

Bill No. CS for CS for CS for SB 2954, 1st Eng.

Amendment No. \_\_\_\_ Barcode 685000

CHAMBER ACTION

Senate

House

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Senator Alexander moved the following amendment:

**Senate Amendment (with title amendment)**

On page 53, between lines 3 and 4,

insert:

Section 49. Subsection (7) of section 440.16, Florida Statutes, is amended to read:

440.16 Compensation for death.--

~~(7) Compensation under this chapter to aliens not residents (or about to become nonresidents) of the United States or Canada shall be the same in amount as provided for residents, except that dependents in any foreign country shall be limited to surviving spouse and child or children, or if there be no surviving spouse or child or children, to surviving father or mother whom the employee has supported, either wholly or in part, for the period of 1 year prior to the date of the injury, and except that the judge of compensation claims may, at the option of the judge of compensation claims, or upon the application of the insurance carrier, commute all future installments of compensation to be~~



Bill No. CS for CS for CS for SB 2954, 1st Enq.

Amendment No. \_\_\_\_ Barcode 685000

1 specifying when the commission must report to  
2 the Legislature; amending s. 450.27, F.S.;  
3 renaming part III of ch. 450, F.S.; amending s.  
4 450.271, F.S.; substituting the Department of  
5 Business and Professional Regulation for the  
6 Department of Labor and Employment Security as  
7 the entity authorized to administer the federal  
8 Migrant and Seasonal Agricultural Worker  
9 Protection Act; amending s. 450.28, F.S.;  
10 defining major and minor violations; amending  
11 s. 450.30, F.S.; requiring an applicant for  
12 renewal of a certificate of registration as a  
13 farm labor contractor to retake the competency  
14 examination when convicted of or penalized for  
15 committing a major violation within a specified  
16 time; depositing certain fees received from  
17 applicants for a certificate of registration  
18 into the Professional Regulation Trust Fund;  
19 amending s. 450.31, F.S.; increasing the  
20 application fee for a certificate of  
21 registration; revising payment requirements;  
22 requiring an applicant for a certificate of  
23 registration to designate an agent to receive  
24 service of process and documents; authorizing  
25 the department to revoke, suspend, or deny a  
26 certificate of registration under certain  
27 circumstances; providing that receipt of a  
28 certification of registration constitutes  
29 permission by the farm labor contractor for  
30 department personnel to inspect certain  
31 documents; creating s. 450.321, F.S.;

Bill No. CS for CS for CS for SB 2954, 1st Enq.

Amendment No. \_\_\_\_ Barcode 685000

1 authorizing the department to develop and  
2 implement a best practices incentive program  
3 for farm labor contractors; authorizing the  
4 department to enter a partnership agreement  
5 with a contractor regarding such designation;  
6 authorizing use of the designation to solicit  
7 business; authorizing revocation of designation  
8 and requiring cessation of use; prohibiting  
9 characterization of the designation as an  
10 endorsement by the department; exempting the  
11 department from civil liability; authorizing  
12 the department to establish an incentive  
13 program for contractors holding a valid  
14 designation; amending s. 450.33, F.S.; revising  
15 the powers of the department regarding  
16 revocation of a contractor's certificate of  
17 registration; adding maintenance of certain  
18 employee field records to the duties a  
19 contractor must perform; amending s. 450.34,  
20 F.S.; prohibiting a contractor from taking  
21 retaliatory action and from contracting with or  
22 employing certain persons who lack a valid  
23 certificate; amending s. 450.35, F.S.;  
24 prohibiting a person from contracting with or  
25 employing a farm labor contractor without a  
26 certificate of registration; providing  
27 penalties; amending s. 450.37, F.S.;  
28 authorizing the department to cooperate and  
29 enter into agreements with other state  
30 agencies; amending s. 450.38, F.S.; revising  
31 the penalties imposed for violations of part

Bill No. CS for CS for CS for SB 2954, 1st Enq.

Amendment No. \_\_\_\_ Barcode 685000

1 III of ch. 450, F.S.; clarifying applicability  
 2 of penalties to a firm, association, or  
 3 corporation; increasing the maximum civil  
 4 penalty; authorizing civil penalties or the  
 5 revocation of registration if a contractor  
 6 commits one or more minor violations; creating  
 7 s. 450.39, F.S.; prohibiting a farm labor  
 8 contractor from requiring a farmworker to make  
 9 certain purchases; prohibiting a contractor  
 10 from charging a farmworker more than the  
 11 reasonable cost for a commodity; amending s.  
 12 381.0087, F.S.; clarifying that a person who  
 13 willfully refuses a citation commits a  
 14 second-degree misdemeanor; requiring the  
 15 Department of Health to notify the enforcing  
 16 entity of suspected violations; amending s.  
 17 381.008, F.S.; defining the term "residential  
 18 migrant housing" to include structures rented  
 19 or reserved for occupancy by seasonal workers;  
 20 excluding from that definition a single-family  
 21 residence or mobile home that is occupied only  
 22 by a single family; amending s. 381.0086, F.S.;  
 23 requiring the Department of Health to include  
 24 certain provisions relative to plan review of  
 25 residential migrant housing in rules;  
 26 prohibiting a structural variance for the  
 27 purpose of filing an interstate clearance order  
 28 with the Agency for Workforce Innovation;  
 29 amending ss. 487.011, 487.012, 487.021,  
 30 487.025, 487.031, 487.041, 487.0435, 487.045,  
 31 487.046, 487.047, 487.049, 487.051, 487.0615,

Bill No. CS for CS for CS for SB 2954, 1st Enq.

Amendment No. \_\_\_\_ Barcode 685000

1 487.071, 487.081, 487,091, 487.101, 487.111,  
2 487.13, 487.156, 487.159, 487.161, 487.163,  
3 487.171, 487.175, 403.088, 482.242, 500.03, and  
4 570.44, F.S.; changing the term "chapter" to  
5 "part" to conform to changes made by the act;  
6 creating part II of ch. 487, F.S.; providing a  
7 short title; providing for administration by  
8 the Department of Agriculture and Consumer  
9 Services; declaring legislative intent;  
10 defining terms; requiring the department to  
11 continue to operate under specified federal  
12 worker protection regulations; providing for  
13 application unless exempted by federal law;  
14 requiring an agricultural employer to make  
15 pesticide information available to an  
16 agricultural worker; authorizing requests by  
17 the worker, a designated representative, or  
18 medical personnel treating the worker;  
19 requiring the manufacturer of an agricultural  
20 pesticide to prepare a material safety data  
21 sheet; requiring provision of the data sheet to  
22 each direct purchaser; requiring the department  
23 to produce and make available a general  
24 agricultural pesticide safety sheet;  
25 prohibiting an agricultural employer from  
26 failing to provide required pesticide  
27 information or taking retaliatory action;  
28 providing penalties for an agricultural  
29 employer who violates part II of ch. 487, F.S.;  
30 allowing a worker who seeks relief for  
31 retaliatory action to file a complaint with the

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Amendment No. \_\_\_\_ Barcode 685000

1 department; requiring that the department  
2 monitor complaints of retaliation and report  
3 findings to the President of the Senate and the  
4 Speaker of the House of Representatives;  
5 amending s. 440.16, F.S.; deleting a provision  
6 granting workers' compensation to certain  
7 dependents of a deceased alien;

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