

EVENING SESSION

The Senate was called to order by the President at 5:34 p.m. A quorum present—31:

Table listing names of senators present: Mr. President, Baxley, Bean, Benacquisto, Book, Bracy, Bradley, Brandes, Broxson, Campbell, Farmer, Flores, Galvano, Garcia, Gibson, Grimsley, Lee, Mayfield, Montford, Passidomo, Perry, Powell, Rader, Rodriguez, Simmons, Simpson, Stargel, Steube, Stewart, Torres, Young.

Yeas—33

Table listing names of senators voting 'Yeas': Mr. President, Baxley, Bean, Benacquisto, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Campbell, Farmer, Flores, Galvano, Garcia, Gibson, Grimsley, Latvala, Lee, Mayfield, Montford, Passidomo, Perry, Powell, Rader, Rodriguez, Simmons, Simpson, Stargel, Steube, Stewart, Torres, Young.

Nays—None

Vote after roll call:

Yea—Gainer, Hutson, Thurston

SPECIAL ORDER CALENDAR, continued

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

CS for CS for CS for HB 1007—A bill to be entitled An act relating to insurer anti-fraud efforts; reordering and amending s. 626.9891, F.S.; providing and revising definitions; requiring every insurer to designate at least one primary anti-fraud employee for certain purposes; requiring insurers to adopt an anti-fraud plan; revising insurer requirements in providing anti-fraud information to the Department of Financial Services; requiring specified information to be filed annually with the department; revising the information to be provided by insurers who write workers' compensation insurance; requiring each insurer to provide annual anti-fraud education and training; requiring insurers who submit an application for a certificate of authority after a specified date to comply with the section; providing penalties for failure to comply with requirements of the section; requiring rulemaking in certain cases; creating s. 626.9896, F.S.; requiring certain state attorneys to submit data; requiring the Division of Investigative and Forensic Services to provide an annual report to the Executive Office of the Governor, the Speaker of the House of Representatives, and the President of the Senate; amending s. 641.221, F.S.; requiring a health maintenance organization authorized to exclusively market, sell, or offer to sell Medicare Advantage plans in this state to meet certain criteria to maintain eligibility for a certificate of authority; authorizing the Office of Insurance Regulation to extend the period of eligibility; amending s. 641.3915, F.S.; deleting obsolete provisions; providing effective dates.

—which was previously considered and amended this day.

RECONSIDERATION OF AMENDMENT

On motion by Senator Brandes, the Senate reconsidered the vote by which Amendment 1 (888862), 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 to Amendment 1 (888862) which was adopted by two-thirds vote:

Amendment 1B (564446) (with title amendment)—Delete lines 257-285.

And the title is amended as follows:

Delete lines 761-771 and insert: extend the period of eligibility; amending s. 641.3915,

Amendment 1 (888862), as amended, was adopted by two-thirds vote.

On motion by Senator Brandes, CS for CS for CS for HB 1007, as amended, was passed and certified to the House. The vote on passage was:

MOTION

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 8:00 p.m.

On motion by Senator Passidomo, the rules were waived and the Senate reverted to—

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Joe Negron President, The Florida Senate Suite 409, The Capitol 404 South Monroe Street Tallahassee, FL 32399-1100 May 5, 2017

Dear President Negron:

The following executive appointments were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

Table with columns: Office and Appointment, For Term Ending. Lists appointments for Florida Building Commission, Hillsborough County Civil Service Board, Florida Commission on Community Service, Board of Trustees of Daytona State College, Board of Trustees of Indian River State College, Board of Trustees of Florida Gateway College, and Board of Trustees of State College of Florida, Manatee-Sarasota.

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of Northwest Florida State College Appointee: Abbott, Shane G.	05/31/2017	Criminal Conflict and Civil Regional Counsel - First District Court of Appeal Appointee: Brower, Candice K.	09/30/2019
Board of Trustees of Palm Beach State College Appointee: Miedema, Barbara J.	05/31/2019	Criminal Conflict and Civil Regional Counsel - Second District Court of Appeal Appointee: Neymotin, Ita M.	09/30/2019
Florida Development Finance Corporation Appointee: Bradshaw, James Nelson	05/02/2019	Criminal Conflict and Civil Regional Counsel - Third District Court of Appeal Appointee: Zenobi, Eugene F.	09/30/2019
Education Practices Commission Appointees: Bland, Ana Armbrister Budnick, Judie S. Gold, Christie R. Hardie, Douglas V. Hollis-Cole, Tiffany Maynard, Stephen K. McCray, Katrina E. Mellin, Fredric I. Wilson, Celita	09/30/2018 09/30/2019 09/30/2019 08/17/2020 09/30/2020 08/17/2020 09/30/2018 09/30/2019 02/17/2020	Criminal Conflict and Civil Regional Counsel - Fourth District Court of Appeal Appointee: Ryan, Antony Parker	09/30/2019
Florida Elections Commission Appointees: Kelly, James (J.) Alexander (Alex) Stern, Barbra A.	12/31/2019 12/31/2019	Criminal Conflict and Civil Regional Counsel - Fifth District Court of Appeal Appointee: Deen, Jeffrey D.	09/30/2019
Florida Housing Finance Corporation Appointee: Lieberman, Ronald	11/13/2020	Florida Commission on Offender Review Appointee: Wyant, David A.	06/30/2022
Florida Commission on Human Relations Appointees: Peterson, Latanya E. Steele, Rebecca E.	09/30/2018 09/30/2019	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:	
Commission for Independent Education Appointees: Crocitto, Peter F., Jr. Kinchen, Thomas A.	06/30/2019 06/30/2018	<i>Office and Appointment</i>	<i>For Term Ending</i>
Governor's Mansion Commission Appointee: Mullican, Susan H.	09/30/2019	Environmental Regulation Commission Appointees: Gummey, Frank B., III McCarthy, James W. Varn, Craig D.	07/01/2017 07/01/2019 07/01/2019
North Central Florida Regional Planning Council, Re- gion 3 Appointee: Thomas, Lorene J.	10/01/2018	Executive Director of Southwest Florida Water Man- agement District Appointee: Armstrong, Brian J.	Pleasure of the Board
Northeast Florida Regional Planning Council, Region 4 Appointees: Drew, John M. Johns, James Kenneth van Eckert, Helga E.	10/01/2018 10/01/2018 10/01/2018	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:	
Central Florida Regional Planning Council, Region 7 Appointee: Howerton, Donna	10/01/2018	<i>Office and Appointment</i>	<i>For Term Ending</i>
Workers' Compensation Panel Appointee: Perdue, Tamela I.	Pleasure of Governor	Tampa-Hillsborough County Expressway Authority Appointee: Barrow, Bennett H.	07/01/2019
The following executive appointments were referred to the Senate Committee on Commerce and Tourism and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:		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:	
<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Directors, Enterprise Florida, Inc. Appointees: Deen Hartley, Sonya Keiser, Belinda Road, John Darrell	09/30/2019 09/30/2019 09/30/2019	Investment Advisory Council Appointee: Collins, Peter H.	12/31/2021
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:		As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held public hearings at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:	

(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;

(2) Senate action on said appointments be taken prior to the adjournment of the 2017 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Kathleen Passidomo, Chair

On motion by Senator Passidomo, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—35

Table with 3 columns: Name, Vote, Name. Lists names like Mr. President, Farmer, Powell, Baxley, Flores, Rader, etc.

Nays—None

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

May 5, 2017

Dear President Negron:

The following executive appointments were referred to the Senate Appropriations Subcommittee on Health and Human Services, the Senate Committee on Health Policy, 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

Secretary of Health Care Administration
Appointee: Senior, Justin M.

For Term
Ending

Pleasure of
Governor

State Surgeon General
Appointee: Philip, Celeste

Pleasure of
Governor

The following executive appointment was referred to the Senate Committee on Children, Families, and Elder Affairs 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

Secretary of Elderly Affairs
Appointee: Bragg, Jeffrey S.

For Term
Ending

Pleasure of
Governor

The following executive appointment was referred to the Senate Committee on Military and Veterans Affairs, Space, and Domestic Security 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

Executive Director of Department of Veterans' Affairs
Appointee: Sutphin, Glenn W., Jr.

For Term
Ending

Pleasure of
Governor
and Cabinet

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 2017 Regular Session; and

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Kathleen Passidomo, Chair

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The vote was:

Yeas—36

Table with 3 columns: Name, Vote, Name. Lists names like Mr. President, Farmer, Perry, Baxley, Flores, Powell, etc.

Nays—None

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

May 5, 2017

Dear President Negron:

The following executive appointments were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

Office and Appointment

Hillsborough County Civil Service Board
Appointee: Hosler, Chandra D.

For Term
Ending

07/02/2017

Florida Communities Trust
Appointee: Bell, Lynda

01/31/2019

<i>Office and Appointment</i>	<i>For Term Ending</i>	
Board of Trustees of Daytona State College		
Appointee: Escudero, Stanley T.	05/31/2019	
Education Practices Commission		
Appointee: Johnson, Jeffrey L., Sr.	09/30/2020	
Big Cypress Basin Board of the South Florida Water Management District		
Appointee: Williams, James E.	03/01/2019	

Mayfield	Rader	Stargel
Montford	Rodriguez	Steube
Passidomo	Rouson	Stewart
Perry	Simmons	Torres
Powell	Simpson	Young

Nays—None

The following executive appointment was referred to the Senate Committee on Communications, Energy, and Public Utilities 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>
Florida Public Service Commission	
Appointee: Polmann, Donald J.	01/01/2021

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>
Governing Board of the Suwannee River Water Management District	
Appointees: Jones, Gary F.	03/01/2020
Keith, Charles G.	03/01/2018
Quincey, Donald "Don"	03/01/2020

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

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointments be taken prior to the adjournment of the 2017 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,  
*Kathleen Passidomo*, Chair

On motion by Senator Passidomo, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—36

Mr. President	Brandes	Gainer
Baxley	Braynon	Galvano
Bean	Broxson	Garcia
Benacquisto	Campbell	Gibson
Book	Clemens	Grimsley
Bracy	Farmer	Latvala
Bradley	Flores	Lee

By direction of the President, pursuant to Rule 4.3(3), the Senate reverted to—

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES, continued

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has amended Senate Amendment 1 and concurred in the same as amended, and passed CS/CS/HB 277 as amended, and requests the concurrence of the Senate.

*Portia Palmer*, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Grant, J., White, Burgess, Duran, Fischer—

**CS for CS for HB 277**—A bill to be entitled An act relating to electronic wills; amending s. 731.201, F.S.; revising the definition of the term "will" to include electronic wills; amending s. 732.506, F.S.; specifying the manner in which an electronic will is revoked; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; providing definitions; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will that is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; requiring a qualified custodian to cancel, delete, destroy, mark as revoked, or obliterate an electronic will under certain circumstances; providing conditions under which a qualified custodian may cease service as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; creating s. 732.528, F.S.; providing indemnity requirements for qualified custodians; providing the Attorney General standing to petition a court for the appointment of a receiver to manage electronic records of a qualified custodian under certain conditions; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an "original" of the electronic will subject to certain conditions; providing applicability; providing an effective date.