

SB 968 by **Hays**; (Similar to H 0753) School Safety

963358 A S RCS CJ, Altman Delete L.127 - 245: 03/10 06:26 PM

SB 1032 by **Latvala**; (Compare to CS/CS/H 0489) Residential Property Sales

380858 D S RCS CJ, Evers Delete everything after 03/10 06:26 PM

SB 1208 by **Latvala**; (Identical to H 0517) Fraudulent Controlled Substance Prescriptions

624770 A S RCS CJ, Evers Delete L.35 - 39: 03/10 06:26 PM

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

CRIMINAL JUSTICE
Senator Evers, Chair
Senator Smith, Vice Chair

MEETING DATE: Monday, March 10, 2014
TIME: 4:00 —6:00 p.m.
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

MEMBERS: Senator Evers, Chair; Senator Smith, Vice Chair; Senators Altman, Bradley, Dean, Gibson, and Simmons

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 968 Hays (Similar H 753)	School Safety; 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; requiring a school district board to formulate policies and procedures for managing active-shooter and hostage situations; authorizing district school boards to commission one or more school safety officers on each school campus, etc. CJ 03/10/2014 Fav/CS ED AED AP	Fav/CS Yeas 5 Nays 2
2	SB 1032 Latvala (Compare CS/CS/H 489, S 1556)	Residential Property Sales; Requiring a seller of residential property to provide written notification to a prospective buyer of the seller's intent to retain subsurface rights; specifying a timeframe for rescission of a contract under certain circumstances; specifying the jurisdiction and venue for enforcement, etc. CJ 03/10/2014 Fav/CS AP	Fav/CS Yeas 7 Nays 0
3	SB 1208 Latvala (Identical H 517)	Fraudulent Controlled Substance Prescriptions; Revising provisions prohibiting possession of incomplete prescription forms; providing enhanced criminal penalties for violations involving incomplete prescription forms, etc. CJ 03/10/2014 Fav/CS HP AP	Fav/CS Yeas 7 Nays 0

Other Related Meeting Documents

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Criminal Justice

BILL: CS/SB 968

INTRODUCER: Criminal Justice Committee and Senator Hays

SUBJECT: School Safety

DATE: March 11, 2014

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Cellon	Cannon	CJ	Fav/CS
2.			ED	
3.			AED	
4.			AP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 968 authorizes school principals and district school superintendents to designate employees and volunteers to carry concealed firearms on school campuses or in district administrative buildings.

The bill requires that designees meet criteria set forth in the bill including having a military or law enforcement background, successful completion of a training program, and additional screening as required by the principal or superintendent.

The Criminal Justice Standards and Training Commission will establish the training for designees. Criminal Justice Training Centers will administer the training. The Centers will also certify and remit proof of training completion by the designees.

Local law enforcement school campus first responders will have the opportunity to recommend related changes to district schools and private schools as noted during a campus tour every three years.

Active-shooter training for each school will be conducted by an accredited law enforcement academy. What this training entails is unspecified in the bill.

There is legislative intent regarding school safety in the bill. Conforming, technical, and clarifying amendments are made throughout the bill

The bill will become effective July 1, 2014.

II. Present Situation:

Gun Free School Zones

Federal Law

Federal law prohibits the knowing possession of a firearm that has been transported across state lines in interstate commerce or that otherwise affects interstate or foreign commerce in a school zone. The prohibition does not apply to possession of a firearm:

- On private property not part of school grounds;
- By individuals licensed to possess a firearm by the state or a political subdivision of the state in which the school zone is located if the licensing law requires law enforcement verification that the individual meets the law's qualifications to receive the license before issuance;
- That is not loaded and stored in a locked container in a motor vehicle;
- Authorized pursuant to a program approved by the school in the school zone;
- Pursuant to a contract entered into between a school and the individual or an employer of the individual;
- By a law enforcement officer acting in his or her official capacity; or
- That is unloaded and is possessed by an individual who is authorized by the school to cross school grounds for the purpose of gaining access to public or private lands open to hunting.¹

Federal law also prohibits the knowing or reckless discharge or attempted discharge of a firearm that has been transported across state lines in interstate commerce or that otherwise affects interstate or foreign commerce in a school zone. The prohibition does not apply to the discharge of a firearm:

- On private property not part of school grounds;
- Authorized pursuant to a program approved by the school in the school zone;
- Pursuant to a contract entered into between a school and the individual or an employer of the individual; or
- By a law enforcement officer acting in his or her official capacity.²

Federal law further provides that it is not Congress' intent to occupy the field of firearms regulation, unless there is a direct, positive, and irreconcilable conflict between a federal and state firearms law regulating the same subject matter. Thus, states may regulate firearms in a manner that is consistent with federal law.³

¹ 18 U.S.C. s. 922(q)(2)(A)-(B).

² 18 U.S.C. s. 922(q)(3)(A)-(B).

³ 18 U.S.C. s. 927.

Florida Law

Florida law prohibits, with exceptions, the possession or discharge of weapons or firearms at a preschool, elementary school, middle school, junior high school, secondary school, career center, or postsecondary school, whether public or nonpublic.⁴ The law prohibits:

- Exhibition of a weapon⁵ or firearm in the presence of another in a rude, careless, angry, or threatening manner on school property or a school bus, at a school bus stop or school-sponsored event, or within 1,000 feet⁶ of a K-12 public or private school, during school hours or at the time of a school activity.⁷ Such exhibition is a third degree felony,⁸ unless it is made in lawful self-defense.⁹
- Possession of a weapon¹⁰ or firearm, “except as authorized in support of school-sanctioned activities, at a school-sponsored event or on the property of any school, school bus, or school bus stop.” Penalties for such possession vary, as follows:
 - A person who willfully and knowingly unlawfully possesses a firearm on school property or a school bus or at a school bus stop or school-sponsored activity or event commits a third degree felony.¹¹
 - A person who fails to securely store a firearm, enabling a minor to access it who then unlawfully possesses it on school property or a school bus or at a school bus stop or school-sponsored activity or event, commits a second degree misdemeanor.¹²
 - A person who discharges a firearm while unlawfully possessing it on school property or a school bus or at a school bus stop or school-sponsored activity or event, commits a second degree felony,¹³ unless discharged for lawful defense of self or others or for a lawful purpose.¹⁴

The law provides several exceptions allowing individuals to carry a firearm on school property or a school bus or at a school bus stop or school-sponsored activity or event without express approval by school officials. A firearm may be carried:

- To a school-approved firearms program;
- To a career center having a firearms training range; or

⁴ s. 790.115(2)(a), F.S. (flush left provision at end of paragraph).

⁵ “Weapon” means any dirk, knife, metallic knuckles, slungshot, billie, tear gas gun, chemical weapon or device, or other deadly weapon except a firearm or a common pocketknife, plastic knife, or blunt-bladed table knife. s. 790.001(13), F.S. Exhibiting a sword, sword cane, electric weapon or device, destructive device, razor blade, box cutter, or common pocketknife is also prohibited. s. 790.115(1), F.S.

⁶ The prohibition on exhibition of a firearm or weapon on private real property within 1,000 feet of a school does not apply to the property owner or those whose presence is authorized by the owner. s. 790.115(1), F.S.

⁷ s. 790.115(1), F.S.

⁸ A third degree felony is punishable by term of imprisonment not exceeding five years and a fine not exceeding \$5,000. ss. 775.082(3)(d) and 775.083(1)(c), F.S.

⁹ s. 790.115(1), F.S.

¹⁰ In addition to firearms and items defined as weapons, this provision also applies to possession of an electric weapon or device, destructive device, and a razor blade or box cutter. Section 790.115(2)(a), F.S.; *see footnote text, supra* note 4.

¹¹ s. 790.115(2)(e), F.S.

¹² s. 790.115(2)(c), F.S. This does not apply if the firearm was securely stored and the minor obtains the firearm as a result of an unlawful entry by any person. Also exempt from this section are members of the Armed Forces, National Guard, State Militia, or law enforcement officers, if the minor gains possession during or incidental to the performance of their official duties.

¹³ A second degree felony is punishable by a term of imprisonment not exceeding 15 years and a fine not exceeding \$10,000. ss. 775.082 and 775.083, F.S.

¹⁴ s. 790.115(2)(d), F.S.

- In a vehicle by a person who is at least 18 years of age and the firearm is securely encased or not readily accessible for immediate use.

School districts may adopt policies waiving the vehicle exception for purposes of student and campus parking privileges.¹⁵

Concealed Weapon and Firearm Permits

Florida law authorizes the Department of Agriculture and Consumer Services (DACS) to issue a concealed weapons and firearm license to individuals who meet statutory qualifications. Among other criteria, applicants must pass a fingerprint-based criminal background check and complete a firearm proficiency training class. The concealed carry license is a photo identification that enables the holder to carry a concealed weapon or firearm in public, except for specified locations, e.g., school or college athletic events; elementary, secondary, and postsecondary schools; and career centers.¹⁶

The Florida Department of Law Enforcement (FDLE) Criminal Justice Standards and Training Commission certifies law enforcement officers and correctional probation officers after training curriculum has been successfully completed and other conditions are met.¹⁷ Officers who hold an active certification are not required to possess a concealed carry license in order to carry a concealed weapon or firearm while they are off-duty.¹⁸

Retired Law Enforcement, Active and Discharged Military

With a passing score on the firing range testing component of the minimum firearms proficiency course for active law enforcement officers, a retired law enforcement officer is authorized under federal law to carry a concealed firearm with proper state identification.¹⁹

Military firearms training is recognized as evidence of competence with a firearm for purposes of the concealed carry license but all other requirements must be met for both active and retired military.²⁰ A person applying for a concealed carry license may show proficiency with a firearm by presenting evidence of experience with a firearm during military service.²¹

Safe Storage

Florida law requires persons to store loaded firearms securely to prevent minors from gaining access to them.²²

¹⁵ s. 790.115(2)(c), F.S.; *see, e.g.*, Policy 7217, Leon County School Board.

¹⁶ s. 790.06, F.S.

¹⁷ s. 943.13, F.S., and related provisions within chapter 943, F.S. The curriculum includes “high liability training” which requires the recruit to demonstrate safety and marksmanship with a firearm.

¹⁸ s. 790.052, F.S., applies to officers defined in ss. 943.10(1), (2), (6), (7), (8) and (9), F.S.

¹⁹ Generally, retired in good standing after at least 15 years of service. s. 943.132, F.S.

²⁰ The 21 years of age requirement has been waived for active and honorably discharged veteran military. ss. 790.06(2)(b) and 790.062, F.S.

²¹ s. 790.06(2)(h)5., F.S.

²² ss. 790.115(2)(c)2. and 790.174, F.S.

School Safety

Emergency Policies

Florida law requires each district school board to formulate policies and procedures for emergency response drills and actual emergencies. These policies must include procedures for responding to various emergencies, such as fires, natural disasters, and bomb threats. Commonly used alarm system responses for specific types of emergencies must be incorporated into such policies.²³

The *Safety and Security Best Practices* (Best Practices) is a self-assessment tool that each school district must use to annually assess the effectiveness of district emergency response policies. Among other “best practices,” the self-assessment suggests that school districts:

- Develop a district-wide plan for potential attacks against school sites.
- Develop a checklist with step-by-step emergency procedures for use in every classroom which includes, among other things, procedures for weapons and hostage situations.
- Share emergency plans and procedures with designated school and school district personnel, identify training for all types of school staff and staff that require specialized training, and incorporate such training into the Master Plan for In-Service Training.²⁴

Each district school superintendent must make recommendations to the school board for improving emergency response policies based upon the self-assessment results. The self-assessment results and superintendent’s recommendations must be addressed in a publicly noticed school board meeting. The results of the self-assessment and any school board action on the superintendent’s recommendations must be reported to the Commissioner of Education within 30 days after the school board meeting.²⁵

School Resource Officers

School resource officers are employed by a law enforcement agency. They are certified law enforcement officers who retain all the powers and duties of a law enforcement officer during their tenure as a school resource officer.²⁶

School Safety Officers

School safety officers are certified law enforcement officers, who are employed by either a law enforcement agency or a district school board. A school safety officer has the authority to carry weapons when performing official duties.²⁷ School boards are authorized, but not required, to commission and assign to schools school safety officers for the protection of school personnel,

²³ s. 1006.07(4)(a), F.S. Additionally, district school boards must establish model emergency management and preparedness procedures for weapon-use and hostage situations; hazardous materials or toxic chemical spills; weather emergencies, including hurricanes, tornadoes, and severe storms; and exposure resulting from manmade emergencies. s. 1006.07(4)(b), F.S.

²⁴ s. 1006.07(6), F.S.; Florida Department of Education, *District Safety and Security Best Practices*, <http://www.fldoe.org/EM/security-practices.asp> (last visited March 12, 2013). The self-assessment is developed by the Office of Program Policy Analysis and Government Accountability. *Id.*

²⁵ s. 1006.07(6), F.S.

²⁶ s. 1006.12(1)(a), F.S.

²⁷ ss. 1006.12(2)(a) and (c), F.S.

property, and students within the school district. School boards may enter into mutual aid agreements with one or more law enforcement agencies. A school safety officer's salary may be paid jointly by the school board and the law enforcement agency, if mutually agreed to.²⁸

Background Screening

Florida law requires school district employees to undergo a fingerprint-based background screening as a condition of employment.²⁹ Instructional and noninstructional personnel³⁰ and noninstructional school district employees and contracted personnel³¹ must undergo Level 2 background screening.³² Level 2 background screening requires individuals to be screened against a statutorily prescribed list of 51 criminal offenses.³³ Such employees must be rescreened every five years.³⁴

III. Effect of Proposed Changes:

School Campus and District Administration Building Safety

The bill provides the opportunity for school principals and superintendents to designate volunteers and school or district employees to carry a concealed weapon or firearm on school or district property. The designee must complete at least 40 hours of a school safety program, and complete 8 hours of active shooter training and 4 hours of firearm proficiency training on an annual basis. The bill provides that the Criminal Justice Standards and Training Commission will establish the training programs. Criminal Justice Training Centers will administer the training programs. The Centers will certify completion of the training and remit proof of the program completion.

To become a designee, the employee or volunteer must be:

- An honorably discharged military veteran with no firearm-related disciplinary infraction;
- An active-duty member of the military, National Guard, or reserves, with no firearm-related disciplinary infraction;
- A law enforcement officer or a former officer who has retired or terminated employment in good standing and not during the course of an internal investigation of which he or she was the subject.

Under current law the employee-designee would have already undergone Level 2 background screening if he or she has contact with students. The bill provides that the designee will satisfy any additional screening requirements set forth by the principal or superintendent, therefore the

²⁸ ss. 1006.12(2)(b) and (d), F.S.

²⁹ ss. 1012.32, 1012.465, and 1012.467, F.S. Private schools participating in educational choice scholarship programs must also submit fingerprints of employees and contracted personnel with direct student contact to FDLE. See ss. 943.0542 and 1002.421(2)(i), F.S.

³⁰ Instructional and noninstructional personnel are individuals who are hired or contracted to fill positions that require direct contact with students in any public school. s. 1012.32(2), F.S.

³¹ Noninstructional school district employees and contracted personnel are individuals who are permitted access to school grounds when students are present; who have direct contact with students; or who have access to, or control of, school funds. s. 1012.465(1), F.S.

³² ss. 1012.32(1)-(2), 1012.465(2), and 1012.56(10), F.S.

³³ ss. 435.04, 1012.32(2), 1012.465(1), and 1012.56(10), F.S.

³⁴ ss. 1012.465(2) and 1012.56(10)(b), F.S.

volunteer-designee could be required to undergo the background screening as well. The designee is required to carry the weapon or firearm in a concealed manner at all times while performing official school duties.

The bill requires that active-shooter and hostage situations be part of school board policies and procedures related to school safety. The bill requires that an accredited law enforcement academy conduct active-shooter situation training for each school. The term “active shooter” is not defined in the bill. The school active-shooter situation training requirements are not specified.

The bill requires district school boards and private school principals to provide for the first responder law enforcement agencies to tour the campuses every three years. Any changes recommended by the law enforcement agency must be documented by school officials.

The bill contains legislative intent language regarding school safety. It also makes technical, clarifying and conforming changes in existing law. The bill will become effective July 1, 2014.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

District school boards will likely experience additional costs related to safety and security due to designee training and perhaps liability costs associated with designees carrying firearms on school property.

FDLE anticipates a fiscal impact from the bill, reporting as follows:

“FDLE provides staff to the Criminal Justice Standards and Training Commission (Commission), which has oversight for the training and minimum standards of Florida’s law enforcement, correctional and correctional probation officers.

This bill requires development of training curriculum that includes 40 hours minimum for a school safety training program, 8 hours active shooter, and 4 hours for firearms proficiency. An 80-hour firearms proficiency course already exists as part of the law enforcement basic recruit training program for civilians desiring to become law enforcement officers. With a strict focus on handguns, the existing course hours could be reduced. However, anything less than 44 hours would be insufficient since skilled and trained officers taking active shooter training courses average between 24 and 40 hours.

To develop a training course to meet the minimum requirements of SB 968, facilitated curriculum development workshops will need to be conducted, followed by field-testing of the curriculum. This would require staffing and resources not currently within the Department. It is estimated that the development of the training as prescribed would cost a minimum of \$200,000. This is based on current estimates for curriculum development workshops and curriculum drafting by FDLE staff for courses that are 40 hours in length.

The Commission’s training programs are administered through 40 Commission-certified training academies at state colleges or within a Florida school district. Administration of training for a school safety designee program would impact the resources currently dedicated to providing up-to-date and relevant training to Florida’s criminal justice officers.

In addition, FDLE serving as staff to the Commission is supported by the Criminal Justice Standards and Training Trust Fund. This fund has diminished significantly over the past decade, impacting dramatically the training resources available for certified officers. Additional training mandates supported by this trust fund would further diminish the dollars expended for officers.”³⁵

VI. Technical Deficiencies:

None.

VII. Related Issues:

The course development responsibility assigned to FDLE by the bill may require statutory expansion of the Department’s scope of authority. It is also possible that FDLE will need rulemaking authority corresponding to the expectations of the bill.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 790.115, 1006.07, 1006.12, 435.04, 790.251, 921.0022, and 1012.315.

³⁵ Agency Bill Analysis, March 5, 2014.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)**CS by Criminal Justice on March 10, 2014:**

- Provides for volunteers to be designated by a district school principal to carry a concealed firearm on campus. School superintendents are authorized to designate volunteers to carry concealed firearms in administration buildings.
- Modifies the criteria a volunteer must meet in order to be designated by eliminating the possibility that a volunteer who possesses a concealed carry license could be designated without additional qualifications being met.
- Requires that if a retired or former law enforcement officer becomes a designee, he or she must have retired or terminated employment in good standing.
- The designee training course as set forth in the bill will be developed by the Criminal Justice Standards and Training Commission, and be administered by Criminal Justice Training Centers, rather than FDLE.
- Provides for a tour of each school, including private schools, by first responder law enforcement agencies every three years.
- The provision in the bill for law enforcement review and modification of new school building plans is eliminated.

B. Amendments:

None.



963358

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/10/2014	.	
	.	
	.	
	.	

The Committee on Criminal Justice (Altman) recommended the following:

Senate Amendment (with title amendment)

Delete lines 127 - 245
and insert:
principal may designate an employee of that school or a
volunteer to carry a concealed weapon or firearm on school
property, and a district school superintendent may designate an
employee of the school district or a volunteer to carry a
concealed weapon or firearm in an administrative building of the
school district.



963358

11 (a) A designee authorized under this subsection to carry a
12 concealed weapon or firearm on such school property may only
13 carry such weapon or firearm in a concealed manner.

14 1. The weapon or firearm must be carried on the designee's
15 person at all times while the designee is performing his or her
16 official school duties.

17 2. The designee must submit to the authorizing principal or
18 superintendent proof of completion of a minimum of 40 hours of a
19 school safety program and annually complete 8 hours of active-
20 shooting training and 4 hours of firearm proficiency training as
21 such training programs are established by the Criminal Justice
22 Standards and Training Commission. The training programs shall
23 be administered by the Criminal Justice Training Centers. In
24 addition, the Criminal Justice Training Centers shall certify
25 and remit proof of completion of the trainings as prescribed by
26 the Criminal Justice Standards and Training Commission.

27 (b) In order to be eligible for appointment as a designee
28 under this subsection, a person must be:

29 1. A military veteran who was honorably discharged and who
30 has not been found to have committed a firearms-related
31 disciplinary infraction during his or her service;

32 2. An active duty member of the military, the National
33 Guard, or the military reserves who has not been found to have
34 committed a firearms-related disciplinary infraction during his
35 or her service; or

36 3. A law enforcement officer or a former law enforcement
37 officer who has retired or has terminated employment in good
38 standing and did not retire or terminate during the course of an
39 internal affairs investigation of which he or she was the



963358

40 subject.

41 (c) Each public or private school principal or
42 superintendent may designate one or more designees who have
43 provided proof of completion of the school safety program and
44 training as required under subparagraph (a)2. The school
45 principal or superintendent may require a designee to complete
46 additional screening pursuant to this subsection.

47 (6)~~(4)~~ Notwithstanding s. 985.24, s. 985.245, or s.
48 985.25(1), a any minor younger than ~~under~~ 18 years of age who is
49 charged under this section with possessing or discharging a
50 firearm on school property shall be detained in secure
51 detention, unless the state attorney authorizes the release of
52 the minor, and shall be given a probable cause hearing within 24
53 hours after being taken into custody. At the hearing, the court
54 may order that the minor continue to be held in secure detention
55 for a period of 21 days, during which time the minor shall
56 receive medical, psychiatric, psychological, or substance abuse
57 examinations pursuant to s. 985.18, and a written report shall
58 be completed.

59 Section 3. Subsections (4) and (6) of section 1006.07,
60 Florida Statutes, are amended, and subsection (7) is added to
61 that section, to read:

62 1006.07 District school board duties relating to student
63 discipline and school safety.—The district school board shall
64 provide for the proper accounting for all students, for the
65 attendance and control of students at school, and for proper
66 attention to health, safety, and other matters relating to the
67 welfare of students, including:

68 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—



69 (a) Formulate and prescribe policies and procedures for
70 emergency drills and for actual emergencies, including, but not
71 limited to, fires, natural disasters, active shooters, hostage
72 situations, and bomb threats, for all the public schools of the
73 district which comprise grades K-12. District school board
74 policies shall include commonly used alarm system responses for
75 specific types of emergencies and verification by each school
76 that drills have been provided as required by law and fire
77 protection codes. The emergency response agency that is
78 responsible for notifying the school district for each type of
79 emergency must be listed in the district's emergency response
80 policy.

81 (b) Establish model emergency management and emergency
82 preparedness procedures, including emergency notification
83 procedures pursuant to paragraph (a), for the following life-
84 threatening emergencies:

85 1. Weapon-use, and hostage, and active-shooter situations.
86 The active-shooter situation training for each school must be
87 conducted by an accredited law enforcement academy.

88 2. Hazardous materials or toxic chemical spills.

89 3. Weather emergencies, including hurricanes, tornadoes,
90 and severe storms.

91 4. Exposure as a result of a manmade emergency.

92 (6) SAFETY AND SECURITY BEST PRACTICES.—Use the Safety and
93 Security Best Practices developed by the Office of Program
94 Policy Analysis and Government Accountability to conduct a self-
95 assessment of the school districts' current safety and security
96 practices. Based on these self-assessment findings, the district
97 school superintendent shall provide recommendations to the



963358

98 district school board and local law enforcement agencies that
99 are first responders for the district campuses which identify
100 strategies and activities that the district school board should
101 implement in order to improve school safety and security.
102 Annually each district school board must receive the self-
103 assessment results at a publicly noticed district school board
104 meeting to provide the public an opportunity to hear the
105 district school board members discuss and take action on the
106 report findings. Each district school superintendent shall
107 report the self-assessment results and school board action to
108 the commissioner within 30 days after the district school board
109 meeting.

110 (7) CAMPUS TOURS BY LAW ENFORCEMENT AGENCIES.—A district
111 school board or a private school principal must allow for a
112 campus tour by the law enforcement agencies designated as the
113 first responders for the district campuses or private school
114 campus once every 3 years. Any change recommended by the law
115 enforcement agency must be documented by the district school
116 board or the acting principal or governing board of a private
117 school.

118 Section 4. Paragraphs (b) and (c) of subsection (2) of
119 section 1006.12, Florida Statutes, are amended to read:

120 1006.12 School resource officers and school safety
121 officers.—

122 (2)

123 (b) A district school board may commission one or more
124 school safety officers for the protection and safety of school
125 personnel, property, and students on each school campus within
126 the school district. The district school superintendent may



963358

127 recommend and the district school board may appoint the ~~one or~~
128 ~~more~~ school safety officers.

129 (c) A school safety officer has and shall exercise the
130 power to make arrests for violations of law on district school
131 board property and to arrest persons, whether on or off such
132 property, who violate any law on such property under the same
133 conditions that deputy sheriffs are authorized to make arrests.
134 A school safety officer has the authority to carry weapons,
135 including a firearm, when performing his or her official duties.

136
137 ===== T I T L E A M E N D M E N T =====

138 And the title is amended as follows:

139 Delete lines 13 - 22

140 and insert:

141 shooter training for each school be conducted by an
142 accredited law enforcement academy; requiring a
143 district school board or private school principal to
144 allow for campus tours by local law enforcement
145 agencies once every 3 years; requiring that
146 recommended changes be documented; amending s.
147 1006.12, F.S.; authorizing district school boards to
148 commission one or more school safety officers on each
149 school campus; conforming a provision to changes made
150 by the act; amending ss. 435.04, 790.251, 921.0022,

By Senator Hays

11-00240A-14

2014968__

1 A bill to be entitled
 2 An act relating to school safety; providing
 3 legislative intent; amending s. 790.115, F.S.;
 4 providing an exception to a prohibition on possession
 5 of firearms or other specified devices on school
 6 property or in other specified areas for authorized
 7 concealed weapon or firearm licensees as designated by
 8 school principals or district superintendents;
 9 providing requirements for designees; amending s.
 10 1006.07, F.S.; requiring a school district board to
 11 formulate policies and procedures for managing active-
 12 shooter and hostage situations; requiring that active-
 13 shooter training for each school be conducted by the
 14 law enforcement agency that is designated as the
 15 first-responder agency for the school; requiring that
 16 plans for new schools be reviewed by law enforcement
 17 agencies for specified purposes; requiring that all
 18 recommendations be incorporated into such plans before
 19 construction contracts may be awarded; amending s.
 20 1006.12, F.S.; authorizing district school boards to
 21 commission one or more school safety officers on each
 22 school campus; amending ss. 435.04, 790.251, 921.0022,
 23 and 1012.315, F.S.; conforming cross-references;
 24 providing an effective date.

25
 26 Be It Enacted by the Legislature of the State of Florida:

27
 28 Section 1. It is the intent of the Legislature to prevent
 29 violent crimes from occurring on school grounds. The Legislature

Page 1 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

30 acknowledges that the safekeeping of our students, teachers, and
 31 campuses is imperative. In addition, it is the intent of the
 32 Legislature that school principals or authorizing
 33 superintendents be allowed, but not required, to have one or
 34 more designees as described in the amendments made by this act
 35 to s. 790.115, Florida Statutes.

36 Section 2. Section 790.115, Florida Statutes, is amended to
 37 read:

38 790.115 Possessing or discharging weapons or firearms at a
 39 school-sponsored event or on school property prohibited;
 40 penalties; exceptions.—

41 (1) As used in this section, the term "school" means a
 42 preschool, elementary school, middle school, junior high school,
 43 or secondary school, whether public or nonpublic.

44 (2)(1) A person who exhibits any sword, sword cane,
 45 firearm, electric weapon or device, destructive device, or other
 46 weapon as defined in s. 790.001(13), including a razor blade,
 47 box cutter, or common pocketknife, except as authorized in
 48 support of school-sanctioned activities, in the presence of one
 49 or more persons in a rude, careless, angry, or threatening
 50 manner and not in lawful self-defense, at a school-sponsored
 51 event or on the grounds or facilities of any school, school bus,
 52 or school bus stop, or within 1,000 feet of the real property on
 53 which that comprises a public or private elementary school is
 54 situated, middle school, or secondary school, during school
 55 hours or during the time of a sanctioned school activity,
 56 commits a felony of the third degree, punishable as provided in
 57 s. 775.082, s. 775.083, or s. 775.084. This subsection does not
 58 apply to the exhibition of a firearm or weapon on private real

Page 2 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

59 property within 1,000 feet of a school by the owner of such
60 property or by a person whose presence on such property has been
61 authorized, licensed, or invited by the owner.

62 ~~(3)(2)~~ (a) A person ~~may shall~~ not possess any firearm,
63 electric weapon or device, destructive device, or other weapon
64 as defined in s. 790.001(13), including a razor blade or box
65 cutter, except as authorized in support of school-sanctioned
66 activities, at a school-sponsored event or on the property of
67 any school, school bus, or school bus stop; however, a person
68 may carry a firearm:

69 1. In a case to a firearms program, class, or function
70 which has been approved in advance by the principal or chief
71 administrative officer of the school as a program or class to
72 which firearms ~~may could~~ be carried;

73 2. In a case to a career center having a firearms training
74 range; or

75 3. In a vehicle pursuant to s. 790.25(5), unless the school
76 district adopts, except that school districts may adopt written
77 and published policies that waive the exception in this
78 subparagraph for purposes of student and campus parking
79 privileges.

80
81 ~~For the purposes of this section, "school" means any preschool,~~
82 ~~elementary school, middle school, junior high school, secondary~~
83 ~~school, career center, or postsecondary school, whether public~~
84 ~~or nonpublic.~~

85 (b) A person who willfully and knowingly possesses any
86 electric weapon or device, destructive device, or other weapon
87 as defined in s. 790.001(13), including a razor blade or box

Page 3 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

88 cutter, except as authorized in support of school-sanctioned
89 activities, in violation of this subsection commits a felony of
90 the third degree, punishable as provided in s. 775.082, s.
91 775.083, or s. 775.084.

92 (c)1. A person who willfully and knowingly possesses any
93 firearm in violation of this subsection commits a felony of the
94 third degree, punishable as provided in s. 775.082, s. 775.083,
95 or s. 775.084.

96 2. A person who stores or leaves a loaded firearm within
97 the reach or easy access of a minor who obtains the firearm and
98 commits a violation of subparagraph 1. commits a misdemeanor of
99 the second degree, punishable as provided in s. 775.082 or s.
100 775.083, ~~except that~~ This subparagraph does not apply:

101 a. If the firearm was stored or left in a securely locked
102 box or container or in a location which a reasonable person
103 would have believed to be secure, or was securely locked with a
104 firearm-mounted push-button combination lock or a trigger lock;

105 b. If the minor obtains the firearm as a result of an
106 unlawful entry by any person; or

107 c. To members of the Armed Forces, National Guard, or State
108 Militia, or to police or other law enforcement officers, with
109 respect to firearm possession by a minor which occurs during or
110 incidental to the performance of their official duties.

111 (d) A person who discharges any weapon or firearm while in
112 violation of paragraph (a), unless discharged for lawful defense
113 of himself, ~~or~~ herself, or another or for a lawful purpose,
114 commits a felony of the second degree, punishable as provided in
115 s. 775.082, s. 775.083, or s. 775.084.

116 (e) The penalties of this subsection ~~do shall~~ not apply to

Page 4 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

117 persons licensed under s. 790.06. Persons licensed under s.
118 790.06 shall be punished as provided in s. 790.06(12), except
119 that a licenseholder who unlawfully discharges a weapon or
120 firearm on school property as prohibited by this subsection
121 commits a felony of the second degree, punishable as provided in
122 s. 775.082, s. 775.083, or s. 775.084.

123 ~~(4)~~(3) This section does not apply to any law enforcement
124 officer as defined in s. 943.10(1), (2), (3), (4), (6), (7),
125 (8), (9), or (14).

126 (5) Notwithstanding subsections (2) and (3), a school
127 principal may designate an employee of that school to carry a
128 concealed weapon or firearm on school property, and a district
129 school superintendent may designate an employee of the school
130 district to carry a concealed weapon or firearm in an
131 administrative building of the school district.

132 (a) A designee authorized under this subsection to carry a
133 concealed weapon or firearm on such school property may only
134 carry such weapon or firearm in a concealed manner.

135 1. The weapon or firearm must be carried on the designee's
136 person at all times while the designee is performing his or her
137 official school duties.

138 2. The designee must submit to the authorizing principal or
139 superintendent proof of completion of a minimum of 40 hours of a
140 school safety program and annually complete 8 hours of active-
141 shooting training and 4 hours of firearm proficiency training as
142 such training programs are defined and administered by the
143 Department of Law Enforcement.

144 (b) In order to be eligible for appointment as a designee
145 under this subsection, a person must be:

Page 5 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

146 a. A military veteran who was honorably discharged and who
147 has not been found to have committed a firearms-related
148 disciplinary infraction during his or her service;

149 b. An active-duty member of the military, the National
150 Guard, or military reserves who has not been found to have
151 committed a firearms-related disciplinary infraction during his
152 or her service;

153 c. A law enforcement officer or a former law enforcement
154 officer who has not been found to have committed a firearms-
155 related disciplinary infraction during his or her law
156 enforcement service; or

157 d. In possession of a valid permit under s. 790.06.

158 (c) Each public or private school principal or
159 superintendent may designate one or more designees who have
160 passed the training administered by the Department of Law
161 Enforcement and any additional screening as required by the
162 school principal or superintendent pursuant to this subsection.

163 ~~(6)~~(4) Notwithstanding s. 985.24, s. 985.245, or s.
164 985.25(1), a any minor younger than under 18 years of age who is
165 charged under this section with possessing or discharging a
166 firearm on school property shall be detained in secure
167 detention, unless the state attorney authorizes the release of
168 the minor, and shall be given a probable cause hearing within 24
169 hours after being taken into custody. At the hearing, the court
170 may order that the minor continue to be held in secure detention
171 for a period of 21 days, during which time the minor shall
172 receive medical, psychiatric, psychological, or substance abuse
173 examinations pursuant to s. 985.18, and a written report shall
174 be completed.

Page 6 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

175 Section 3. Subsections (4) and (6) of section 1006.07,
176 Florida Statutes, are amended, and subsection (7) is added to
177 that section, to read:

178 1006.07 District school board duties relating to student
179 discipline and school safety.—The district school board shall
180 provide for the proper accounting for all students, for the
181 attendance and control of students at school, and for proper
182 attention to health, safety, and other matters relating to the
183 welfare of students, including:

184 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

185 (a) Formulate and prescribe policies and procedures for
186 emergency drills and for actual emergencies, including, but not
187 limited to, fires, natural disasters, active shooters, hostage
188 situations, and bomb threats, for all the public schools of the
189 district which comprise grades K-12. District school board
190 policies shall include commonly used alarm system responses for
191 specific types of emergencies and verification by each school
192 that drills have been provided as required by law and fire
193 protection codes. The emergency response agency that is
194 responsible for notifying the school district for each type of
195 emergency must be listed in the district's emergency response
196 policy.

197 (b) Establish model emergency management and emergency
198 preparedness procedures, including emergency notification
199 procedures pursuant to paragraph (a), for the following life-
200 threatening emergencies:

201 1. Weapon-use, and hostage, and active-shooter situations.
202 The active-shooter situation training for each school must be
203 conducted by the law enforcement agency that is designated as

11-00240A-14

2014968__

204 the first responder for the school's campus.

205 2. Hazardous materials or toxic chemical spills.

206 3. Weather emergencies, including hurricanes, tornadoes,
207 and severe storms.

208 4. Exposure as a result of a manmade emergency.

209 (6) SAFETY AND SECURITY BEST PRACTICES.—Use the Safety and
210 Security Best Practices developed by the Office of Program
211 Policy Analysis and Government Accountability to conduct a self-
212 assessment of the school districts' current safety and security
213 practices. Based on these self-assessment findings, the district
214 school superintendent shall provide recommendations to the
215 district school board and local law enforcement agencies that
216 are first responders for the district campuses which identify
217 strategies and activities that the district school board should
218 implement in order to improve school safety and security.
219 Annually each district school board must receive the self-
220 assessment results at a publicly noticed district school board
221 meeting to provide the public an opportunity to hear the
222 district school board members discuss and take action on the
223 report findings. Each district school superintendent shall
224 report the self-assessment results and school board action to
225 the commissioner within 30 days after the district school board
226 meeting.

227 (7) SAFETY IN CONSTRUCTION AND PLANNING.—Before beginning
228 the construction bid process, a district school board shall
229 supply construction plans for a new school to the law
230 enforcement agency designated as the law enforcement first
231 responder for that school for review and comment concerning
232 school safety and emergency issues. The district school board

11-00240A-14 2014968__

233 must incorporate any changes recommended by the law enforcement
 234 agency into the plans before awarding a construction bid.
 235 Section 4. Paragraph (b) of subsection (2) of section
 236 1006.12, Florida Statutes, is amended to read:
 237 1006.12 School resource officers and school safety
 238 officers.—
 239 (2)
 240 (b) A district school board may commission one or more
 241 school safety officers for the protection and safety of school
 242 personnel, property, and students on each school campus within
 243 the school district. The district school superintendent may
 244 recommend and the district school board may appoint the one or
 245 more school safety officers.
 246 Section 5. Paragraphs (p) and (q) of subsection (2) of
 247 section 435.04, Florida Statutes, are amended to read:
 248 435.04 Level 2 screening standards.—
 249 (2) The security background investigations under this
 250 section must ensure that no persons subject to the provisions of
 251 this section have been arrested for and are awaiting final
 252 disposition of, have been found guilty of, regardless of
 253 adjudication, or entered a plea of nolo contendere or guilty to,
 254 or have been adjudicated delinquent and the record has not been
 255 sealed or expunged for, any offense prohibited under any of the
 256 following provisions of state law or similar law of another
 257 jurisdiction:
 258 (p) Section 790.115(2) ~~790.115(1)~~, relating to exhibiting
 259 firearms or weapons within 1,000 feet of a school.
 260 (q) Section 790.115(3)(b) ~~790.115(2)(b)~~, relating to
 261 possessing an electric weapon or device, destructive device, or

11-00240A-14 2014968__

262 other weapon on school property.
 263 Section 6. Paragraph (a) of subsection (7) of section
 264 790.251, Florida Statutes, is amended to read:
 265 790.251 Protection of the right to keep and bear arms in
 266 motor vehicles for self-defense and other lawful purposes;
 267 prohibited acts; duty of public and private employers; immunity
 268 from liability; enforcement.—
 269 (7) EXCEPTIONS.—The prohibitions in subsection (4) do not
 270 apply to:
 271 (a) Any school property as defined in s. 790.115(1) and
 272 regulated under that section ~~s. 790.115~~.
 273 Section 7. Paragraphs (d) and (f) of subsection (3) of
 274 section 921.0022, Florida Statutes, are amended to read:
 275 921.0022 Criminal Punishment Code; offense severity ranking
 276 chart.—
 277 (3) OFFENSE SEVERITY RANKING CHART
 278 (d) LEVEL 4
 279

Florida Statute	Felony Degree	Description
316.1935(3)(a)	2nd	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.
499.0051(1)	3rd	Failure to maintain or deliver

11-00240A-14 2014968__

282 pedigree papers.

499.0051(2) 3rd Failure to authenticate
pedigree papers.

283 499.0051(6) 2nd Knowing sale or delivery, or
possession with intent to sell,
contraband prescription drugs.

284 517.07(1) 3rd Failure to register securities.

285 517.12(1) 3rd Failure of dealer, associated
person, or issuer of securities
to register.

286 784.07(2)(b) 3rd Battery of law enforcement
officer, firefighter, etc.

287 784.074(1)(c) 3rd Battery of sexually violent
predators facility staff.

288 784.075 3rd Battery on detention or
commitment facility staff.

289 784.078 3rd Battery of facility employee by
throwing, tossing, or expelling
certain fluids or materials.

290 784.08(2)(c) 3rd Battery on a person 65 years of

Page 11 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14 2014968__

291 age or older.

784.081(3) 3rd Battery on specified official
or employee.

292 784.082(3) 3rd Battery by detained person on
visitor or other detainee.

293 784.083(3) 3rd Battery on code inspector.

294 784.085 3rd Battery of child by throwing,
tossing, projecting, or
expelling certain fluids or
materials.

295 787.03(1) 3rd Interference with custody;
wrongly takes minor from
appointed guardian.

296 787.04(2) 3rd Take, entice, or remove child
beyond state limits with
criminal intent pending custody
proceedings.

297 787.04(3) 3rd Carrying child beyond state
lines with criminal intent to
avoid producing child at
custody hearing or delivering
to designated person.

Page 12 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

	11-00240A-14		2014968__
298	877.07	3rd	Human smuggling.
299	<u>790.115(2)</u>	3rd	Exhibiting firearm or weapon
	790.115(1)		within 1,000 feet of a school.
300	<u>790.115(3)(b)</u>	3rd	Possessing electric weapon or
	790.115(2)(b)		device, destructive device, or
			other weapon on school
301			property.
	<u>790.115(3)(c)</u>	3rd	Possessing firearm on school
	790.115(2)(e)		property.
302	800.04(7)(c)	3rd	Lewd or lascivious exhibition;
			offender less than 18 years.
303	810.02(4)(a)	3rd	Burglary, or attempted
			burglary, of an unoccupied
			structure; unarmed; no assault
			or battery.
304	810.02(4)(b)	3rd	Burglary, or attempted
			burglary, of an unoccupied
			conveyance; unarmed; no assault
			or battery.
305	810.06	3rd	Burglary; possession of tools.
306			

Page 13 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

	11-00240A-14		2014968__
	810.08(2)(c)	3rd	Trespass on property, armed
			with firearm or dangerous
			weapon.
307	812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000
			or more but less than \$20,000.
308	812.014	3rd	Grand theft, 3rd degree, a
	(2)(c)4.-10.		will, firearm, motor vehicle,
			livestock, etc.
309	812.0195(2)	3rd	Dealing in stolen property by
			use of the Internet; property
			stolen \$300 or more.
310	817.563(1)	3rd	Sell or deliver substance other
			than controlled substance
			agreed upon, excluding s.
			893.03(5) drugs.
311	817.568(2)(a)	3rd	Fraudulent use of personal
			identification information.
312	817.625(2)(a)	3rd	Fraudulent use of scanning
			device or reencoder.
313	828.125(1)	2nd	Kill, maim, or cause great
			bodily harm or permanent
			breeding disability to any

Page 14 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14 2014968__

314 registered horse or cattle.

315 837.02(1) 3rd Perjury in official proceedings.

316 837.021(1) 3rd Make contradictory statements in official proceedings.

317 838.022 3rd Official misconduct.

318 839.13(2) (a) 3rd Falsifying records of an individual in the care and custody of a state agency.

319 839.13(2) (c) 3rd Falsifying records of the Department of Children and Family Services.

320 843.021 3rd Possession of a concealed handcuff key by a person in custody.

321 843.025 3rd Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.

843.15(1) (a) 3rd Failure to appear while on bail for felony (bond estreature or

Page 15 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14 2014968__

322 bond jumping).

323 847.0135(5) (c) 3rd Lewd or lascivious exhibition using computer; offender less than 18 years.

324 874.05(1) (a) 3rd Encouraging or recruiting another to join a criminal gang.

325 893.13(2) (a) 1. 2nd Purchase of cocaine (or other s. 893.03(1) (a), (b), or (d), (2) (a), (2) (b), or (2) (c) 4. drugs).

326 914.14(2) 3rd Witnesses accepting bribes.

327 914.22(1) 3rd Force, threaten, etc., witness, victim, or informant.

328 914.23(2) 3rd Retaliation against a witness, victim, or informant, no bodily injury.

329 918.12 3rd Tampering with jurors.

934.215 3rd Use of two-way communications device to facilitate commission of a crime.

Page 16 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14 2014968__

330			
331	(f) LEVEL 6		
332			
	Florida Statute	Felony Degree	Description
333	316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
334	499.0051(3)	2nd	Knowing forgery of pedigree papers.
335	499.0051(4)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
336	499.0051(5)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
337	775.0875(1)	3rd	Taking firearm from law enforcement officer.
338	784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.
339	784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.
340			

11-00240A-14 2014968__

	784.041	3rd	Felony battery; domestic battery by strangulation.
341	784.048(3)	3rd	Aggravated stalking; credible threat.
342	784.048(5)	3rd	Aggravated stalking of person under 16.
343	784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.
344	784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.
345	784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.
346	784.081(2)	2nd	Aggravated assault on specified official or employee.
347	784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.
348	784.083(2)	2nd	Aggravated assault on code inspector.
349			

	11-00240A-14		2014968__
	787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
350	<u>790.115(3)(d)</u>	2nd	Discharging firearm or weapon on school property.
351	790.115(2)(d)		
	790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
352			
	790.164(1)	2nd	False report of deadly explosive, weapon of mass destruction, or act of arson or violence to state property.
353			
	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
354			
	794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
355			
	794.05(1)	2nd	Unlawful sexual activity with specified minor.
356			
	800.04(5)(d)	3rd	Lewd or lascivious molestation;

Page 19 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

	11-00240A-14		2014968__
			victim 12 years of age or older but less than 16 years; offender less than 18 years.
357			
	800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
358			
	806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
359			
	810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
360			
	810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.
361			
	812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
362			
	812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
363			
	812.015(9)(a)	2nd	Retail theft; property stolen \$300 or more; second or

Page 20 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14 2014968__

364 subsequent conviction.

812.015(9)(b) 2nd Retail theft; property stolen
\$3,000 or more; coordination of
others.

365 812.13(2)(c) 2nd Robbery, no firearm or other
weapon (strong-arm robbery).

366 817.4821(5) 2nd Possess cloning paraphernalia
with intent to create cloned
cellular telephones.

367 825.102(1) 3rd Abuse of an elderly person or
disabled adult.

368 825.102(3)(c) 3rd Neglect of an elderly person or
disabled adult.

369 825.1025(3) 3rd Lewd or lascivious molestation
of an elderly person or
disabled adult.

370 825.103(2)(c) 3rd Exploiting an elderly person or
disabled adult and property is
valued at less than \$20,000.

371 827.03(2)(c) 3rd Abuse of a child.

372

Page 21 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14 2014968__

373 827.03(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.

374 836.05 2nd Threats; extortion.

375 836.10 2nd Written threats to kill or do
bodily injury.

376 843.12 3rd Aids or assists person to
escape.

377 847.011 3rd Distributing, offering to
distribute, or possessing with
intent to distribute obscene
materials depicting minors.

378 847.012 3rd Knowingly using a minor in the
production of materials harmful
to minors.

379 847.0135(2) 3rd Facilitates sexual conduct of
or with a minor or the visual
depiction of such conduct.

380 914.23 2nd Retaliation against a witness,
victim, or informant, with

Page 22 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

bodily injury.

381

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.

382

944.40 2nd Escapes.

383

944.46 3rd Harboring, concealing, aiding escaped prisoners.

384

944.47(1)(a)5. 2nd Introduction of contraband (firearm, weapon, or explosive) into correctional facility.

385

951.22(1) 3rd Intoxicating drug, firearm, or weapon introduced into county facility.

386

Section 8. Paragraphs (n) and (o) of subsection (1) of section 1012.315, Florida Statutes, are amended to read:

388

1012.315 Disqualification from employment.—A person is ineligible for educator certification, and instructional personnel and school administrators, as defined in s. 1012.01, are ineligible for employment in any position that requires direct contact with students in a district school system,

389

390

391

392

393

Page 23 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

11-00240A-14

2014968__

394 charter school, or private school that accepts scholarship
395 students under s. 1002.39 or s. 1002.395, if the person,
396 instructional personnel, or school administrator has been
397 convicted of:

398 (1) Any felony offense prohibited under any of the
399 following statutes:

400 (n) Section 790.115(2) ~~790.115(1)~~, relating to exhibiting
401 firearms or weapons at a school-sponsored event, on school
402 property, or within 1,000 feet of a school.

403 (o) Section 790.115(3)(b) ~~790.115(2)(b)~~, relating to
404 possessing an electric weapon or device, destructive device, or
405 other weapon at a school-sponsored event or on school property.

406 Section 9. This act shall take effect July 1, 2014.

Page 24 of 24

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
 Appropriations Subcommittee on General Government, *Chair*
 Children, Families, and Elder Affairs, *Vice Chair*
 Governmental Oversight and Accountability, *Vice Chair*
 Appropriations
 Appropriations Subcommittee on Criminal and Civil Justice
 Banking and Insurance
 Commerce and Tourism

JOINT COMMITTEES:
 Joint Select Committee on Collective Bargaining, *Co-Chair*
 Joint Legislative Auditing Committee
 Joint Legislative Budget Commission

SENATOR ALAN HAYS
 11th District

MEMORANDUM



To: Senator Greg Evers, Chair
 Criminal Justice Committee
 CC: Amanda Cannon, Staff Director
 Sue Arnold, Committee Administrative Assistant

From: Senator D. Alan Hays

Subject: Request to agenda SB 968 – School Safety

Date: February 12, 2014

I respectfully request that you agenda the above referenced bill at your earliest convenience. If you have any questions regarding this legislation, I welcome the opportunity to meet with you one-on-one to discuss it in further detail. Thank you so much for your consideration of this request.

Sincerely,

D. Alan Hays, DMD
 State Senator, District 11

REPLY TO:

- 871 South Central Avenue, Umatilla, Florida 32784-9290 (352) 742-6441
- 320 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5011
- 1104 Main Street, The Villages, Florida 32159 (352) 360-6739 FAX: (352) 360-6748
- 685 West Montrose Street, Suite 110, Clermont, Florida 34711 (352) 241-9344 FAX: (888) 263-3677

Senate's Website: www.flsenate.gov

DON GAETZ
 President of the Senate

GARRETT RICHTER
 President Pro Tempore

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic SunBill School Security

Bill Number 968
(if applicable)

Name Don Browning

Amendment Barcode _____
(if applicable)

Job Title Citizen

Address 13101 SE 158th Lane

Phone 352-233-7990

Street
Wunsdale FL
City State Zip

E-mail _____

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic Gun Law in Schools

Bill Number 968
(if applicable)

Name Don Talliver

Amendment Barcode _____
(if applicable)

Job Title Emergency Worker

Address S 3 Bridle Gate Dr

Phone 850-339-9311

Street

Crawfordville FL 32327

City

State

Zip

E-mail quartress@gmail.com

Speaking: For Against Information

Representing Don Talliver

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting



THE FLORIDA SENATE APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/14

Meeting Date

Topic School Safety

Bill Number 968

(if applicable)

Name Keri Rayborn Silver

Amendment Barcode 963358

(if applicable)

Job Title _____

Address PO Box 1565

Street

Phone 850-524-2394

Tallahassee, FL 32302

City

State

Zip

E-mail Keri@raybornconsultants.com

Speaking: For Against Information

Representing Florida Sheriffs Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/14

Meeting Date

Topic ALLOWING "TRAINED" GUN USERS AT SCHOOLS

Bill Number 968
(if applicable)

Name BRIAN MORSE

Amendment Barcode _____
(if applicable)

Job Title MANAGER

Address 506 PEACH TREE LN

Phone _____

Street

ACAMONTE SPGS

FL

32701

City

State

Zip

E-mail BRIANJMORSE@HOTMAIL.COM

Speaking: For Against Information

Representing SEMINOLE COUNTY

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

3-10-14

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic Principal Authorizes Guns

Bill Number 968
(if applicable)

Name Zachary Ansley

Amendment Barcode _____
(if applicable)

Job Title ~~H.S. Asst. Principal~~

Address 7555 Heartland Cir

Phone _____

Street

Tallahassee FL 32312

E-mail _____

City

State

Zip

Speaking: For Against Information

Representing Myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic GUNS in School/Principals Bill Number 968
Name Bill Proctor Amendment Barcode _____ (if applicable)

Job Title Leon County Commissioner (if applicable)

Address 3001 S Manvel St Phone 850 606 5371
Tall FL 32301 E-mail _____
City State Zip

Speaking: For Against Information

Representing Leon County Citizen

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-10-14
Meeting Date

Topic Insurance

Bill Number SB968
(if applicable)

Name Barbara DeVane

Amendment Barcode _____
(if applicable)

Job Title _____

Address 625 E. Beverard St
Street
Tallahassee, FL 32308
City State Zip

Phone 850-222-3969

E-mail barbaradevane@yahoo.com

Speaking: For Against Information

Representing FL NOW

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic School Trucks/Guns

Bill Number SB 968
(if applicable)

Name Wayne Stanton

Amendment Barcode _____
(if applicable)

Job Title Exec Director

Address 203 S. Monroe St.

Phone 414-2578

Street

City

W. Palm Beach, FL 32801

State

Zip

E-mail WStanton@fsbe.org

Speaking: For Against Information

Representing FL School BOARDS ASSC.

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic Keep Guns Out of School Bill Number 968

Name Tia Nica Amendment Barcode _____ (if applicable)

Job Title Teacher Gadsden County (if applicable)

Address 4184 Mcleod D Phone 850-212-4404

Street

Tallahassee FL
City State Zip

E-mail tiania@comcast.net

Speaking: For Against Information

Representing Teachers in Gadsden County

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/2014
Meeting Date

Topic GUNS

Bill Number 968
(if applicable)

Name Bishop Holifield

Amendment Barcode _____
(if applicable)

Job Title _____

Address P.O. Box 631
Street
Tallahassee, FL 32314
City State Zip

Phone _____

E-mail _____

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Criminal Justice

BILL: CS/SB 1032

INTRODUCER: Criminal Justice Committee and Senator Latvala

SUBJECT: Residential Property Sales

DATE: March 11, 2014

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Sumner	Cannon	CJ	Fav/CS
2.			AP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1032 requires sellers of residential property to provide prospective purchasers with a disclosure summary at or before the execution of the contract for sale if any of the subsurface rights or right of re-entry are or will be severed or retained by the seller.

II. Present Situation:

In February 2014, the Florida Attorney General sent a News Release to approximately 18,000 homeowners who had purchased real property without knowledge that the mineral rights to the property had been severed. The Attorney General notified the homeowners that they had the option to receive those mineral rights by completing a certification form. The seller agreed to cease the practice of reserving mineral rights until the Florida Legislature provided guidance on the issue.¹

Generally in real estate transactions the landowner is entitled to the surface of the property and all that is below it if the deed does not contain a reservation limiting the estate.² An express reservation to sever the mineral rights generally creates two separate estates with the mineral estate being the dominate estate. The owner of the mineral estate has the right of ingress and egress to explore for, locate, and remove the minerals but may not abuse the surface estate.³

¹ Attorney General Pam Bondi News Release, February 7, 2014.

² 36 Fla Jur. 2d Mines and Minerals 54.

³ P & N Inv. Corp. v. Florida Ranchettes, Inc., 220 So. 2d 451, at 453 (Fla.1st DCA 1969).

Without a reference to the mineral rights on the face of the deed, homeowners may be unaware that the seller has retained those rights.

III. Effect of Proposed Changes:

The bill requires sellers of residential property to provide prospective purchasers with a disclosure summary at or before the execution of the contract for sale if any of the subsurface rights or right of re-entry are or will be severed or retained by the seller.

The bill provides that the disclosure summary must be included in or attached to the contract for sale. If attached, the contract must refer to and incorporate by reference a statement that the potential purchaser should not execute the contract until he or she has read the disclosure summary.⁴

The bill defines “subsurface rights” as all minerals, mineral fuels, and other resources, including but not limited to, oil, gas, coal, oil shale, uranium, metals, and phosphate, whether or not it may be mixed with any other substance, found, or located beneath the surface of the earth.

The bill defines “seller” as any seller of real property which, at the time of sale, is zoned for residential use and where a new dwelling is being constructed, is to be constructed, or has been constructed since the last transfer of property.

The bill provides an effective date of July 1, 2014.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

⁴ The bill provides the written requirements for the disclosure summary form.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 689.29 of the Florida Statutes.

IX. Additional Information:

- A. Committee Substitute – Statement of Substantial Changes:
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Criminal Justice on March 10, 2014:

The committee substitute removes the criminal penalty for knowingly violating the disclosure requirements. It requires that the disclosure summary be included in the contract or as an attachment and incorporated by reference rather than on a separate form and provided three days prior to entering into the contract.

- B. Amendments:

None.



380858

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/10/2014	.	
	.	
	.	
	.	

The Committee on Criminal Justice (Evers) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 689.29, Florida Statutes, is created to
read:

689.29 Disclosure of subsurface rights to prospective
purchaser.-



380858

10 (1) The seller must provide a prospective purchaser of
11 residential property with a disclosure summary at or before the
12 execution of the contract for sale if any of the subsurface
13 rights or right of re-entry are or will be severed or retained
14 by the seller. The disclosure summary must be conspicuous, in
15 boldfaced type, and in a form substantially similar to the
16 following:

17
18 SUBSURFACE RIGHTS
19 DISCLOSURE SUMMARY
20

21 SUBSURFACE RIGHTS ARE OR WILL BE SEVERED FROM THE TITLE TO REAL
22 PROPERTY BY CONVEYANCE (DEED) OF THE SUBSURFACE RIGHTS FROM THE
23 OWNER OR BY RESERVATION OF THE SUBSURFACE RIGHTS BY THE OWNER.
24 WHEN SUBSURFACE RIGHTS ARE SEVERED FROM THE PROPERTY, THE OWNER
25 OF THOSE RIGHTS MAY HAVE THE PERPETUAL RIGHT TO DRILL, MINE,
26 EXPLORE, AND REMOVE ANY OF THE SUBSURFACE RESOURCES ON OR FROM
27 THE PROPERTY EITHER DIRECTLY FROM THE SURFACE OF THE PROPERTY OR
28 FROM A NEARBY LOCATION.

29
30 ...(Buyer Initials)...
31

32 (2) The disclosure summary must be included in the contract
33 for sale or attached to the contract for sale. If attached, the
34 contract for sale must refer to and incorporate by reference the
35 disclosure summary and must include, in prominent language, a
36 statement that the potential purchaser should not execute the
37 contract until he or she has read the disclosure summary
38 required under this section.



380858

39 (3) As used in this section, the term "subsurface rights"
40 means the rights to all minerals, mineral fuels, and other
41 resources, including, but not limited to, oil, gas, coal, oil
42 shale, uranium, metals, and phosphate, whether or not it may be
43 mixed with any other substance, found, or located beneath the
44 surface of the earth.

45 (4) As used in this section, the term "seller" means any
46 seller of real property which, at the time of sale, is zoned for
47 residential use and is property upon which a new dwelling is
48 being constructed, is to be constructed, or has been constructed
49 since the last transfer of the property.

50 Section 2. This act shall take effect July 1, 2014.

51
52 ===== T I T L E A M E N D M E N T =====

53 And the title is amended as follows:

54 Delete everything before the enacting clause
55 and insert:

56 A bill to be entitled
57 An act relating to subsurface rights; creating s.
58 689.29, F.S.; requiring a seller to provide a
59 prospective purchaser with a subsurface rights
60 disclosure summary; providing the form for the
61 disclosure summary; requiring the disclosure summary
62 to be included in the contract for sale or attached to
63 the contract for sale; defining the term "subsurface
64 rights"; defining the term "seller"; providing an
65 effective date.

By Senator Latvala

20-00779-14

20141032__

1 A bill to be entitled
 2 An act relating to residential property sales;
 3 creating s. 689.263, F.S.; defining terms; requiring a
 4 seller of residential property to provide written
 5 notification to a prospective buyer of the seller's
 6 intent to retain subsurface rights; providing
 7 requirements for the form for such notification;
 8 specifying a timeframe for rescission of a contract
 9 under certain circumstances; specifying the
 10 jurisdiction and venue for enforcement; providing
 11 penalties; providing an effective date.

13 Be It Enacted by the Legislature of the State of Florida:

15 Section 1. Section 689.263, Florida Statutes, is created to
 16 read:

17 689.263 Sale of residential property; disclosure of
 18 seller's intent to retain subsurface rights.-

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

20 (a) "Residential property" includes real estate on which
 21 there is located, or will be located, a single-family dwelling,
 22 duplex, triplex, quadruplex, or condominium.

23 (b) "Subsurface rights" includes rights to the phosphate,
 24 minerals, metals, petroleum, or oil that is or may be in, on, or
 25 under land being transferred to the prospective purchaser.

26 (2) Notwithstanding any other provision of law, a seller
 27 who intends to retain subsurface rights as part of a contract or
 28 deed for the sale of residential property shall provide to the
 29 prospective purchaser and, if applicable, his or her real estate

Page 1 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

20-00779-14

20141032__

30 agent written notice that the seller intends to retain such
 31 property interest. The prospective purchaser must receive a copy
 32 of the written notice at least 3 business days before entering
 33 into a sales contract for the purchase of the residential
 34 property and must acknowledge receipt of the written notice by
 35 his or her signature.

36 (3) The written notice required under this section shall be
 37 provided on a sheet of paper that is 8 1/2 inches by 11 inches,
 38 may not address another subject, must be double-spaced, and must
 39 include the following information in a font size of at least 12
 40 points:

41 RETENTION OF SUBSURFACE RIGHTS

42
 43
 44 AS REQUIRED BY FLORIDA LAW,(SELLER'S NAME).....
 45 HEREBY PROVIDES 3 BUSINESS DAYS' NOTICE TO(PROSPECTIVE
 46 PURCHASER'S NAME)..... THAT THE SELLER, AS PART OF THE TRANSFER
 47 OF THE RESIDENTIAL PROPERTY LOCATED AT(PROPERTY
 48 ADDRESS)....., INTENDS TO SEVER, RETAIN, RESERVE, OR OTHERWISE
 49 KEEP CERTAIN SUBSURFACE RIGHTS AS PART OF THE SALE OF THAT
 50 PROPERTY. THESE RIGHTS MAY INCLUDE THE RIGHT TO PHOSPHATE,
 51 MINERALS, METALS, PETROLEUM, OR OIL THAT MIGHT BE IN, ON, OR
 52 UNDER THE RESIDENTIAL PROPERTY. BY THIS NOTICE, THE PROSPECTIVE
 53 PURCHASER MAY RENEGOTIATE THE CONTRACT TERMS TO REFLECT THE
 54 DIMINUTION OF VALUE RESULTING FROM THE SEVERANCE OF THESE
 55 SUBSURFACE PROPERTY INTERESTS.

56
 57 (4) A purchaser has 3 business days after the contract or
 58 deed is fully executed to rescind the contract or deed if the

Page 2 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

20-00779-14

20141032__

59 seller failed to provide the notice as required by this section.

60 The rescission must be provided in writing to the seller.

61 (5) If a court establishes that proper notice as required
62 by this section was not given to the prospective purchaser, the
63 court shall issue an order declaring that the provision in the
64 contract or deed which severed, retained, or reserved the
65 property interest is void.

66 (6) Jurisdiction and venue for enforcement of this section
67 is in the circuit court of the county where the subject real
68 property is located.

69 (7) A seller who knowingly violates this section commits a
70 misdemeanor of the first degree, punishable as provided in s.
71 775.082 or s. 775.083.

72 Section 2. This act shall take effect July 1, 2014.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Ethics and Elections, *Chair*
Budget - Subcommittee on General Government
Appropriations
Budget - Subcommittee on Transportation, Tourism,
and Economic Development Appropriations
Community Affairs
Environmental Preservation and Conservation
Rules
Judiciary
Appropriations
Select Committee on Gaming

SENATOR JACK LATVALA

20th District

February 19, 2014

The Honorable Greg Evers, Chair
Senate Committee on Criminal Justice
510 Knott Building
404 South Monroe Street
Tallahassee, FL 32399-1100

Dear Chairman Evers:

I respectfully request that Senate Bill 1032/Residential Property Sales be placed on the agenda of the Senate Committee on Criminal Justice at your earliest convenience.

This bill would require sellers of residential real property to provide written notification to prospective homebuyers of the seller's intent to retain subsurface mineral rights.

If you have any questions regarding this legislation, please contact me. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink that reads "Jack Latvala".

Jack Latvala
State Senator
District 20

Cc: Amanda Cannon, Staff Director; Sue Arnold, Administrative Assistant

REPLY TO:

- 26133 U.S. Highway 19 North, Suite 201 Clearwater, FL 33763 (727) 793-2797
- 408 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5020

Senate's Website: www.flsenate.gov

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Criminal Justice

BILL: CS/SB 1208

INTRODUCER: Criminal Justice Committee and Senator Latvala

SUBJECT: Fraudulent Controlled Substance Prescriptions

DATE: March 11, 2014

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Erickson	Cannon	CJ	Fav/CS
2.	_____	_____	HP	_____
3.	_____	_____	AP	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1208 increases the penalty for a current prescription fraud offense. Under current law, it is a first degree misdemeanor for a person to possess a prescription form that has not been completed and signed by the practitioner whose printed name appears on the form, unless the person possessing the form is that practitioner or another authorized person.

The bill makes this offense a third degree felony. The bill also rewords the description of the act punished. Under the bill, it is unlawful for a person to possess a prescription form unless it has been signed by the practitioner whose name appears on the form and completed. This offense does not apply if the person in possession of the form is that practitioner or another authorized person.

As a result of this rewording, it appears the practitioner whose name appears printed on the form will still have to sign the form but the form can be completed by either the practitioner or another authorized person (current law: completed and signed by the practitioner).

II. Present Situation:

Section 893.13(7)(a)7., F.S., provides that a person may not possess a prescription form that has not been completed and signed by the practitioner whose printed name appears on the form, unless the person possessing the form is that practitioner, an agent or employee of that

practitioner, or a supplier of prescription forms who is authorized by that practitioner to possess those forms.

Section 893.13(7)(c), F.S., provides that a violation of s. 893.13(7)(a)7., F.S., is a first degree misdemeanor.¹

III. Effect of Proposed Changes:

The bill amends s. 893.13(7)(a)7., F.S., which currently prohibits a person from possessing a prescription form that has not been completed and signed by the practitioner whose printed name appears on the form, unless the person possessing the form is that practitioner or another authorized person. Currently, this offense is a first degree misdemeanor.

The bill makes this offense a third degree felony.² The bill also rewords the description of the act punished. Under the bill, it is unlawful for a person to possess a prescription form unless it has been signed by the practitioner whose name appears on the form and completed. This offense does not apply if the person in possession of the form is that practitioner or another authorized person.

As a result of this rewording, it appears the practitioner whose name appears printed on the form will still have to sign the form but the form can be completed by either the practitioner or another authorized person (current law: completed and signed by the practitioner).

The bill takes effect on October 1, 2014.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

¹ A first degree misdemeanor is punishable by up to a year in county jail, a fine of up to \$1,000, or both jail and a fine. Sections 775.082 and 775.083, F.S.

² A third degree felony is punishable by up to 5 years in state prison, a fine of up to \$5,000, or both prison and a fine. Sections 775.082 and 775.083, F.S. However, if total sentence points scored under the Criminal Punishment Code are 22 points or fewer, the court must impose a nonstate prison sanction, unless the court makes written findings that this sanction could present a danger to the public. Section 775.082(10), F.S.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Criminal Justice Impact Conference, which provides the final, official estimate of the prison bed impact, if any, of legislation has not yet reviewed the bill. However, the Legislature's Office of Economic and Demographic Research preliminarily estimates that the bill will have an insignificant prison bed impact.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 893.13 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Criminal Justice on March 10, 2014:

Rewords the description of the prescription fraud act in s. 893.13(7)(a)7., F.S. As a result of this rewording, it appears the practitioner whose name appears printed on the form will still have to sign the form but the form can be completed by either the practitioner or another authorized person (current law: completed and signed by the practitioner).

B. Amendments:

None.



624770

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/10/2014	.	
	.	
	.	
	.	

The Committee on Criminal Justice (Evers) recommended the following:

Senate Amendment

Delete lines 35 - 39
and insert:

7. Possess a prescription form unless it ~~which~~ has ~~not~~ been completed and signed by the practitioner whose name appears printed thereon and completed. This subparagraph does not apply if, unless the person in possession of the form is that practitioner, is an agent or employee of that

By Senator Latvala

20-01098A-14

20141208__

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.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraphs (a), (c), and (d) of subsection (7) of section 893.13, Florida Statutes, are amended to read:

893.13 Prohibited acts; penalties.—

(7) (a) A person may not:

1. Distribute or dispense a controlled substance in violation of this chapter.

2. Refuse or fail to make, keep, or furnish any record, notification, order form, statement, invoice, or information required under this chapter.

3. Refuse entry into any premises for any inspection or refuse to allow any inspection authorized by this chapter.

4. Distribute a controlled substance named or described in s. 893.03(1) or (2) except pursuant to an order form as required by s. 893.06.

5. Keep or maintain any store, shop, warehouse, dwelling, building, vehicle, boat, aircraft, or other structure or place which is resorted to by persons using controlled substances in violation of this chapter for the purpose of using these substances, or which is used for keeping or selling them in

Page 1 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

20-01098A-14

20141208__

violation of this chapter.

6. Use to his or her own personal advantage, or reveal, any information obtained in enforcement of this chapter except in a prosecution or administrative hearing for a violation of this chapter.

7. Possess a prescription form ~~that~~ which has not been completed in its entirety by the practitioner whose name appears printed thereon, or that has not been ~~and~~ signed by the practitioner whose name appears printed thereon, unless the person is that practitioner, is an agent or employee of that practitioner, is a pharmacist, or is a supplier of prescription forms who is authorized by that practitioner to possess those forms.

8. Withhold information from a practitioner from whom the person seeks to obtain a controlled substance or a prescription for a controlled substance that the person making the request has received a controlled substance or a prescription for a controlled substance of like therapeutic use from another practitioner within the previous 30 days.

9. Acquire or obtain, or attempt to acquire or obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception, or subterfuge.

10. Affix any false or forged label to a package or receptacle containing a controlled substance.

11. Furnish false or fraudulent material information in, or omit any material information from, any report or other document required to be kept or filed under this chapter or any record required to be kept by this chapter.

12. Store anhydrous ammonia in a container that is not

Page 2 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

20-01098A-14

20141208__

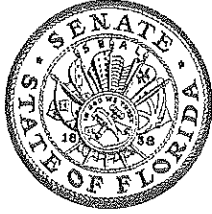
59 approved by the United States Department of Transportation to
60 hold anhydrous ammonia or is not constructed in accordance with
61 sound engineering, agricultural, or commercial practices.

62 13. With the intent to obtain a controlled substance or
63 combination of controlled substances that are not medically
64 necessary for the person or an amount of a controlled substance
65 or substances that is not medically necessary for the person,
66 obtain or attempt to obtain from a practitioner a controlled
67 substance or a prescription for a controlled substance by
68 misrepresentation, fraud, forgery, deception, subterfuge, or
69 concealment of a material fact. For purposes of this
70 subparagraph, a material fact includes whether the person has an
71 existing prescription for a controlled substance issued for the
72 same period of time by another practitioner or as described in
73 subparagraph 8.

74 (c) A Any person who violates ~~the provisions of~~
75 subparagraphs (a)1.-6. ~~(a)1.-7.~~ commits a misdemeanor of the
76 first degree, punishable as provided in s. 775.082 or s.
77 775.083, ~~+~~ except that, upon a second or subsequent violation,
78 the person commits a felony of the third degree, punishable as
79 provided in s. 775.082, s. 775.083, or s. 775.084.

80 (d) A Any person who violates ~~the provisions of~~
81 subparagraphs (a)7.-12. ~~(a)8.-12.~~ commits a felony of the third
82 degree, punishable as provided in s. 775.082, s. 775.083, or s.
83 775.084.

84 Section 2. This act shall take effect October 1, 2014.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Ethics and Elections, *Chair*
Appropriations
Appropriations Subcommittee on General
Government
Appropriations Subcommittee on Transportation,
Tourism, and Economic Development
Community Affairs
Environmental Preservation and Conservation
Gaming
Judiciary
Rules

SENATOR JACK LATVALA

20th District

February 28, 2014

The Honorable Greg Evers, Chair
Senate Committee on Criminal Justice
510 Knott Building
404 South Monroe Street
Tallahassee, FL 32399-1100

Dear Chairman Evers:

I respectfully request that Senate Bill 1208/Fraudulent Controlled Substance Prescriptions be placed on the agenda of the Senate Committee on Criminal Justice at your earliest convenience.

The current law is vague regarding the legality of possessing a fraudulent prescription that is partially completed. The result is that it is challenging for law enforcement to build a case against someone who fills in any portion of a fraudulently obtained script.

This bill would clarify that regardless of how much, or little, a fraudulent script is filled out, it is still against the law. It would also increase the penalty for possession of a fraudulent script from a 1st degree misdemeanor to a 3rd degree felony.

If you have any questions regarding this legislation, please contact me. Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "Jack Latvala".

Jack Latvala
State Senator
District 20

Cc: Amanda Cannon, Staff Director; Sue Arnold, Administrative Assistant

REPLY TO:

- 26133 U.S. Highway 19 North, Suite 201, Clearwater, Florida 33763 (727) 793-2797 FAX: (727) 793-2799
- 408 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5020

Senate's Website: www.flsenate.gov

DON GAETZ
President of the Senate

GARRETT RICHTER
President Pro Tempore

CourtSmart Tag Report

Room: LL 37

Case:

Type:

Caption: BSenate Criminal Justice Committee Judge:

Started: 3/10/2014 4:05:57 PM

Ends: 3/10/2014 5:57:33 PM

Length: 01:51:37

4:06:00 PM Meeting called to order - Roll call
4:07:14 PM Vice-Chair Senator Smith speaks
4:09:09 PM Sybrina Fulton speaking as the mother of Trayvon Martin
4:13:37 PM Mr. Tracy Martin speaks on behalf of Trayvon Martin
4:17:44 PM Lucia McBath representing her son Jordan Davis
4:22:52 PM Phyllis Giles representing her son Michael Giles
4:26:22 PM Senator Smith speaks again
4:28:03 PM Senator Bradley speaks to the parents
4:29:08 PM Senator Gibson speaks about the testimonies given today
4:34:15 PM Tab 2 - SB 1032 by Senator Latvala - Residential Property Sales
4:40:43 PM Roll Call
4:41:31 PM Tab 3 - SB 1208 by Senator Latvala - Fraudulent Controlled Substance Prescriptions
4:42:04 PM Amendment 624770
4:42:27 PM Roll Call
4:43:11 PM Tab 1 - SB 968 by Senator Hays - School Safety
4:45:04 PM Amendment #963358
5:10:02 PM Bishop Holifield, Tallahassee, FL
5:13:52 PM Tia Nia, Teachers in Gadsden County
5:16:31 PM Wayne Blanton, Florida School Board Assoc.
5:20:38 PM Barbara DeVane, retired teacher
5:21:18 PM Bill Proctor, Leon County Citizen
5:25:15 PM Zachary Ansley, Tallahassee, FL
5:29:24 PM Brian Morse, Seminole County
5:32:26 PM Rev. Don Tolliver, Crawfordville, FL
5:36:14 PM Don Browning, FL
5:50:58 PM Rep. Steube speaks on bill
5:54:27 PM Senator Hays closes on the bill
5:56:57 PM Roll Call
5:57:14 PM Meeting Adjourned

THE FLORIDA SENATE APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/10/2014
Meeting Date

Topic Stand Your Ground

Bill Number _____
(if applicable)

Name Tracy Martin and Sybrina Fulton

Amendment Barcode _____
(if applicable)

Job Title Parents

Address _____
Street

City State Zip

Phone _____

E-mail _____

Speaking: For Against Information

Representing Trayvon Martin

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/10/2014
Meeting Date

Topic Stand Your Ground

Bill Number _____
(if applicable)

Name Lucia McBath

Amendment Barcode _____
(if applicable)

Job Title Parent

Address _____
Street

Phone _____

City State Zip

E-mail _____

Speaking: For Against Information

Representing Jordan Davis

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/10/2014
Meeting Date

Topic Stand Your Ground

Bill Number _____
(if applicable)

Name Phyllis Giles

Amendment Barcode _____
(if applicable)

Job Title Parent

Address _____
Street

Phone _____

City State Zip

E-mail _____

Speaking: For Against Information

Representing Michael Giles

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-10-14

Meeting Date

Topic Trayvon Martin Law

Bill Number Repeal Stand
Your Ground

Name Mary Joyce Ackerman

Amendment Barcode Bill 111
(if applicable)
(if applicable)

Job Title Social Services

Address 6214 11th St. East

Phone 941-405-7789

Street

Palmetto Fla. 34203
City State Zip

E-mail MJACKerman@Verizon.net

Speaking: For Against Information

Representing Trayvon Martin

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/14

Meeting Date

Topic GUN LEGISLATION

Bill Number _____

(if applicable)

Name SYLVIA DUPONT

Amendment Barcode _____

(if applicable)

Job Title PRES

Address PO Box 7021

Street

Phone 850-933-1804

TALLAHASSEE, FL 32314

City

State

Zip

E-mail dupont3700@comcast.net

Speaking: For Against Information

Representing Registered Democrat

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-10-2014

Meeting Date

Topic Travon Martin Law

Name Pearlie Green

Job Title Teacher

Address P.O. Box 561
Sausate, FL 34230

Speaking: For Against Information

Representing Travon Martin

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

Repeal Stand your

Bill Number _____ (if applicable)

Amendment Barcode Ground (if applicable)

Phone 941-961-4649

E-mail pgreen7179@gmail.com

I AM AGAINST

STAND YOUR GROUND

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

March 10, 2014
Meeting Date

Topic Stand Your Ground Law! Bill Number _____
(if applicable)

Name Mary A Kidd Amendment Barcode _____
(if applicable)

Job Title V. P./Ex Director The Chaka Changala Foundation, Inc

Address 3020 Lakeshore Drive. Phone 850-385-0613
Street

Jellahasssee, Fl. 32312 E-mail Mak534@hotmail.com
City State Zip

Speaking: For Against Information

Representing Mary A Kidd

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting. S-001 (10/20/11)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/14

Meeting Date

Topic STAND YOUR Ground Law

Bill Number (if applicable)

Name JOANN M. Brooks

Amendment Barcode (if applicable)

Job Title Citizen of Florida

Address 2052 Hovington Circle West

Phone 904-608-4540

Street Jacksonville FL 32246

E-mail

Speaking: For [] Against [x] Information []

Representing WAIVE

Appearing at request of Chair: Yes [] No []

Lobbyist registered with Legislature: Yes [] No []

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/2014
Meeting Date

Topic Justice Stand your Ground

Bill Number _____
(if applicable)

Name Michelle

Amendment Barcode _____
(if applicable)

Job Title Disability

Address 270 East 47th St
Street

Phone 904-472-1868

Jacksonville
City State Zip

E-mail _____

Speaking: For Against Information

Representing Wave

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/14
Meeting Date

Topic Stand your ground

Bill Number _____
(if applicable)

Name Jerry Napoleon Gilham

Amendment Barcode _____
(if applicable)

Job Title N/A

Address 4036 Marland Street

Phone 904-371-2781

Tax Fla 32209
City State Zip

E-mail Terry.Comcast.Net

Speaking: For Against Information

Representing Waive

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/10/11

Meeting Date

Topic

Stand Your Ground

Bill Number

(if applicable)

Name

Lynn Giles Canady

Amendment Barcode

(if applicable)

Job Title

Citizen

Address

603 Taylor Blvd

Phone

863-289-1740

Street

Winter Haven FL 33880

E-mail

lcanady@juno.com

City

State

Zip

Speaking:

For

Against

Information

Representing

~~FL~~ Citizens of FL

Appearing at request of Chair:

Yes

No

Lobbyist registered with Legislature:

Yes

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic Stand Your Ground

Bill Number _____
(if applicable)

Name Cynthia Gardner

Amendment Barcode _____
(if applicable)

Job Title retired

Address 934 Piney 2 Plantation Rd,
Tallahassee, Florida 32311

Phone 850 877-1289

E-mail _____

Speaking: For Against Information

Representing I want the bill, stand your ground, appealed

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

March 10, 2014
Meeting Date

Topic STAND Your Ground Law

Bill Number _____
(if applicable)

Name Barney R Roberts

Amendment Barcode _____
(if applicable)

Job Title Heavy Equipment operator

Address 137 EAST 18th Street

Phone 904-859-6227

Jacksonville Fla. 32206
City State Zip

E-mail Barman07@yahoo.com

Speaking: For Against Information

Representing for Travon Martin

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic JUSTICE FOR ALL

Bill Number _____
(if applicable)

Name LEROY MOBLEY

Amendment Barcode _____
(if applicable)

Job Title Viet NAM VET 100% DISABLE

Address 1579 VAN BUREN ST.
Street

Phone 904-234-7388

JACKSONVILLE FLA 32226
City State Zip

E-mail _____

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

3-10-2014

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic Stand Your Ground Law

Bill Number _____

Name Zachary B. Ansley

Amendment Barcode _____
(if applicable)

Job Title Assistant Principal

_____ *(if applicable)*

Address 7555 Heartland Circle

Phone (850) 294-7335

Street

Tallahassee FL 32312

City

State

Zip

E-mail _____

Speaking: For Against Information

Representing Michael Giles, Trayvon Martin, & Jordan

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/10/2014
Meeting Date

Topic Stand Your Ground Law

Bill Number _____
(if applicable)

Name Thyria S. Greene

Amendment Barcode _____
(if applicable)

Job Title Teacher

Address 7555 Heartland Circle

Phone (850) 386-3204

Tallahassee, FL 32312
City State Zip

E-mail _____

Speaking: For Against Information

Representing Trayvon Martin,

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic STARS FOR YOU GLOW

Bill Number _____
(if applicable)

Name Rev. RBH (me), Jr.

Amendment Barcode _____
(if applicable)

Job Title PASTOR

Address 284 N. MARTIN LKING

Phone 850-545-7427

Street

TALL FLA _____
City State Zip

E-mail _____

Speaking: For Against Information

Representing NATIONAL ACTION NETWORKS (BEHOLD PARTNER)

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic STAND YOUR GROUND + SELF DEFENSE LA Bill Number _____ (if applicable)

Name REV. JOHN ALLEN NEWMAN Amendment Barcode _____ (if applicable)

Job Title SENIOR PASTOR THE SANCTUARY AT MT. CALVARY CHURCH

Address 4751 WALGREEN RD Phone _____
Street

JACKSONVILLE FL. 32224
City State Zip

E-mail PASTOR@THEMOUNT.COM

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic Stand Your Ground

Bill Number _____
(if applicable)

Name Jermaine Miller

Amendment Barcode _____
(if applicable)

Job Title Pastor ~~maker~~

Address 944 Stagg Road Apt 25
Street

Phone _____

City _____ *State* _____ *Zip* _____

E-mail _____

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.



THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic Stand Your Ground Bill Number _____ (if applicable)

Name Bill Proctor - Leon County Commissioner Amendment Barcode _____ (if applicable)

Job Title County Commissioner

Address 301 S. Monroe Street Phone 606 5371 (850)

TALL FL 32301
City State Zip

E-mail proctorb@leoncountyfl.gov

Speaking: For Against Information

Representing District ONE Citizen Voters - Leon County FL

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic Stand Your ground

Bill Number _____
(if applicable)

Name Geord Ross

Amendment Barcode _____
(if applicable)

Job Title Pastor

Address 344 Mandehelen St

Phone _____

Street

Apopka
City

FL
State

32713
Zip

E-mail _____

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.