solicitor from entering into a contract or agreement with a charitable organization or sponsor that has not complied with certain requirements; extending the time that the department may review initial or renewal registration statements of professional fundraising consultants or professional solicitors which contain certain disclosures; providing that the failure of a professional fundraising consultant or professional solicitor to make certain disclosures in an initial or renewal registration statement results in automatic suspension of an active registration; prohibiting the officers, trustees, directors, or employees of a professional fundraising consultant or a professional solicitor from allowing certain persons to solicit contributions on behalf of the professional fundraising consultant or professional solicitor; specifying that the prohibition against acting as a professional solicitor or the employment of certain persons by a professional solicitor due to the commission of certain felonies includes those felonies committed in any state as well as any misdemeanor in another state which constitutes a disqualifying felony in this state; authorizing the department to deny or revoke the registration of a professional fundraising consultant or professional solicitor under certain circumstances; revising required information in the initial or renewal application of a professional solicitor; deleting a provision authorizing the payment of a single registration fee for certain professional solicitors; requiring a professional solicitor to provide additional specified information to the department in a solicitation notice; creating s. 496.4101, F.S.; requiring each officer, director, trustee, or owner of a professional solicitor and any employee of a professional solicitor that conducts certain telephonic solicitations to obtain a solicitor license from the department; specifying application information and the application procedure for a solicitor license; requiring that each applicant for a solicitor license submit a complete set of their fingerprints to certain agencies, entities, or vendors; requiring that the applicant's fingerprints be submitted to the Department of Law Enforcement for state processing; requiring the Department of Law Enforcement to forward the applicant's fingerprints to the Federal Bureau of Investigation for national processing; providing that fees for fingerprint processing and retention be borne by the applicant; providing for retention of the fingerprints; requiring the department to notify the Department of Law Enforcement of individuals who are no longer licensed; requiring that a solicitor license be renewed annually or expire automatically upon nonrenewal; requiring that an applicant for a solicitor license pay certain licensing fees; providing that licensing fees be deposited into the General Inspection Trust Fund; requiring that an applicant for a solicitor license report changes in information submitted to the department in a specified manner along with a processing fee; specifying violations; requiring the department to adopt rules allowing applicants to engage in solicitation activities without a solicitor license on an interim basis; authorizing the department to deny or revoke a solicitor license under specified circumstances; requiring that certain administrative proceedings be conducted pursuant to chapter 120; amending ss. 496.411 and 496.412, F.S.; expanding and revising required solicitation disclosures of charitable organizations, sponsors, and professional solicitors; requiring that certain exempt charitable organizations or sponsors also provide such solicitation disclosures; requiring that such solicitation disclosures be placed online under certain circumstances; creating s. 496.4121, F.S.; defining the term "collection receptacle"; requiring that collection receptacles display permanent signs or labels; specifying requirements for the physical appearance of such

labels or signs and the information displayed thereon; requiring that a charitable organization or sponsor using a collection receptacle provide certain information to a donor upon request; amending s. 496.415, F.S.; providing that the submission of false, misleading, or inaccurate information in a document connected with a solicitation or sales promotion is unlawful; providing that the failure to remit specified funds to a charitable organization or sponsor is unlawful; amending s. 496.419, F.S.; increasing administrative fines for violations of the Solicitation of Contributions Act; creating s. 496.4191, F.S.; requiring the department to immediately suspend a registration or processing of an application for registration for a specified period if the registrant, applicant, or any officer or director thereof is criminally charged with certain offenses; creating s. 496.430, F.S.; requiring the department to disqualify a charitable organization or sponsor from receiving a sales tax exemption under specified circumstances; providing that a charitable organization or sponsor may appeal a disqualification order; specifying appeal procedure; providing that a disqualification order remains effective for a specified period; requiring the department to provide a final disqualification order to the Department of Revenue within a specified period; providing that a final disqualification order is conclusive as to a charitable organization or sponsor's right to a sales tax exemption; requiring the Department of Revenue to revoke or deny a sales tax exemption to a charitable organization or sponsor subject to a final disqualification order within a specified period; prohibiting a charitable organization or sponsor from appealing or challenging the revocation or denial of a sales tax exemption certificate under certain circumstances; creating s. 496.431, F.S.; providing for severability; amending s. 741.0305, F.S.; conforming a cross-reference; providing an appropriation and authorizing positions; providing an effective date.

—was read the second time by title.

Amendments were considered and adopted to conform **CS for CS for SB 638** to **CS for CS for HB 629**.

Pending further consideration of **CS for CS for SB 638** as amended, on motion by Senator Brandes, by two-thirds vote **CS for CS for HB 629** was withdrawn from the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

On motion by Senator Brandes—

CS for CS for HB 629—A bill to be entitled An act relating to charities; providing legislative findings and declarations; amending s. 212.08, F.S.; revising an exemption from the sales and use tax to exclude from eligibility charitable organizations subject to a final disqualification order issued by the Department of Agriculture and Consumer Services; amending s. 212.084, F.S.; requiring the Department of Revenue to revoke a sales tax exemption certificate of, or refuse to grant a sales tax exemption certificate to, certain charitable organizations; providing for appeal; amending s. 496.403, F.S.; exempting blood establishments from the Solicitation of Contributions Act; amending s. 496.404, F.S.; revising definitions; amending s. 496.405, F.S.; revising requirements and procedures for the filing of registration statements of charitable organizations and sponsors; specifying the information that each chapter, branch, or affiliate of a parent organization must include in, and attach to, a consolidated financial statement; revising the period within which the Department of Agriculture and Consumer Services must review certain initial registration statements and annual renewal statements; providing for the automatic suspension of a charitable organization or sponsor's registration for failure to disclose specified information; prohibiting officers, directors, trustees, or employees of a charitable organization or sponsor from allowing certain persons to solicit contributions on behalf of the charitable organization or sponsor; authorizing the department to deny or revoke the registration of a charitable organization or sponsor under certain circumstances; requiring a charitable organization or sponsor that has ended solicitation activities in this state to notify the department in writing; creating s. 496.4055, F.S.; defining the term "conflict of interest transaction"; requiring the board of directors of a charitable organization or sponsor, or an authorized committee thereof, to adopt a policy regarding conflict of interest transactions; amending s. 496.407, F.S.; requiring the financial statements of certain charitable organizations or sponsors to be audited or reviewed; providing requirements and standards for such audit or review; authorizing charitable organizations and sponsors to redact specified information from certain Internal Revenue Service Forms submitted in lieu of a financial statement; requiring such forms submitted by certain charitable organizations or sponsors to be prepared by

a certified public accountant; authorizing the department to provide an extension for filing a financial statement; authorizing the department to require an audit or review for a financial statement submitted by a charitable organization or sponsor under certain circumstances; creating s. 496.4071, F.S.; requiring certain charitable organizations or sponsors to report specified supplemental financial information to the department by a certain date; creating s. 496.4072, F.S.; requiring certain charitable organizations or sponsors that solicit contributions for a specific disaster relief effort to submit quarterly financial statements to the department; providing requirements and procedures for the filing of such quarterly statements; exempting certain charitable organizations and sponsors from filing such quarterly statements; amending s. 496.409, F.S.; authorizing a professional fundraising consultant to enter into a contract or agreement only with certain charitable organizations or sponsors; revising the procedures and requirements for reviewing professional fundraising consultant registration statements and renewal applications; prohibiting certain officers, trustees, directors, or employees of professional fundraising consultants from allowing certain persons to solicit contributions on behalf of the professional fundraising consultant; authorizing the department to deny or revoke the registration of a professional fundraising consultant under certain circumstances; amending s. 496.410, F.S.; revising the information that must be included in a professional solicitor application for registration or renewal of registration; revising procedures and requirements for reviewing professional solicitor registration statements and renewal applications; revising the information that must be included in a solicitation notice filed by a professional solicitor; authorizing a professional solicitor to enter into a contract or agreement only with certain charitable organizations or sponsors; prohibiting certain officers, trustees, directors, or employees of a professional solicitor from soliciting for compensation or allowing certain persons to solicit for compensation on behalf of the professional solicitor; authorizing the department to deny or revoke the registration of a professional solicitor under certain circumstances; creating s. 496.4101, F.S.; requiring each officer, director, trustee, or owner of a professional solicitor and certain employees of a professional solicitor to obtain a solicitor license from the department; defining the term "personal financial information"; providing application requirements and procedures; requiring applicants to submit a complete set of fingerprints and pay a fee for fingerprint processing and retention; requiring a solicitor license to be renewed annually; providing an initial application and renewal fee for a solicitor license; requiring material changes in applications or renewal applications to be reported to the department within a specified period; providing a fee for reporting material changes; providing violations; requiring the department to adopt rules to allow applicants to engage in solicitation activities on a temporary basis; authorizing the department to deny or revoke a solicitor license under certain circumstances; requiring certain administrative proceedings to be conducted in accordance with chapter 120, F.S.; amending s. 496.411, F.S.; revising disclosure requirements for charitable organizations and sponsors; amending s. 496.412, F.S.; revising disclosure requirements for professional solicitors; creating s. 496.4121, F.S.; defining the term "collection receptacle"; requiring collection receptacles to display permanent signs or labels; providing requirements for such signs or labels; requiring a charitable organization or sponsor using a collection receptacle to provide certain information to a donor upon request; amending s. 496.415, F.S.; prohibiting the submission of false, misleading, or inaccurate information in a document in connection with a solicitation or sales promotion; prohibiting the failure to remit specified funds to a charitable organization or sponsor; amending s. 496.419, F.S.; increasing administrative fine amounts the department is authorized to impose for specified violations of the Solicitation of Contributions Act; creating s. 496.4191, F.S.; requiring the department to immediately suspend a registration or processing of an application for registration if the registrant, applicant, or any officer or director thereof is charged with certain criminal offenses; creating s. 496.430, F.S.; authorizing the department to issue an order to disqualify a charitable organization or sponsor from receiving a sales tax exemption certificate under certain circumstances; authorizing a charitable organization or sponsor to appeal a disqualification order within a specified period; providing that a disqualification order remains effective for a specified period; authorizing a charitable organization or sponsor to apply to the Department of Revenue for a sales tax exemption certificate after expiration of a final disqualification order; requiring the Department of Agriculture and Consumer Services to provide a final disqualification order to the Department of Revenue within a specified period; requiring the Department of Revenue to revoke a sales tax exemption certificate of, or refuse to grant a sales tax exemption certificate to, charitable organizations or

sponsors subject to a final disqualification order; prohibiting a charitable organization or sponsor from appealing or challenging the revocation or denial of a sales tax exemption certificate under certain circumstances; amending s. 741.0305, F.S.; conforming a cross-reference; providing severability; providing an appropriation and authorizing positions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 638** as amended and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following amendment:

Amendment 1 (297520) (with title amendment)—Delete lines 1213-1268 and insert:

(d) For any renewal of the applicant's license, the department shall request the Department of Law Enforcement to forward the retained fingerprints of the applicant to the Federal Bureau of Investigation unless the applicant is enrolled in the national retained print arrest notification program described in paragraph (c). The fee for the national criminal history check shall be paid directly to the Department of Law Enforcement by the applicant. If the applicant's fingerprints are retained in the national retained print arrest notification program, the applicant shall pay the state and national retention fee to the Department of Law Enforcement.

(e) The department shall notify the Department of Law Enforcement regarding any person whose fingerprints have been retained but who is no longer licensed under this chapter.

(f) The department shall screen background results to determine whether an applicant meets licensure requirements.

(4) A solicitor license must be renewed annually by the submission of a renewal application. A solicitor license that is not renewed expires without further action by the department.

(5) Any material change to the information submitted to the department in the initial application or renewal application for a solicitor license shall be reported to the department by the applicant or licensee within 10 days after the change occurs.

(6) It is a violation of this chapter:

(a) For an applicant to provide inaccurate or incomplete information to the department in the initial or renewal application for a solicitor license.

(b) For a person specified in subsection (1) to fail to maintain a solicitor license as required by this section.

(c) For a professional solicitor to allow, require, permit, or authorize an employee without an active solicitor license issued under this section to conduct telephonic solicitations.

(7) The department shall adopt rules that allow applicants to engage in solicitation activities on a temporary basis until such time as a solicitor license is granted or denied.

(8) The department may deny or revoke a solicitor license if the applicant or licensee has had the right to solicit contributions revoked in any state, has been ordered by a court or governmental agency to cease soliciting contributions within any state, or is subject to any disqualification specified in s. 496.410(14).

(9) Any administrative proceeding that could result in entry of an order under this section shall be conducted in accordance with chapter 120.

And the title is amended as follows:

Delete lines 106-111 and insert: renewed annually; requiring material changes in applications or renewal applications to be reported to the department within a specified period; providing violations; requiring the

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following amendment to **Amendment 1 (297520)** which was adopted:

Amendment 1A (849902)—Delete lines 10-15 and insert: *described in paragraph (c). The fee for the national criminal history check shall be paid as part of the renewal process to the department and forwarded by the department to the Department of Law Enforcement. If the applicant's fingerprints are retained in the national retained print arrest notification program, the applicant shall pay the state and national retention fee to the department, which shall forward the fee to the Department of Law Enforcement.*

Amendment 1 (297520) as amended was adopted.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following amendment which was adopted:

Amendment 2 (882116)—Delete line 1541 and insert: *from General Revenue are appropriated to the*

Pursuant to Rule 4.19, **CS for CS for HB 629** as amended was placed on the calendar of Bills on Third Reading.

CS for SB 444—A bill to be entitled An act relating to workers' compensation; amending s. 440.107, F.S.; revising powers of the Department of Financial Services relating to compliance with and enforcement of workers' compensation coverage requirements; providing for stop-work order information to be available on the Division of Workers' Compensation website; revising requirements for the release of stop-work orders; revising penalties; amending ss. 440.15 and 440.16, F.S.; revising rate formulas related to the determination of compensation for disability and death; amending s. 440.49, F.S.; revising provisions relating to the assessment rate of the Special Disability Trust Fund; reducing the assessment rate limitation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 444**, on motion by Senator Galvano, by two-thirds vote **CS for CS for HB 271** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Galvano—

CS for CS for HB 271—A bill to be entitled An act relating to workers' compensation; amending s. 440.107, F.S.; revising powers of the Department of Financial Services relating to compliance with and enforcement of workers' compensation coverage requirements; providing for stop-work order information to be available on the Division of Workers' Compensation's website; revising requirements for the release of stop-work orders; revising penalties; amending ss. 440.15 and 440.16, F.S.; revising rate formulas related to the determination of compensation for disability and death; amending s. 440.49, F.S.; revising provisions relating to the assessment rate of the Special Disability Trust Fund; reducing the assessment rate limitation; providing an effective date.

—a companion measure, was substituted for **CS for SB 444** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 271** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for SB 312—A bill to be entitled An act relating to agriculture; amending s. 193.461, F.S.; authorizing a property appraiser to grant an agricultural classification after the application deadline upon a showing of extenuating circumstances; providing that participation in certain dispersed water storage programs does not change a land's agricultural classification for assessment purposes; amending s. 212.08,

F.S.; expanding the exemption for certain farm equipment from the sales and use tax imposed under ch. 212, F.S., to include irrigation equipment, replacement parts and accessories for irrigation equipment, and repairs of irrigation equipment; amending s. 373.4591, F.S.; authorizing agricultural landowners to establish baseline wetland and surface water conditions before implementing certain best management practice implementation agreements; requiring establishment of a process for review of proposed baseline condition determinations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 312** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1276** was deferred.

CS for SB 1090—A bill to be entitled An act relating to homelessness; amending s. 420.606, F.S.; revising legislative findings; requiring the Department of Economic Opportunity to provide training and technical assistance to certain designated lead agencies of homeless assistance continuums of care; requiring that the provision of such training and assistance be delegated to certain nonprofit entities; conforming provisions to changes made by the act; amending s. 420.622, F.S.; requiring the department to establish award levels for "Challenge Grants"; specifying criteria to determine award levels; requiring the department, after consultation with the Council on Homelessness, to specify a grant award level in the notice of solicitation of grant applications; revising qualifications for the grant; specifying authorized uses of grant funds; requiring a lead agency that receives a grant to submit a report to the department; amending s. 420.9073, F.S.; requiring the Florida Housing Finance Corporation to distribute to the department and the Department of Children and Families certain funds from the Local Government Housing Trust Fund for the purpose of providing support, training, and technical assistance to designated lead agencies of continuums of care; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1090**, on motion by Senator Latvala, by two-thirds vote **CS for CS for HB 979** was withdrawn from the Committees on Children, Families, and Elder Affairs; and Appropriations.

On motion by Senator Latvala—

CS for CS for HB 979—A bill to be entitled An act relating to homelessness; amending s. 420.606, F.S.; revising legislative findings; requiring the Department of Economic Opportunity to provide training and technical assistance to certain designated lead agencies of homeless assistance continuums of care; requiring that the provision of such training and assistance be delegated to certain nonprofit entities; conforming provisions to changes made by the act; amending s. 420.622, F.S.; requiring the department to establish award levels for "Challenge Grants"; specifying criteria to determine award levels; requiring the department, after consultation with the Council on Homelessness, to specify a grant award level in the notice of solicitation of grant applications; revising qualifications for the grant; specifying authorized uses of grant funds; requiring a lead agency that receives a grant to submit a report to the department; providing for contingent effect; providing an effective date.

—a companion measure, was substituted for **CS for SB 1090** and read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (540440) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsections (1) through (3) of section 420.606, Florida Statutes, are amended to read:

420.606 Training and technical assistance program.—

(1) **LEGISLATIVE FINDINGS.**—In addition to the legislative findings set forth in s. 420.6015, the Legislature finds and declares that:

(a) Housing in economically declining or distressed areas is frequently substandard and is often unaffordable or unavailable to homeless persons, very-low-income persons, and low-income persons;

(b) Community-based organizations often have limited experience in development of quality housing for homeless persons, very-low-income persons, and low-income persons in economically declining or distressed areas; and

(c) The staffs and board members of community-based organizations need additional training in housing development as well as technical support to assist them in gaining the experience they need to better serve their communities; and-

(d) The staffs of state agencies and local governments, whether directly involved in the production of affordable or available housing or acting in a supportive role, can better serve the goals of state and local governments if their expertise in housing development is expanded.

(2) PURPOSE.—The purpose of this section is to provide community-based organizations, and staff of state and local governments, and designated lead agencies of homeless assistance continuums of care with the necessary training and technical assistance to meet the needs of homeless persons, very-low-income persons, low-income persons, and moderate-income persons for standard, affordable housing.

(3) TRAINING AND TECHNICAL ASSISTANCE PROGRAM.—The Department of Economic Opportunity shall be responsible for securing the necessary expertise to provide training and technical assistance to:

(a) Staff of local governments, to staff of state agencies, as appropriate, and to community-based organizations, and to persons forming such organizations, which are formed for the purpose of developing new housing and rehabilitating existing housing that which is affordable for very-low-income persons, low-income persons, and moderate-income persons.

1.(a) The training component of the program shall be designed to build the housing development capacity of community-based organizations and local governments as a permanent resource for the benefit of communities in this state.

a.1- The scope of training must shall include, but need not be limited to, real estate development skills related to affordable housing, including the construction process and property management and disposition, the development of public-private partnerships to reduce housing costs, model housing projects, and management and board responsibilities of community-based organizations.

b.2- Training activities may include, but are not limited to, materials for self-instruction, workshops, seminars, internships, coursework, and special programs developed in conjunction with state universities and community colleges.

2.(b) The technical assistance component of the program shall be designed to assist applicants for state-administered programs in developing applications and in expediting project implementation. Technical assistance activities for the staffs of community-based organizations and local governments who are directly involved in the production of affordable housing may include, but are not limited to, workshops for program applicants, onsite visits, guidance in achieving project completion, and a newsletter to community-based organizations and local governments.

(b) Designated lead agencies of homeless assistance continuums of care which receive operating or other support under s. 420.9073(7) from the Department of Children and Families to provide or secure housing, programs, and other services for homeless persons. Such training and technical assistance must be provided by a nonprofit entity that meets the requirements for providing training and technical assistance under s. 420.531.

Section 2. Subsection (4) of section 420.622, Florida Statutes, is amended to read:

420.622 State Office on Homelessness; Council on Homelessness.—

(4) Not less than 120 days after the effective date of this act, The State Office on Homelessness, with the concurrence of the Council on

Homelessness, may accept and administer moneys appropriated to it to provide annual “Challenge Grants” annually to lead agencies of for homeless assistance continuums of care designated by the State Office on Homelessness pursuant to s. 420.624. The department shall establish varying levels of grant awards A lead agency may be a local homeless coalition, municipal or county government, or other public agency or private, not for profit corporation. Such grants may be up to \$500,000 per lead agency. Award levels shall be based upon the total population within the continuum of care catchment area and reflect the differing degrees of homelessness in the catchment planning areas. The department, in consultation with the Council on Homelessness, shall specify a grant award level in the notice of the solicitation of grant applications.

(a) To qualify for the grant, a lead agency must develop and implement a local homeless assistance continuum of care plan for its designated catchment area. The continuum of care plan must implement a coordinated assessment or central intake system to screen, assess, and refer persons seeking assistance to the appropriate service provider. The lead agency shall also document the commitment of local government and private organizations to provide matching funds or in-kind support in an amount equal to the grant requested.

(b) Preference must be given to those lead agencies that have demonstrated the ability of their continuum of care to provide quality services to homeless persons and the ability to leverage federal homeless-assistance funding under the Stewart B. McKinney Act and private funding for the provision of services to homeless persons.

(c) Preference must be given to lead agencies in catchment areas with the greatest need for the provision of housing and services to the homeless, relative to the population of the catchment area.

(d) The grant may be used to fund any of the housing, program, or service needs included in the local homeless assistance continuum of care plan. The lead agency may allocate the grant to programs, services, or housing providers that implement the local homeless assistance continuum of care plan. The lead agency may provide subgrants to a local agency to implement programs or services or provide housing identified for funding in the lead agency’s application to the department. A lead agency may spend a maximum of 8 percent of its funding on administrative costs.

(e) The lead agency shall submit a final report to the department documenting the outcomes achieved by the grant in enabling persons who are homeless to return to permanent housing thereby ending such persons’ episodes of homelessness.

Section 3. Present subsection (7) of section 420.9073, Florida Statutes, is redesignated as subsection (8), and a new subsection (7) is added to that section, to read:

420.9073 Local housing distributions.—

(7) Notwithstanding subsections (1)-(4), the corporation shall first distribute 4 percent of the total amount to be distributed each fiscal year from the Local Government Housing Trust Fund to the Department of Children and Families and the Department of Economic Opportunity as follows:

(a) The Department of Children and Families shall receive 95 percent of such amount to provide operating and other support to the designated lead agency in each continuum of care for the benefit of the designated catchment area as described in s. 420.624.

(b) The Department of Economic Opportunity shall receive 5 percent of such amount to provide training and technical assistance to lead agencies receiving operating and other support under paragraph (a) in accordance with s. 420.606(3). Training and technical assistance funded by this distribution shall be provided by a nonprofit entity that meets the requirements for providing training and technical assistance under s. 420.531.

Section 4. This act shall take effect July 1, 2014.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to homelessness; amending s. 420.606, F.S.; revising legislative findings; requiring the Department of Economic Opportunity to provide training and technical assistance to certain designated lead agencies of homeless assistance continuums of care; requiring that the provision of such training and assistance be delegated to

certain nonprofit entities; conforming provisions to changes made by the act; amending s. 420.622, F.S.; requiring the department to establish award levels for "Challenge Grants"; specifying criteria to determine award levels; requiring the department, after consultation with the Council on Homelessness, to specify a grant award level in the notice of solicitation of grant applications; revising qualifications for the grant; specifying authorized uses of grant funds; requiring a lead agency that receives a grant to submit a report to the department; amending s. 420.9073, F.S.; requiring the Florida Housing Finance Corporation to distribute to the department and the Department of Children and Families certain funds from the Local Government Housing Trust Fund for the purpose of providing support, training, and technical assistance to designated lead agencies of continuums of care; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 979** as amended was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 758** was deferred.

MOTIONS

On motion by Senator Thrasher, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Wednesday, April 30, 2014.

On motion by Senator Thrasher, the rules were waived and the bills remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, April 29, 2014: CS for SB 312, SB 444, CS for SB 638, SB 640, CS for CS for SB 654, CS for SB 662, CS for SB 698, SB 886, CS for CS for SB 972, CS for CS for SB 1216, CS for SB 1260, CS for SB 1318, SB 1702.

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

Pursuant to Rule 4.18 the Rules Chair submits the following bills to be placed on the Local Bill Calendar for Tuesday, April 29, 2014: HB 605, HB 809, HB 817, HB 885, CS for HB 911, HB 915, HB 919, CS for HB 929, HB 931, CS for HB 949, CS for HB 951, CS for HB 1023, CS for HB 1143, CS for HB 1145, HB 1199, HB 1297, HB 1335, CS for HB 1337, HB 1367, CS for CS for HB 1373, HB 1399, HB 1401, CS for HB 1441, CS for CS for HB 1443, CS for CS for HB 1445.

Respectfully submitted,
John Thrasher, Rules Chair

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

Office and Appointment

*For Term
Ending*

Board of Hearing Aid Specialists

Appointee: Ellsworth, Randy M., Clermont 10/31/2016

Referred to the Committee on Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 28 was corrected and approved.

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 2:44 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 30 or upon call of the President.

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DNI — Died, Not Introduced
DPR — Died Pending Reference Review
DSC — Died in Senate Committee
Failed
FPH — Failed to Pass House
FPS — Failed to Pass Senate
LTH — Laid on Table in House
LTS — Laid on Table in Senate
Passed
UHC — Unfavorable Report, House Committee
USC — Unfavorable Report, Senate Committee
Vetoed
WNI — Withdrawn, Not Introduced
WS — Withdrawn from the Senate

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398 Florida Tourism Hall of Fame (Commerce and Tourism and others) (FR)37, (CS)122, (CR)137, (CR)139, (CR)355, (BA)440, (CR)442, (BA)492, 778 Ch. 2014-179
400 Nursing Homes (Bullard) (FR)37 DSC
402 Council on the Social Status of Black Men and Boys (Braynon) (FR)37, (CR)136 DSC
404 Professional Geology (Rules and others) (FR)37, (CS)122, (CS/CS)122, (CR)139, (BA)236, (CR)237, (BA)260, 378 Ch. 2014-73
406 Malt Beverages (Regulated Industries and Latvala) (FR)38, (CS)122, (CR)138 DSC
408 Infectious Disease Elimination Pilot Program (Health Policy and others) (FR)38, (CS)123, (CR)137, (CR)138, (CO)324, (CO)351, (CR)355, (CO)378, (BA)739, (CR)774, (BA)787 DM
410 Fair Housing Act (Braynon) (FR)38 DSC
412 Guardians and Wards (Diaz de la Portilla) (FR)38 DSC
414 Public Records/Animal Researchers (Education and Dean) (FR)38, (CR)356, (CS)362, (CR)442, (CR)459, (BA)570, (CR)584, (BA)643, (BA)644 LTS/CBP-CS/HB 993
416 Sinkhole Coverage (Banking and Insurance and Simpson) (FR)38, (CS)123, (CR)137, (CR)243 DSC
418 Fee Waivers for Military Veterans (Sachs and others) (FR)38, (CO)378 DSC/CBP-CS/CS/HB 7015
420 Fine Arts Courses (Detert) (FR)38, (CR)355, (CR)460 DSC/CBP-CS/CS/SB 850
422 Renter Insurance (Gibson) (FR)39 DSC
424 Discriminatory Insurance Practices (Appropriations and others) (FR)39, (CS)123, (CR)136, (CR)137, (CR)207, (CS/CS)221, (BA)236, (CR)237, (BA)259, 528 Ch. 2014-180
426 Food Deserts (Bullard and Garcia) (FR)39, (CR)135 DSC
428 Resident Status for Tuition Purposes (Bullard) (FR)39 DSC/CBP-CS/CS/CS/HB 851, CS/CS/HB 7015
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430 DNI/CBP-SR 1738
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432 Mandatory Minimum Sentencing (Bullard and Clemens) (FR)39 DSC/CBP-CS/CS/HB 89
434 Lewd and Lascivious Behavior (Ring) (FR)39, (CR)136 DSC
436 Payment for Services Provided by Licensed Psychologists (Altman and Soto) (FR)39, (CO)273, (CR)355, (CR)459 DSC
438 Defense of Life, Home, or Property (Altman) (FR)39 DSC/CBP-CS/CS/HB 89
440 Condominiums (Judiciary and others) (FR)39, (CS)123, (CR)138, (CR)243, (CS/CS)247, (RC)255, (CR)335, (BA)440, (BA)441, (CR)442, (BA)492, 880 Ch. 2014-74
442 Texting While Driving (Ring) (FR)40 DSC
444 Workers' Compensation (Appropriations and Galvano) (FR)40, (CR)135, (CR)139, (CR)698, (CS)698, (BA)804, (CR)806 LTS/CBP-CS/CS/HB 271
446 School District Educational Programs (Abruzzo) (FR)40 DSC
448 Threatened Use of Force (Rules and others) (FR)40, (CR)136, (CR)207, (CS)221, (CR)243, (CS/CS)247, (BA)295, (BA)297, (CR)303, (BA)332, (BA)384, (BA)385, (CO)455 LTS/CBP-CS/CS/HB 89
450 Telephone Solicitation (Appropriations and others) (FR)40, (CS)123, (RC)133, (CR)135, (CR)138, (CO)255, (CR)262, (CS/CS)264, (BA)434, (CR)442, (BA)488, 880 Ch. 2014-75
452 Charter Schools (Clemens) (FR)40 DSC
454 Child Safety Devices in Motor Vehicles (Altman) (FR)40 DSC/CBP-CS/HB 225
456 State Minimum Wage (Bullard and Soto) (FR)40 DSC
458 Regulation of Knives and Weapons (Altman) (FR)40 DSC
460 Construction Liens (Simpson) (FR)40 DSC
462 Title Insurance Rates (Bradley) (FR)41 DSC/CBP-CS/CS/HB 321
- SM
464 Voting Rights Act (Thompson) (FR)41 DSC
- SB
466 State Lotteries (Thompson) (FR)41 DSC
468 Public School Personnel Evaluation (Bullard) (FR)41 DSC
470 Malt Beverage Tastings (Community Affairs and Detert) (FR)41, (CR)136, (CR)355, (CS)362, (CR)698 DSC

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472 Florida Enterprise Zone Act (Abruzzo) (FR)41 DSC
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- SM
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- SB
478 Move Over Act (Evers and Soto) (FR)41, (CO)455 DSC/CBP-CS/CS/HB 7005
480 Commission on Federalism (Evers) (FR)41 DSC
482 Florida Catastrophic Storm Risk Management Center (Banking and Insurance and Hays) (FR)41, (CR)136, (CR)355, (CS) 362 DSC
484 Rental Car Surcharge (Appropriations and others) (FR)41, (CS)123, (CR)137, (CR)510, (CR)620, (CS/CS)621, (CR)1038, (BA)1127 LTS/CBP-CS/CS/HB 343
486 Federal Write-in Absentee Ballot (Evers) (FR)42, (CR)137, (BA)235, (CR)237, (BA)258 DM
488 Out-of-network Physician Charges (Health Policy and Ring) (FR)42, (CR)242, (CS)247 DSC
490 Motor Vehicle Liability Policy Requirements (Garcia) (FR)42, (CR)135, (CR)137, (CR)355, (BA)434, (CR)442, (BA)487, 880 Ch. 2014-76
492 Regulation of Firearms and Ammunition (Margolis) (FR)42 DSC
494 Time Limitations (Judiciary and Benacquisto) (FR)42, (CS) 123, (CR)136, (CR)137 DSC/CBP-CS/CS/CS/SB 526
496 Warranty Associations (Simpson) (FR)42, (CR)136, (CR)137, (BA)297, (CR)303, (BA)332, (BA)385, (BA)386 LTS/CBP-HB 291
498 Adoptions (Children, Families, and Elder Affairs) (FR)42 DSC/CBP-CS/SB 1666
500 Sales, Storage, and Use Tax (Commerce and Tourism and Ring) (FR)42, (CS)123, (CR)137, (MO)303 WS
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504 Tax Credits or Refunds (Commerce and Tourism and Lee) (FR) 42, (CR)242, (CS)247 DSC/CBP-HB 5601
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508 State Ombudsman Program (Children, Families, and Elder Affairs and Detert) (FR)42, (CR)442, (CS)445, (CR)460 DSC
510 Local Government Neighborhood Improvement Districts (Appropriations and Ring) (FR)43, (CR)135, (CR)318, (CR)620, (CS)621, (BA)739, 740, (CR)774 DM
512 Cemeteries (Regulated Industries and Flores) (FR)43, (CR)262, (CS)264 DSC
514 Single-gender Public School Programs (Appropriations and Flores) (FR)43, (CR)303, (CR)460, (CR)515, (CS)516, (BA)597, (BA)598, (CR)620 LTS/CBP-CS/HB 313
516 Public Records/Point-In-Time Count and Survey/Homeless Management Information System (Latvala) (FR)43, (CR)303, (CR)355, (BA)441, (CR)442, (BA)492 DM
518 Child Safety Devices in Motor Vehicles (Appropriations and others) (FR)43, (CR)206, (CS)221, (CR)243, (CO)316, (CR)620, (CS/CS)621, (BA)740, (CR)774 LTS/CBP-CS/HB 225
520 Public Records/Dental Workforce Surveys (Richter) (FR)43, (CR)136, (CR)241, (CR)303, (BA)334, (CR)335, (BA)431, (BA) 486, 778 Ch. 2014-78
522 Involuntary Civil Commitment of Sexually Violent Predators (Appropriations and others) (BA)10, 11, (FR)43, (CS)123, (CS/ CS)124, (CR)135, (CR)138, (CR)139, 315, 351, 374 Ch. 2014-2 CBP-CS/SB 524
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526 Sexual Offenses (Appropriations and others) (BA)13, 15, (FR) 44, (CS)124, (CS/CS)124, (CS/CS/CS)125, (CR)135, (CR)137, (CR)138, (CR)139, 315, 351, 374 Ch. 2014-4
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530 Postsecondary Education Textbook and Instructional Materi- als Affordability (Education and Flores) (FR)44, (CR)242, (CS) 247, (CR)460 DSC
532 Disclosure of Sexually Explicit Images (Judiciary and others) (FR)45, (CS)126, (CR)138, (CR)207, (CS/CS)221, (BA)237, (CR) 237, (BA)261, (CO)316 DM
534 Tax Exemptions (Community Affairs and others) (FR)45, (CR) 136, (CO)229, (CR)242, (CS)248, (CR)460 DSC/CBP-HB 5601
536 Reclaimed Water (Environmental Preservation and Con- servation and others) (FR)45, (CS)126, (CR)138, (CR)318, (CS/ CS)320, (BA)334, (CR)335, (BA)431, (BA)486, 778 Ch. 2014- 79
538 Public Records/Taxpayer's Email Address (Latvala and Brandes) (FR)45, (CR)136, (CR)303, (CR)355, (BA)441, (CR) 442, (BA)492 DM
540 Sharks (Environmental Preservation and Conservation and others) (FR)45, (CR)207, (CS)222, (RC)239, (CR)317, (CR)442 DCS
542 Flood Insurance (Banking and Insurance and others) (FR)45, (CS)126, (CS/CS)126, (RC)134, (CR)137, (CR)139, (CR)243, (CS/CS/CS)248, (CO)255, (BA)290, (BA)291, (CR)303, (CO)316, (CO)324, (BA)325, 326, (CO)378, 883, 885 Ch. 2014-80 CBP- SB 1262
544 Licensure to Carry a Concealed Weapon or Firearm (Appro- priations and others) (FR)45, (CS)126, (RC)134, (CR)135, (CR) 138, (CR)206, (CO)229, (CR)515, (CS/CS)516, (BA)569, (BA) 570, (CR)584 LTS/CBP-CS/CS/HB 523, CS/HB 525
546 Public Records/Personal Identifying Information/License to Carry a Concealed Weapon or Firearm (Governmental Over- sight and Accountability and others) (FR)45, (CR)136, (CR)243, (CS)248, (CR)442, (BA)508, (CR)509, (BA)598, (CR)620 LTS/ CBP-CS/HB 525, CS/CS/HB 523
548 Bullying (Criminal Justice and others) (FR)46, (CS)127, (CR) 137, (CR)207, (CO)229 DSC
550 Traveling Across County Lines to Commit a Felony Offense (Appropriations and Hukill) (FR)46, (CR)317, (CR)442, (CR) 515, (CR)620, (CS)621, (BA)740, (BA)765, (CR)774 LTS/CBP- HB 427
552 Transactions in Fresh Produce Markets (Thompson) (FR)46, (CR)136, (CR)355 DSC
554 Patient Lifting (Thompson) (FR)46 DSC
556 Persons Excused from Jury Service (Thompson) (FR)46 DSC
558 Genetically Engineered Food (Ring and Sobel) (FR)46 DSC
560 Employment of School District Personnel After Retirement (Stargel) (FR)46 DSC
562 Sexual Predators and Offenders (Gibson) (FR)46, (CR)317 DSC
564 Security for Public Deposits (Banking and Insurance and Richter) (FR)46, (CS)127, (CR)137, (CR)207, (CR)510, (BA)533, (BA)534, (CR)584 LTS/CBP-HB 7009
566 Florida Bright Futures Scholarship Program (Lee) (FR)47, (CR)355, (CR)459, (BA)565, (CR)584, (BA)616, 617 DM
568 Value Adjustment Boards (Abruzzo) (FR)47 DSC
570 Title Insurance (Judiciary and others) (FR)47, (CS)127, (CR) 138, (CR)243, (CS/CS)248, (RC)255, (CR)317, (BA)433, (BA) 434, (CR)442 LTS/CBP-CS/CS/HB 321, CS/CS/HB 805
572 Use of a Tanning Facility by a Minor (Health Policy and Sobel) (FR)47, (CR)336, (CS)347 DSC
574 Establishment of Mental Health First Aid Training Program (Children, Families, and Elder Affairs and Sobel) (FR)47, (CS) 127, (CR)137, (CR)305 DSC
- SM
576 Supportive Housing for the Elderly Program (Abruzzo) (FR)47, (CR)136, (CR)242, (BA)333, (CR)335, (BA)389 DM
- SB
578 Domestic Partners (Sobel and others) (FR)47, (CO)324, (CO) 378 DSC
580 Concealed Weapons and Firearms (Margolis) (FR)48 DSC
582 Substance Abuse Services (Children, Families, and Elder Af- fairs and others) (FR)48, (CS)127, (RC)134, (CR)138, (CR)303, (CO)530, (MO)620, (CR)774 DSC
584 Medical Examiners (Lee) (FR)48 DSC
586 Brownfields (Judiciary and others) (FR)48, (CS)127, (CR)138, (CR)206, (CR)443, (CS/CS)445, (BA)506, (BA)507, (CR)509,

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- 588 Offenses Against Vulnerable Persons (Judiciary and others) (FR)48, (CS)127, (CR)138, (CR)355, (CR)460, (CS/CS)461, (BA)567, (CR)584 LTS/CBP-CS/CS/CS/HB 409
- 590 Money Services Businesses (Criminal Justice and others) (FR)48, (CS)127, (CS/CS)128, (CR)138, (CR)139, (BA)333, (CR)335, (BA)388, 528 Ch. 2014-81
- 592 Criminal Justice (Criminal Justice and Sobel) (FR)49, (CR)137, (BA)334, (CR)335, (BA)431, (CO)455, (BA)509, (CR)510, (BA)688, (CR)698, (BA)737, (BA)786 DM
- 594 Use of Tobacco Products in Motor Vehicles (Bean and Abruzzo) (FR)49 DSC
- 596 Defense Contracting (Commerce and Tourism and Evers) (FR)49, (CS)128, (CR)138, (CR)303, (CR)460 DSC
- 598 Juvenile Justice Education Programs (Criminal Justice and Bean) (FR)49, (CR)241, (CR)317, (CS)320, (CR)460, (MO)785, (BA)1107, (BA)1113, (BA)1114 LTS/CBP-CS/CS/SB 850
- 600 Administrative Procedures (Dean) (FR)49 DSC
- 602 Residency of Candidates and Public Officers (Rules and others) (FR)50, (CS)128, (CR)138, (CR)336, (CS/CS)347, (CR)510, (CS/CS/CS)510, (BA)566, (BA)567, (CR)584, (BA)632 DM
- 604 Florida State Employees' Charitable Campaign (Ring) (FR)50, (CR)137, (BA)235, (CR)237, (BA)258 DM
- 606 Governmental Ethics (Clemens) (FR)50 DSC/CBP-CS/CS/CS/SB 846
- 608 Monuments on the Capitol Complex (Rules and others) (FR)50, (CR)207, (CS)222, (CR)355, (CR)510, (CS/CS)511, (BA)534, (CR)584 LTS/CBP-CS/HB 731
- 610 Florida Hurricane Catastrophe Fund (Lee) (FR)50 DSC
- 612 Government Contracting (Judiciary and others) (FR)50, (CR)207, (CS)222, (CR)304, (CS/CS)305, (CR)459, (CS/CS/CS)461 DSC
- 614 Cigarette Products of Nonsettling Manufacturers (Altman) (FR)50 DSC
- 616 Public Records/Toll Facilities (Governmental Oversight and Accountability and Evers) (FR)51, (CR)136, (CR)207, (CS)222, (CR)242, (BA)570, (CR)584 LTS/CBP-CS/HB 7007
- 618 Professional Sports Franchises (Simmons and Soto) (FR)51, (CR)459 DSC
- 620 Service of Process (Detert) (FR)51, (CR)136, (CR)442, (BA)508, (CR)509 LTS/CBP-HB 627
- 622 Paper Recycling (Clemens) (FR)51, (CR)206 DSC
- 624 Fair Associations (Community Affairs and Simpson) (FR)51, (CR)136, (CR)242, (CS)248 DSC
- 626 Charitable Exemption from Ad Valorem Taxation (Hays and others) (FR)51, (CR)206, (CO)229, (CR)510 DSC
- 628 Independent Nonprofit Higher Education Facilities Financing (Education and others) (FR)51, (CR)355, (CS)362, (CR)460 DSC
- SR
 630 Bladder Cancer Awareness Month (Richter) (FR)380 Adopted
- SB
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- 634 Guardianship (Appropriations and others) (FR)52, (CS)128, (CR)138, (CR)206, (CS/CS)222, (CR)584, (CS/CS/CS)587, (BA)688, (CR)698 LTS/CBP-CS/HB 635
- 636 Public Utility Suppliers (Braynon) (FR)52, (CR)136 DSC
- 638 Charities (Appropriations and others) (FR)52, (CS)128, (CR)137, (CR)318, (CR)620, (CS/CS)621, (BA)801, (BA)802, (BA)803, (CR)806 LTS/CBP-CS/CS/HB 629
- 640 Public Health Trusts (Braynon) (FR)53, (CR)241, (CR)335, (CR)460, (CR)698, (BA)801, (CR)806 LTS/CBP-HB 531
- 642 Florida Transportation Corporation Act (Brandes) (FR)53, (CR)136, (CR)206, (BA)297, (BA)298, (CR)303, (BA)332 DM/CBP-HB 7175
- 644 Accessory Dwelling Units (Simpson) (FR)53 DSC
- 646 OGSR/Postsecondary Education Records and Applicant Records (Governmental Oversight and Accountability and Montford) (FR)53, (CR)136, (CR)318, (CS)320, (CR)355, (BA)441, (CR)442, (BA)493, 717 Ch. 2014-11
- 648 OGSR/K-12 Education Records (Governmental Oversight and Accountability and Montford) (FR)53, (CR)136, (CR)318, (CS)320, (CR)355, (BA)441, (CR)442, (BA)493, 717 Ch. 2014-12
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 650 OGSR/Inventories of an Estate or Elective Estate (Governmental Oversight and Accountability and Judiciary) (FR)53, (CR)243, (CS)248, (CR)459, (BA)570, (BA)584, (CR)584, (BA)618, 717 Ch. 2014-82
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- 654 Business Organizations (Judiciary and others) (FR)54, (CS)129, (CR)138, (CR)304, (CS/CS)306, (CR)355, (BA)800, (BA)801, (CR)806 LTS/CBP-CS/CS/HB 685
- 656 OGSR/Active Investigations of Allegations of Testing Impropriety (Governmental Oversight and Accountability and Montford) (FR)54, (CR)136, (CR)318, (CS)320, (CR)355, (BA)441, (CR)442, (BA)493, 717 Ch. 2014-13
- SM
 658 Balanced Federal Budget (Stargel and Benacquisto) (FR)54, (CR)137, (CR)303, (BA)333, (CR)335, (BA)389, 390, 528 Adopted
- SB
 660 Specialty License Plates (Simpson) (FR)54 DSC
- 662 Nonresident Sterile Compounding Permits (Appropriations and others) (FR)54, (CR)242, (CS)248, (CR)443, (CR)698, (CS/CS)698, (BA)799, (BA)800, (CR)806 LTS/CBP-CS/HB 7077
- 664 Health Access Dental Licenses (Health Policy) (FR)54 DSC/CBP-HB 97
- 666 Loan Originators, Mortgage Brokers, and Mortgage Lenders (Detert) (FR)55, (CR)135, (CR)207 DSC/CBP-CS/CS/SB 1012
- 668 Amusement Machines (Gaming and others) (FR)55, (CO)229, (CR)238, (CS)239 DSC
- 670 Nursing Home Litigation (Judiciary and others) (FR)55, (CS)129, (CR)138, (CR)305, (CS/CS)306, (BA)333, (CR)335, (BA)388, 596 Ch. 2014-83
- 672 Sites of Historic Interest and Value Within the State Park System (Bean) (FR)55 DSC
- 674 Background Screening (Criminal Justice and others) (FR)55, (CS)130, (CR)139, (CR)206, (CR)443, (CS/CS)445, (BA)499, (CR)509, (BA)578, 885 Ch. 2014-84
- 676 Welfare Transition Trust Fund/Department of Education (Galvano) (BA)9, (FR)55, (CR)135, (CR)137, 455 Ch. 2014-42
- 678 Trust Funds within Department of Agriculture and Consumer Services (Hays) (BA)9, (FR)56, (CR)135, (CR)137, 455 Ch. 2014-43
- 680 Federal Grants Trust Fund/Department of Business and Professional Regulation (Hays) (BA)9, (FR)56, (CR)135, (CR)137, 455 Ch. 2014-44
- 682 Federal Grants Trust Fund/Department of Financial Services (Hays) (BA)9, 10, (FR)56, (CR)135, (CR)137, 455 Ch. 2014-45
- 684 State Economic Enhancement and Development Trust Fund/Department of Economic Opportunity (Gardiner) (BA)10, (FR)56, (CR)135, (CR)137, 455 Ch. 2014-46
- 686 Termination of Trust Funds within Department of Economic Opportunity (Gardiner) (BA)10, (FR)56, (CR)135, (CR)137, 455 Ch. 2014-47
- 688 Federal Grants Trust Fund/Executive Office of the Governor (Gardiner) (BA)10, (FR)56, (CR)135, (CR)137, 455 Ch. 2014-48
- 690 Involuntary Examinations of Minors (Health Policy and Diaz de la Portilla) (FR)56, (CR)304, (CS)306 DSC
- 692 Engineers (Regulated Industries and Stargel) (FR)56, (CR)238, (CS)239, (CR)262, (CR)442, (BA)506, (CR)509, (BA)580 LTS/CBP-CS/CS/HB 713
- 694 Diabetes Advisory Council (Governmental Oversight and Accountability and others) (FR)56, (CR)136, (CR)242, (CS)249, (CR)443 DSC
- 696 Department of Transportation (Appropriations and Transportation) (FR)57, (CS)130, (CR)139, (BA)236, (CR)237, (MO)237, (BA)298, (BA)740, (CR)774, (BA)799, (BA)910, (BA)912 LTS/CBP-HB 7175
- 698 Sexual Misconduct with Students by Authority Figures (Criminal Justice and Stargel) (FR)57, (CR)356, (CS)362, (RC)466, (CR)698, (BA)799, (CR)806 LTS/CBP-CS/HB 485
- 700 Juvenile Justice (Appropriations and others) (FR)57, (CR)136, (CR)206, (CS)222, (CR)318, (CR)584, (CS/CS)587, (BA)688,

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- 702 Pharmacy Audits (Appropriations and others) (FR)58, (CR)137, (CR)262, (CS)264, (RC)266, (CR)442, (CS/CS)445, (CR)515, (CS/CS/CS)516, (BA)534, (CR)584, (BA)611, 880 Ch. 2014-85
- SJR
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- SB
706 Discretionary Sales Surtaxes (Montford) (FR)58 DSC
708 Insurance Claims (Appropriations and others) (FR)58, (CS)130, (CR)137, (CR)262, (CS/CS)264, (BA)535, (BA)536, (CR)584, (BA)612, 880 Ch. 2014-86 CBP-CS/CS/HB 633
710 Health Care (Garcia and Soto) (FR)58 DSC/CBP-HB 97, CS/SB 86
712 Taxes on Prepaid Calling Arrangements (Galvano and others) (FR)59, (CR)135, (CO)255, (CO)378, (CR)443, (CR)620, (CR)1038, (BA)1107 DM/CBP-HB 5601
714 Specialty License Plates (Bean) (FR)59 DSC
716 Transportation Facility Designations (Hukill) (FR)59 DSC/CBP-CS/CS/SB 820
718 Public Meetings (Legg) (FR)59, (CR)241 DSC
- SR
720 Italian and Italian American Heritage Month (Sachs) (FR)908 Adopted
- SB
722 Newborn Health Screening (Judiciary and others) (FR)59, (CR)242, (CS)249, (CR)336, (CS/CS)347, (CO)455, (CR)460, (CS/CS/CS)462, (CO)479, (BA)533, (CR)584 LTS/CBP-CS/HB 591
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726 Reemployment Assistance Appeals Commission (Governmental Oversight and Accountability and Detert) (FR)59, (CR)136, (CR)443, (CS)445, (RC)466, (CR)510, (BA)533, (CR)584, (BA)611 DM
728 Public Records and Public Meetings/Postsecondary Education Executive Search (Hays) (FR)59 DSC
730 Municipal Governing Body Meetings (Governmental Oversight and Accountability and others) (FR)60, (CR)207, (CS)223, (CR)443, (CS/CS)445, (BA)509, (CR)509, (BA)582, 778 Ch. 2014-14
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734 Cancer Control and Research (Appropriations and others) (FR)60, (CR)241, (CR)460, (CR)620, (CS)622, (BA)740, (BA)741, (CR)774 LTS/CBP-CS/CS/HB 511
736 Discretionary Education Funding (Sobel) (FR)60 DSC
738 Postsecondary Education (Sobel) (FR)60 DSC
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1090 Homelessness (Children, Families, and Elder Affairs and others) (FR)88, (CO)316, (CR)335, (CS)347, (CR)620, (BA)752, (CR)774, (BA)804 LTS/CBP-CS/CS/HB 979
1092 Commercial Motor Vehicle Review Board (Agriculture and Simpson) (FR)88, (CR)262, (CS)265, (CR)355 DSC
1094 Aquatic Preserves (Environmental Preservation and Conservation and Dean) (FR)88, (CR)206, (CS)227, (CR)262 DSC
1096 Education (Garcia) (FR)89 DSC
1098 Florida Homeowners' Construction Recovery Fund (Regulated Industries and Dean) (FR)89, (CR)317, (CS)322, (CR)443 DSC
1100 Education Fiscal Accountability (Flores) (FR)89 DSC
1102 Local Government Infrastructure Surtax (Altman) (FR)89, (CR)303, (CR)510 DSC
1104 Discretionary Education Funding (Soto) (FR)89 DSC
1106 Building Construction (Regulated Industries and others) (FR)89, (CR)304, (CS)308, (CR)442, (CR)515, (CS/CS)517 DSC/CBP-CS/HB 7147
1108 OGSR/Children of Agency Officers and Employees/Identifying Information (Community Affairs) (FR)89, (CR)355, (CR)442, (BA)509, (CR)510, (BA)582, (BA)609, 717 Ch. 2014-94
1110 Deferred Compensation (Community Affairs) (FR)90 DSC
1112 Florida Retirement System Cash Balance Plan Trust Fund (Community Affairs) (FR)90 DSC
1114 Retirement (Appropriations and others) (FR)90, (CR)515, (CS)518, (CR)698, (CS/CS)699, (BA)850, (BA)852, (MO)852, (BA)853, (CR)879, (BA)1032 DCS/CBP-HB 5005
1116 Rural Areas of Opportunity (Grimsley) (FR)90 DSC/CBP-CS/HB 7023
1118 Alcohol or Drug Impairment (Gibson) (FR)91 DSC
1120 Military Affairs (Military and Veterans Affairs, Space, and Domestic Security and Abruzzo) (FR)91, (CR)336, (CS)347 DSC
1122 Emergency Allergy Treatment (Appropriations and others) (FR)91, (CO)240, (CR)242, (CS)253, (CO)378, (CR)460, (CR)620, (CS/CS)624, (BA)752, (CR)774 LTS/CBP-CS/CS/HB 1131
1124 Charter Schools (Montford and Clemens) (FR)91 DSC
1126 Fish and Wildlife Conservation Commission (Environmental Preservation and Conservation and Dean) (FR)91, (CR)317, (CS)322, (CR)584, (BA)1022, (CR)1038 LTS/CBP-CS/CS/HB 955
1128 Damages in Negligence Actions (Richter and Hays) (FR)92 DSC
1130 Point-of-sale Terminals (Richter) (FR)92 DSC
1132 Elections (Braynon) (FR)92 DSC
1134 Home Medical Equipment (Health Policy and Detert) (FR)92, (CR)356, (CS)365, (CR)460 DSC
1136 Ticket Sales (Garcia) (FR)92 DSC/CBP-CS/SB 1142
1138 Civil Liability of Farmers (Judiciary and others) (FR)92, (CR)304, (CS)308, (CR)443, (CS/CS)449, (BA)507, (CR)510, (BA)581, (BA)597, (BA)631, (BA)736 DM
1140 Public Records/Division of Emergency Management/Emergency Planning (Military and Veterans Affairs, Space, and Domestic Security and Hays) (FR)92, (CR)304, (CS)308, (CR)442, (CR)459, (BA)571, (CR)584, (BA)643, 880 Ch. 2014-188
1142 Ticket Sales (Commerce and Tourism and others) (FR)92, (CR)318, (CS)322, (CR)355, (CO)378, (CR)510, (BA)536, (BA)563, (BA)564, (CR)584, (BA)613, (CO)717, 880 Ch. 2014-95
1144 Missing Children Investigations (Simmons) (FR)93 DSC
1146 Service Animals (Commerce and Tourism and Altman) (FR)93, (CR)356, (CS)365 DSC
1148 Postsecondary Education (Appropriations and Education) (FR)93, (CR)243, (CR)356, (CS)365, (BA)858, (CR)879, (BA)1107 DCS/CBP-CS/CS/CS/HB 851, HB 5101
1150 Medical Tourism (Health Policy and others) (FR)93, (CR)304, (CS)308, (CR)355, (CS/CS)365, (CR)510, (BA)566, (CR)584, (BA)619, (CO)778 DM
1152 Leases for Wireless Communication Facilities on State Property (Latvala) (FR)93 DSC/CBP-CS/CS/HB 1161, HB 7175, CS/CS/CS/SB 218
1154 Nursing Home Guide Watch List (Soto) (FR)93, (CR)459 DSC
1156 Capital Investment Tax Credit (Stargel) (FR)93 DSC
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1158 Lancelot Jones Day (Bullard) (FR)1040 Adopted
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1160 Onsite Sewage Treatment and Disposal Systems (Environmental Preservation and Conservation and Evers) (FR)93, (CR)356, (CS)366, (CR)442, (CR)459, (CR)1038, (BA)1108 DM
1162 Resident Status for Tuition Purposes (Detert) (FR)93 DSC
1164 Human Trafficking (Simmons) (FR)94 DSC
1166 Tuition and Fee Exemptions (Detert) (FR)94 DSC
1168 Municipal Bonds (Garcia) (FR)94 DSC
1170 Slot Machine Licenses (Dean) (FR)94 DSC
1172 Conveyance of Property Taken by Eminent Domain (Sobel) (FR)94, (CR)335, (CR)459, (CR)515, (BA)858, (CR)879 DCS
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1174 Carbon Dioxide Emissions Guidelines (Environmental Preservation and Conservation and Gibson) (FR)94, (CR)355, (CR)356, (CS)366, (BA)571, (CR)584, 1038 Adopted
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1176 Divers (Judiciary and Abruzzo) (FR)94, (CR)303, (CR)355, (CR)460, (CS)463, (BA)536, (BA)537, (CR)584 LTS/CBP-HB 1049
1178 Rural Letter Carriers (Evers) (FR)94, (CR)241 DSC
1180 Chemicals in Consumer Products (Sobel and Thompson) (FR)94, (CR)317, (CO)324, (CR)459 DSC
1182 Secondary Metals Recyclers (Agriculture and others) (FR)94, (CR)355, (CS)366, (CR)459, (CS/CS)624 DSC
1184 Gasoline Stations (Agriculture and others) (FR)95, (CR)304, (CS)308, (CR)355, (CS/CS)366, (RC)466 DSC/CBP-CS/CS/HB 7005
1186 East Naples Fire Control and Rescue District, Collier County (Richter) (FR)95 DSC/CBP-CS/HB 949, CS/HB 951
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1188 Prospective Appointment of Judicial Vacancies (Rules and Lee) (FR)95, (CR)241, (CR)318, (CS)322, (BA)333, (BA)334, (CR)335, (BA)386, 387, 880 Passed
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1190 Family Law (Children, Families, and Elder Affairs and Lee) (FR)95, (CR)443, (CS)449, (CR)459, (BA)563, (CR)584, (BA)615 DCH
1192 Palliative Care (Health Policy and others) (FR)95, (CO)229, (CO)255, (CR)356, (CS)366 DSC
1194 Citizen Support and Direct-support Organizations (Appropriations and Governmental Oversight and Accountability) (FR)95, (CR)241, (CR)356, (CS)366, (BA)435, (CR)442, (BA)488, 489, 1398 Ch. 2014-96
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1202 Career Centers and Charter Technical Career Centers (Education and Montford) (FR)96, (CR)355, (CS)367 DSC/CBP-CS/CS/CS/HB 851
- 1204 Background Screening (Montford) (FR)96 DSC
- 1206 Agricultural Industry Certifications (Education and Montford) (FR)96, (CR)355, (CS)367, (RC)373, (CO)455, (CR)459, (CR)620, (BA)752, (BA)753, (CR)774 LTS/CBP-CS/CS/CS/HB 487
- 1208 Fraudulent Controlled Substance Prescriptions (Health Policy and others) (FR)97, (CR)238, (CS)239, (CR)304, (CS/CS)308, (CR)584, (BA)858, (CR)879 LTS/CBP-CS/HB 517
- 1210 Division of Insurance Agents and Agency Services (Banking and Insurance and Bean) (FR)97, (CR)242, (CS)253, (CR)443, (CR)515, (BA)567, (BA)568, (BA)569, (CR)584 LTS/CBP-CS/CS/HB 633, CS/CS/SB 708
- 1212 Behavior Analysts (Appropriations and others) (FR)97, (CR)443, (CS)449, (CR)459, (CR)584, (CS/CS)588, (BA)676, (CR)698, (BA)720 DM
- 1214 Workers' Compensation (Hays) (FR)97 DSC/CBP-CS/CS/HB 271
- 1216 Professional Sports Facilities (Appropriations and others) (FR)98, (CR)335, (CS)347, (CR)515, (CS/CS)518, (BA)799, (CR)806, (BA)918, (BA)919 LTS/CBP-CS/HB 7095
- 1218 Public Records/Surveillance Recordings (Brandes) (FR)98 DSC
- SR
1220 Trenton High School Tigers/Class 1A State Championship (Dean) (FR)330 Adopted
- SB
1222 Restoration of Civil Rights (Thompson) (FR)98 DSC
- SJR
1224 Restoration of Civil Rights (Thompson) (FR)98 DSC
- SB
1226 Education (Rules and others) (FR)98, (CR)355, (CS)367, (RC)373, (CR)510, (CS/CS)511, (BA)537, (BA)538, (BA)539, (CR)584 LTS/CBP-HB 7031, CS/SB 1642
- SR
1228 Polk State College (Stargel and others) (FR)230, 231 Adopted
- SB
1230 Physician Assistants (Hays) (FR)99, (CR)442 DSC
- SR
1232 Dentists' Day on the Hill (Hays) (FR)354 Adopted
- SB
1234 Florida Law Enforcement Officers' Hall of Fame (Bullard) (FR)99, (CR)317, (CR)510, (MO)785, (BA)1129 LTS/CBP-CS/CS/CS/HB 41
- 1236 Public Education (Clemens) (FR)99 DSC
- 1238 Family Trust Companies (Banking and Insurance and Richter) (FR)99, (CR)356, (CS)368, (CR)459, (BA)569, (CR)584, (BA)641, 642, 880 Ch. 2014-97 CBP-CS/CS/SB 1320
- 1240 Public Records/Personal Financial Statement/Contract Bidding (Margolis) (FR)100, (CR)335, (MO)584 WS
- 1242 No Contact Orders (Simmons) (FR)100, (CR)262 DSC
- 1244 Zero-tolerance Policies (Thompson) (FR)100 DSC
- 1246 Elections (Thompson) (FR)100 DSC
- 1248 Water and Wastewater Utilities (Latvala) (FR)101 DSC
- 1250 Voluntary Contributions to Public School Facilities (Hays) (FR)101 DSC
- 1252 Identification Cards and Driver Licenses (Abruzzo) (FR)101 DSC
- 1254 Health Care Services (Appropriations and others) (FR)101, (CR)356, (CS)369, (RC)374, (CR)442, (CS/CS)449, (CR)698, (CS/CS/CS)699, (BA)836, (CR)879 LTS/CBP-CS/CS/HB 1179, HB 5201
- SJR
1256 Miami-Dade County Home Rule Charter (Garcia) (FR)101, (CR)335 DSC
- SB
1258 Foster Care (Garcia) (FR)101, (MO)774 WS
- 1260 Insurance (Appropriations and others) (FR)101, (CO)255, (CR)317, (CS)322, (CR)510, (CR)698, (CS/CS)700, (BA)799, (CR)806, (BA)912, (BA)913, (BA)914 LTS/CBP-HB 291, CS/CS/HB 321, CS/CS/HB 633, CS/HB 785, CS/CS/HB 7005, CS/CS/CS/SB 542, CS/CS/SB 708, CS/CS/SB 1308, CS/CS/SB 1344, CS/CS/SB 1672
- SB
1262 Public Records and Meetings/Insurance Flood Loss Model (Brandes) (FR)102, (CR)241, (CR)355, (CR)442, (BA)570, (BA)572, (CR)584, (BA)618, 778 Ch. 2014-98 CBP-CS/CS/CS/SB 542
- 1264 School Health Services Program (Sobel and Hays) (FR)102, (MO)334 WS
- 1266 State Employees' Prescription Drug Program (Governmental Oversight and Accountability and others) (FR)103, (CO)255, (CR)442, (CS)450 DSC/CBP-HB 5003
- 1268 Solicitation (Abruzzo) (FR)103 DSC
- 1270 Economic Incentive Programs (Sobel) (FR)103 DSC
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- 1274 Citizens Property Insurance Corporation (Community Affairs and others) (FR)104, (CR)356, (CS)369, (CR)460, (CS/CS)463, (CR)515, (BA)599, (CR)620, (BA)646, (BA)718 LTS/CBP-CS/CS/HB 1089
- 1276 Trauma Service Centers (Appropriations and others) (FR)104, (CR)355, (CS)369, (CR)515, (CS/CS)519, (BA)753, (CR)774, (BA)804, (BA)1107 DSC
- 1278 Public Records/Office of Financial Regulation (Governmental Oversight and Accountability and others) (FR)104, (CR)242, (CS)253, (CR)356, (CS/CS)369, (CR)459, (BA)570, (CR)584, (BA)618, 778 Ch. 2014-99 CBP-CS/CS/SB 1012
- 1280 Specialty License Plates/Hispanic Achievers (Simmons) (FR)104 DSC/CBP-CS/CS/SB 132
- 1282 Athletic Safety, Education, and Training (Braynon) (FR)104 DSC
- 1284 Charter Schools (Ring) (FR)104 DSC
- 1286 Collier County (Richter) (FR)105 DSC/CBP-CS/HB 951, CS/HB 949
- SM
1288 Newborn Screening Programs (Grimsley) (FR)105 DSC
- SB
1290 Transportation Services Procurement (Governmental Oversight and Accountability and others) (FR)105, (CO)229, (CO)255, (CR)318, (CS)323 DSC
- 1292 Postsecondary Education (Education and Legg) (FR)105, (CR)355, (CS)369, (CR)460, (CR)698, (BA)858, (CR)879, (BA)1107 DCS/CBP-HB 5101
- 1294 Municipal Power Regulation (Altman) (FR)105 DSC
- 1296 Tax on Sales, Use, and other Transactions (Altman) (FR)105 DSC
- SM
1298 Disaster Savings Account Act (Military and Veterans Affairs, Space, and Domestic Security and Brandes) (FR)105, (CR)318, (CS)323, (CR)355, (BA)571, (BA)572, (CR)584 DM
- SB
1300 Public Records/Office of Insurance Regulation (Governmental Oversight and Accountability and others) (FR)105, (CR)242, (CS)253, (CR)356, (CS/CS)370, (CR)442, (BA)509, (CR)510, (BA)582, 778 Ch. 2014-100 CBP-CS/CS/SB 1308
- 1302 Child Welfare Training and Certification (Sobel) (FR)105 DSC
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- 1306 Onsite Sewage Treatment and Disposal Systems (Health Policy and Altman) (FR)106, (CR)304, (CS)308, (RC)350, (CR)442 DSC
- 1308 Insurer Solvency (Judiciary and others) (FR)106, (CR)243, (CS)254, (CR)336, (CS/CS)348, (CR)459, (BA)537, (CR)584, (BA)613, 614, 880 Ch. 2014-101 CBP-CS/CS/SB 1300
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- 1318 Public Records and Meetings/Public-private Partnerships (Community Affairs and Evers) (FR)107, (CR)304, (CS)308, (CR)442, (CR)459, (BA)798, (CR)806 DM
- 1320 Public Records/Office of Financial Regulation (Governmental Oversight and Accountability and others) (FR)107, (CR)336, (CS)348, (CR)515, (CS/CS)519, (BA)603, (CR)620, (BA)647, (BA)648, 880 Ch. 2014-102 CBP-CS/SB 1238

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1322 Law Enforcement and Corrections Officers (Evers and Soto) (FR)107, (CO)455 DSC
- 1324 Medical Education Reimbursement and Loan Repayment Program (Montford) (FR)107 DSC
- 1326 Emergency Management (Military and Veterans Affairs, Space, and Domestic Security and Brandes) (FR)107, (CR)304, (CS)308, (RC)350, (CR)442 DSC
- 1328 Inspectors General (Appropriations and others) (FR)107, (CR)442, (CS)450, (CR)620, (CS/CS)624, (BA)858, (CR)879 LTS/CBP-CS/CS/HB 1385
- 1330 WNI
- SR
1332 Turkish-Floridian Friendship Task Force (Garcia) (FR)107, (BA)630, (MO)630 Adopted
- SB
1334 Flags (Bradley) (FR)107 DSC
- 1336 Lionfish (Evers) (FR)107, (CR)303, (CR)354 DSC
- 1338 Public Records/Security Incidents (Ring) (FR)108 DSC
- 1340 Consumer Protection (Flores and Galvano) (FR)108, (CO)378 DSC
- 1342 Nonresidential Farm Buildings (Agriculture and Dean) (FR)108, (CR)262, (CS)265, (CR)442 DSC
- 1344 Insurance (Rules and others) (FR)108, (CR)304, (CS)309, (CR)317, (CR)460, (CS/CS)463, (BA)494, (CR)510, (BA)573, 778 Ch. 2014-103
- 1346 Driver Licenses and Identification Cards (Evers) (FR)108 DSC
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- 1350 Patient Compensation System Trust Fund/State Treasury (Grimsley) (FR)109 DSC
- 1352 Health Care Practitioners (Health Policy and Grimsley) (FR)109, (CR)356, (CS)370 DSC
- 1354 Health Care (Appropriations and others) (FR)109, (CR)335, (CR)510, (RC)513, (CR)620, (CS/CS)624, (BA)753, (BA)765, (BA)769, (MO)771, 773, (CR)774 DM/CBP-CS/HB 323
- 1356 Public Records/Voter Registration (Evers) (FR)109 DSC
- SJR
1358 Real Property (Sobel and Soto) (FR)109, (CO)324 DSC
- SR
1360 FSU Day (Thrasher and others) (FR)352, 353 Adopted
- SB
1362 Compensation for Personal Injury or Wrongful Death Arising From a Medical Injury (Grimsley) (FR)109 DSC
- 1364 Employee Health Care Access Act (Bradley) (FR)110, (CR)241 DSC
- 1366 Driver Licenses (Evers) (FR)110 DSC/CBP-CS/CS/HB 7005
- 1368 Education Performance Accountability (Montford) (FR)110 DSC
- 1370 Specialty License Plates/Rotary's Camp Florida (Simpson) (FR)110 DSC
- 1372 Children and Youth Cabinet (Montford) (FR)110, (CR)303 DSC
- SJR
1374 Renewable Energy Producer (Thompson) (FR)111 DSC
- SB
1376 Community Schools Initiative (Thompson) (FR)111 DSC
- 1378 Staff Membership (Garcia) (FR)111 DSC
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- 1382 Hazardous Walking Conditions (Community Affairs and Hays) (FR)111, (CR)303, (CR)442, (CS)450 DSC
- 1384 Pharmaceutical Services (Garcia and Latvala) (FR)111, (MO)262 WS
- 1386 Insurers (Garcia) (FR)111 DSC
- 1388 Registered Interns in Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling (Montford) (FR)111, (CR)317, (CR)442 DSC
- 1390 Bail Bond Premiums (Banking and Insurance and Brandes) (FR)111, (CR)304, (CS)309, (CR)510 DSC/CBP-HB 5601
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1392 Cost Recovery by Electric Utility (Thompson) (FR)111 DSC
- SB
1394 Education (Appropriations and Legg) (FR)112, (CR)355, (CR)515, (CR)620, (CS)624, (BA)858, (CR)879, (BA)1107 DCS
- 1396 Public Records and Meetings/Public-private Partnerships/State Universities (Rules and others) (FR)112, (CR)242, (CS)254, (CR)355, (CR)510, (CS/CS)512, (BA)676, (CR)698, (MO)698 DCS
- 1398 Land Conservation (Hays) (FR)112 DSC
- 1400 Postsecondary Student Tuition (Education and others) (FR)112, (CR)304, (CS)309, (CO)324, (CR)355, (CO)378, (CO)514, (CR)515 DSC/CBP-CS/CS/CS/HB 851
- 1402 Driver Licenses and Identification Cards (Garcia) (FR)112 DSC
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- 1414 City of Ocala, Marion County (Dean) (FR)113 DSC/CBP-CS/CS/HB 1443
- 1416 Sexual Predator and Sexual Offender Absconders (Criminal Justice and Bean) (FR)113, (CR)459, (RC)466, (CS)625 DSC
- SR
1418 Gun Violence Awareness Month (Bullard) (FR)113 DSC
- SB
1420 Medical Practice (Garcia) (FR)113 DSC
- 1422 Taxes (Ring) (FR)113 DSC
- 1424 Regulation of Summer Camps (Children, Families, and Elder Affairs and Clemens) (FR)113, (CR)459, (CS)625 DSC
- 1426 Public Records/Human Trafficking Victims (Criminal Justice and others) (FR)113, (CO)316, (CR)356, (CS)370 DSC/CBP-CS/CS/CS/HB 989
- 1428 Reducing Racial and Ethnic Health Disparities (Joyner) (FR)114, (CR)442 DSC
- 1430 Citrus County Hospital Board, Citrus County (Dean) (FR)114 DSC/CBP-CS/CS/HB 1445
- SR
1432 Fathers in Education Day/Fathers in Action and Advocacy Week (Bullard) (FR)330, 331 Adopted
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1434 Urban Infill and Redevelopment Assistance Grant Program (Soto) (FR)114 DSC
- 1436 Public Records/Location of Safe Houses (Children, Families, and Elder Affairs and others) (FR)114, (CO)316, (CR)443, (CS)450 DSC/CBP-CS/CS/CS/HB 989
- 1438 Qualified Television Loan Fund (Commerce and Tourism and Bean) (FR)114, (CR)336, (CS)348 DSC
- 1440 Human Trafficking (Children, Families, and Elder Affairs and Flores) (FR)114, (CR)443, (CS)450 DSC/CBP-CS/CS/CS/HB 989
- 1442 Publicly Funded Retirement Programs (Governmental Oversight and Accountability and others) (FR)114, (CR)304, (CS)309, (CR)442, (CS/CS)450 DSC
- SR
1444 2013 Venice High School Indians Baseball Team (Detert) (FR)909 Adopted
- SB
1446 State Assessments (Detert) (FR)114 DSC/CBP-HB 7031, CS/SB 1642
- 1448 Lawnmower Safety Devices (Joyner) (FR)115 DSC
- 1450 Homeowners' Association Meetings (Regulated Industries and Simpson) (CR)242, (CS)254, (CR)335, (BA)435, (BA)436, (CR)442, (FR)456, (BA)489 DM/CBP-CS/CS/CS/HB 807
- 1452 Value Adjustment Boards (Soto) (FR)456 DSC
- SR
1454 Critical Infrastructure Vulnerability (Thompson) (FR)456 DSC
- SB
1456 Teacher Education (Thompson) (FR)456 DSC
- 1458 Condominium Assessments (Abruzzo) (FR)456 DSC
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- 1462 Residential Properties (Regulated Industries and Stargel) (CR)318, (CS)323, (FR)456 DSC/CBP-CS/CS/CS/HB 807
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- SB
1466 Residential Communities (Judiciary and others) (CR)356, (CS) 370, (FR)457, (CR)459, (CS/CS)463, (RC)513, (BA)598, (CR) 620, (BA)648, (BA)736, (BA)737 LTS/CBP-CS/CS/HB 7037
- 1468 Instructional Materials (Gibson) (FR)457 DSC
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- 1472 Personal Identification Information Theft (Criminal Justice and Abruzzo) (CR)355, (CS)371, (FR)457, (CR)515 DSC/CBP-CS/CS/HB 409
- 1474 Public Officers and Employees (Community Affairs and others) (CR)262, (CS)265, (CR)442, (CS/CS)451, (FR)457, (MO)584, (CR)698 WS
- 1476 Public Records/Automated Traffic Law Enforcement System (Evers) (FR)457 DSC
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- SR
1490 Oral Health Awareness Month (Garcia) (FR)484 Adopted
- SB
1492 Punitive Damages (Thrasher) (FR)208, (MO)237 WS
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- 1500 Dental Licensing (Hays) (FR)208 DSC
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1502 Health Information Technology Week (Garcia) (FR)483, 484 Adopted
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1504 Animal Cruelty (Abruzzo) (FR)208 DSC
- 1506 Pilot Program for Improving Low-performing Schools (Montford) (FR)208 DSC
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