

By Senator Benacquisto

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1                   A reviser's bill to be entitled  
 2           An act relating to the Florida Statutes; repealing ss.  
 3           16.616, 196.102(14), 220.192, 311.07(3)(d), 316.0898,  
 4           319.141, 377.24075, 932.7055(4)(d), 960.002, 961.055,  
 5           961.056, 985.6865(4)(a), 1008.46(1)(b), and  
 6           1011.71(2)(k), F.S., and amending ss. 741.30, 784.046,  
 7           and 1004.085 F.S., to delete provisions which have  
 8           become inoperative by noncurrent repeal or expiration  
 9           and, pursuant to s. 11.242(5)(b) and (i), F.S., may be  
 10          omitted from the 2019 Florida Statutes only through a  
 11          reviser's bill duly enacted by the Legislature;  
 12          amending s. 16.615, F.S., to conform a cross-  
 13          reference; providing an effective date.

14  
 15 Be It Enacted by the Legislature of the State of Florida:

16  
 17           Section 1. Section 16.616, Florida Statutes, is repealed.

18 Reviser's note.—The cited section, which relates to a direct-  
 19 support organization, was repealed pursuant to its own  
 20 terms, effective October 1, 2018.

21           Section 2. Subsection (14) of section 196.102, Florida  
 22 Statutes, is repealed.

23 Reviser's note.—The cited subsection, which relates to emergency  
 24 rule adoption, expired pursuant to its own terms, effective  
 25 August 30, 2018.

26           Section 3. Section 220.192, Florida Statutes, is repealed.

27 Reviser's note.—The cited section, which relates to a renewable  
 28 energy technologies investment tax credit; authorized use  
 29 of the credit in tax years beginning January 1, 2013, and

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30 ending December 31, 2016, after which the credit expired;  
31 and an authorized carry-forward of unused credit, expired  
32 December 31, 2018, pursuant to subsection (2) of the  
33 section.

34 Section 4. Paragraph (d) of subsection (3) of section  
35 311.07, Florida Statutes, is repealed.

36 Reviser's note.—The cited paragraph, which creates an exemption  
37 from specified matching funds and eligibility requirements  
38 for projects funded through a specific appropriation of the  
39 2017-2018 General Appropriations Act, expired pursuant to  
40 its own terms, effective July 1, 2018.

41 Section 5. Section 316.0898, Florida Statutes, is repealed.

42 Reviser's note.—The cited section, which relates to the Florida  
43 Smart City Challenge Grant Program, expired pursuant to its  
44 own terms, effective July 1, 2018.

45 Section 6. Section 319.141, Florida Statutes, is repealed.

46 Reviser's note.—The cited section, which relates to a pilot  
47 rebuilt motor vehicle inspection program, was repealed  
48 pursuant to its own terms, effective July 1, 2018.

49 Section 7. Section 377.24075, Florida Statutes, is  
50 repealed.

51 Reviser's bill.—The cited section, which provides for an  
52 exemption from open government requirements for certain  
53 proprietary business information held by the Department of  
54 Environmental Protection concerning applications for  
55 natural gas storage facility permits, was repealed pursuant  
56 to its own terms, effective October 2, 2018.

57 Section 8. Paragraph (c) of subsection (8) of section  
58 741.30, Florida Statutes, is amended to read:

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59 741.30 Domestic violence; injunction; powers and duties of  
60 court and clerk; petition; notice and hearing; temporary  
61 injunction; issuance of injunction; statewide verification  
62 system; enforcement; public records exemption.—

63 (8)

64 (c)1. Within 24 hours after the court issues an injunction  
65 for protection against domestic violence or changes, continues,  
66 extends, or vacates an injunction for protection against  
67 domestic violence, the clerk of the court must forward a  
68 certified copy of the injunction for service to the sheriff with  
69 jurisdiction over the residence of the petitioner. The  
70 injunction must be served in accordance with this subsection.

71 2. Within 24 hours after service of process of an  
72 injunction for protection against domestic violence upon a  
73 respondent, the law enforcement officer must forward the written  
74 proof of service of process to the sheriff with jurisdiction  
75 over the residence of the petitioner.

76 3. Within 24 hours after the sheriff receives a certified  
77 copy of the injunction for protection against domestic violence,  
78 the sheriff must make information relating to the injunction  
79 available to other law enforcement agencies by electronically  
80 transmitting such information to the department.

81 4. Within 24 hours after the sheriff or other law  
82 enforcement officer has made service upon the respondent and the  
83 sheriff has been so notified, the sheriff must make information  
84 relating to the service available to other law enforcement  
85 agencies by electronically transmitting such information to the  
86 department.

87 5.~~a~~. Subject to available funding, the Florida Association

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88 of Court Clerks and Comptrollers shall develop an automated  
89 process by which a petitioner may request notification of  
90 service of the injunction for protection against domestic  
91 violence and other court actions related to the injunction for  
92 protection. The automated notice shall be made within 12 hours  
93 after the sheriff or other law enforcement officer serves the  
94 injunction upon the respondent. The notification must include,  
95 at a minimum, the date, time, and location where the injunction  
96 for protection against domestic violence was served. ~~When a~~  
97 ~~petitioner makes a request for notification, the clerk must~~  
98 ~~apprise the petitioner of her or his right to request in writing~~  
99 ~~that the information specified in sub-subparagraph b. be held~~  
100 ~~exempt from public records requirements for 5 years.~~ The Florida  
101 Association of Court Clerks and Comptrollers may apply for any  
102 available grants to fund the development of the automated  
103 process.

104 ~~b. Upon implementation of the automated process,~~  
105 ~~information held by clerks and law enforcement agencies in~~  
106 ~~conjunction with the automated process developed under sub-~~  
107 ~~subparagraph a. which reveals the home or employment telephone~~  
108 ~~number, cellular telephone number, home or employment address,~~  
109 ~~electronic mail address, or other electronic means of~~  
110 ~~identification of a petitioner requesting notification of~~  
111 ~~service of an injunction for protection against domestic~~  
112 ~~violence and other court actions related to the injunction for~~  
113 ~~protection is exempt from s. 119.07(1) and s. 24(a), Art. I of~~  
114 ~~the State Constitution, upon written request by the petitioner.~~  
115 ~~Such information shall cease to be exempt 5 years after the~~  
116 ~~receipt of the written request. Any state or federal agency that~~

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117 ~~is authorized to have access to such documents by any provision~~  
118 ~~of law shall be granted such access in the furtherance of such~~  
119 ~~agency's statutory duties, notwithstanding this sub-~~  
120 ~~subparagraph. This sub-subparagraph is subject to the Open~~  
121 ~~Government Sunset Review Act in accordance with s. 119.15 and~~  
122 ~~shall stand repealed on October 2, 2018, unless reviewed and~~  
123 ~~saved from repeal through reenactment by the Legislature.~~

124 6. Within 24 hours after an injunction for protection  
125 against domestic violence is vacated, terminated, or otherwise  
126 rendered no longer effective by ruling of the court, the clerk  
127 of the court must notify the sheriff receiving original  
128 notification of the injunction as provided in subparagraph 2.  
129 That agency shall, within 24 hours after receiving such  
130 notification from the clerk of the court, notify the department  
131 of such action of the court.

132 Reviser's note.—Amended to conform to the repeal of sub-  
133 subparagraph 5.b. by its own terms, effective October 2,  
134 2018, and to redesignate sub-subparagraph 5.a. as  
135 subparagraph 5. and amend it to conform.

136 Section 9. Paragraph (c) of subsection (8) of section  
137 784.046, Florida Statutes, is amended to read:

138 784.046 Action by victim of repeat violence, sexual  
139 violence, or dating violence for protective injunction; dating  
140 violence investigations, notice to victims, and reporting;  
141 pretrial release violations; public records exemption.—

142 (8)

143 (c)1. Within 24 hours after the court issues an injunction  
144 for protection against repeat violence, sexual violence, or  
145 dating violence or changes or vacates an injunction for

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146 protection against repeat violence, sexual violence, or dating  
147 violence, the clerk of the court must forward a copy of the  
148 injunction to the sheriff with jurisdiction over the residence  
149 of the petitioner.

150 2. Within 24 hours after service of process of an  
151 injunction for protection against repeat violence, sexual  
152 violence, or dating violence upon a respondent, the law  
153 enforcement officer must forward the written proof of service of  
154 process to the sheriff with jurisdiction over the residence of  
155 the petitioner.

156 3. Within 24 hours after the sheriff receives a certified  
157 copy of the injunction for protection against repeat violence,  
158 sexual violence, or dating violence, the sheriff must make  
159 information relating to the injunction available to other law  
160 enforcement agencies by electronically transmitting such  
161 information to the department.

162 4. Within 24 hours after the sheriff or other law  
163 enforcement officer has made service upon the respondent and the  
164 sheriff has been so notified, the sheriff must make information  
165 relating to the service available to other law enforcement  
166 agencies by electronically transmitting such information to the  
167 department.

168 5.~~a~~ Subject to available funding, the Florida Association  
169 of Court Clerks and Comptrollers shall develop an automated  
170 process by which a petitioner may request notification of  
171 service of the injunction for protection against repeat  
172 violence, sexual violence, or dating violence and other court  
173 actions related to the injunction for protection. The automated  
174 notice shall be made within 12 hours after the sheriff or other

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175 law enforcement officer serves the injunction upon the  
176 respondent. The notification must include, at a minimum, the  
177 date, time, and location where the injunction for protection  
178 against repeat violence, sexual violence, or dating violence was  
179 served. ~~When a petitioner makes a request for notification, the~~  
180 ~~clerk must apprise the petitioner of her or his right to request~~  
181 ~~in writing that the information specified in sub-subparagraph b.~~  
182 ~~be held exempt from public records requirements for 5 years.~~ The  
183 Florida Association of Court Clerks and Comptrollers may apply  
184 for any available grants to fund the development of the  
185 automated process.

186 ~~b. Upon implementation of the automated process,~~  
187 ~~information held by clerks and law enforcement agencies in~~  
188 ~~conjunction with the automated process developed under sub-~~  
189 ~~subparagraph a. which reveals the home or employment telephone~~  
190 ~~number, cellular telephone number, home or employment address,~~  
191 ~~electronic mail address, or other electronic means of~~  
192 ~~identification of a petitioner requesting notification of~~  
193 ~~service of an injunction for protection against repeat violence,~~  
194 ~~sexual violence, or dating violence and other court actions~~  
195 ~~related to the injunction for protection is exempt from s.~~  
196 ~~119.07(1) and s. 24(a), Art. I of the State Constitution, upon~~  
197 ~~written request by the petitioner. Such information shall cease~~  
198 ~~to be exempt 5 years after the receipt of the written request.~~  
199 ~~Any state or federal agency that is authorized to have access to~~  
200 ~~such documents by any provision of law shall be granted such~~  
201 ~~access in the furtherance of such agency's statutory duties,~~  
202 ~~notwithstanding this sub-subparagraph. This sub-subparagraph is~~  
203 ~~subject to the Open Government Sunset Review Act in accordance~~

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204 ~~with s. 119.15 and shall stand repealed on October 2, 2018,~~  
205 ~~unless reviewed and saved from repeal through reenactment by the~~  
206 ~~Legislature.~~

207 6. Within 24 hours after an injunction for protection  
208 against repeat violence, sexual violence, or dating violence is  
209 lifted, terminated, or otherwise rendered no longer effective by  
210 ruling of the court, the clerk of the court must notify the  
211 sheriff or local law enforcement agency receiving original  
212 notification of the injunction as provided in subparagraph 2.  
213 That agency shall, within 24 hours after receiving such  
214 notification from the clerk of the court, notify the department  
215 of such action of the court.

216 Reviser's note.— Amended to conform to the repeal of sub-  
217 subparagraph 5.b. by its own terms, effective October 2,  
218 2018, and to redesignate sub-subparagraph 5.a. as  
219 subparagraph 5. and amend it to conform.

220 Section 10. Paragraph (d) of subsection (4) of section  
221 932.7055, Florida Statutes, is repealed.

222 Reviser's note.—The cited paragraph, which relates to  
223 expenditure of funds in a special law enforcement trust  
224 fund established by the governing body of a municipality to  
225 reimburse the general fund for certain advances, for the  
226 2017-2018 fiscal year only, expired pursuant to its own  
227 terms, effective July 1, 2018.

228 Section 11. Section 960.002, Florida Statutes, is repealed.

229 Reviser's note.—The cited section, which relates to a direct-  
230 support organization to assist victims of adult and  
231 juvenile crime, was repealed pursuant to its own terms,  
232 effective October 1, 2018.



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233       Section 12. Section 961.055, Florida Statutes, is repealed.  
234 Reviser's note.—The cited section, which relates to an exemption  
235 from application by nolle prosequi for compensation for a  
236 wrongfully incarcerated person, was repealed pursuant to  
237 its own terms, effective July 1, 2018.

238       Section 13. Section 961.056, Florida Statutes, is repealed.  
239 Reviser's note.—The cited section, which relates to alternative  
240 application for compensation for a wrongfully incarcerated  
241 person, was repealed pursuant to its own terms, effective  
242 July 1, 2018.

243       Section 14. Paragraph (a) of subsection (4) of section  
244 985.6865, Florida Statutes, is repealed.  
245 Reviser's note.—The cited paragraph, which relates to payment of  
246 the percentage share of costs for juvenile detention by  
247 non-fiscally constrained counties for the 2016-2017 fiscal  
248 year, expired pursuant to its own terms, effective June 30,  
249 2017.

250       Section 15. Subsections (4), (6), and (8) of section  
251 1004.085, Florida Statutes, are amended to read:

252       1004.085 Textbook and instructional materials  
253 affordability.—

254       ~~(4) Each Florida College System institution and state~~  
255 ~~university board of trustees shall, each semester, examine the~~  
256 ~~cost of textbooks and instructional materials by course and~~  
257 ~~course section for all general education courses offered at the~~  
258 ~~institution to identify any variance in the cost of textbooks~~  
259 ~~and instructional materials among different sections of the same~~  
260 ~~course and the percentage of textbooks and instructional~~  
261 ~~materials that remain in use for more than one term. Courses~~

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262 ~~that have a wide variance in costs among sections or that have~~  
263 ~~frequent changes in textbook and instructional materials~~  
264 ~~selections shall be identified and a list of such courses sent~~  
265 ~~to the appropriate academic department chair for review. This~~  
266 ~~subsection is repealed July 1, 2018, unless reviewed and saved~~  
267 ~~from repeal through reenactment by the Legislature.~~

268 (5) ~~(6)~~ Each Florida College System institution and state  
269 university shall post prominently in the course registration  
270 system and on its website, as early as is feasible, but at least  
271 45 days before the first day of class for each term, a hyperlink  
272 to lists of required and recommended textbooks and instructional  
273 materials for at least 95 percent of all courses and course  
274 sections offered at the institution during the upcoming term.  
275 The lists must include the International Standard Book Number  
276 (ISBN) for each required and recommended textbook and  
277 instructional material or other identifying information, which  
278 must include, at a minimum, all of the following: the title, all  
279 authors listed, publishers, edition number, copyright date,  
280 published date, and other relevant information necessary to  
281 identify the specific textbooks or instructional materials  
282 required and recommended for each course. The State Board of  
283 Education and the Board of Governors shall include in the  
284 policies, procedures, and guidelines adopted under subsection  
285 (6) ~~(7)~~ certain limited exceptions to this notification  
286 requirement for classes added after the notification deadline.

287 (7) ~~(8)~~ The board of trustees of each Florida College System  
288 institution and state university shall report, by September 30  
289 of each year, beginning in 2016, to the Chancellor of the  
290 Florida College System or the Chancellor of the State University

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291 System, as applicable, the textbook and instructional materials  
292 selection process for ~~general education courses with a wide cost~~  
293 ~~variance identified pursuant to subsection (4) and high-~~  
294 enrollment courses; specific initiatives of the institution  
295 designed to reduce the costs of textbooks and instructional  
296 materials; policies implemented in accordance with subsection  
297 (5) ~~(6)~~; the number of courses and course sections that were not  
298 able to meet the textbook and instructional materials posting  
299 deadline for the previous academic year; and any additional  
300 information determined by the chancellors. By November 1 of each  
301 year, beginning in 2016, each chancellor shall provide a summary  
302 of the information provided by institutions to the State Board  
303 of Education and the Board of Governors, as applicable.

304 Reviser's note.—Subsection (4), which relates to examination of  
305 cost of textbooks and instructional materials for general  
306 education courses by Florida College System institution and  
307 state university boards of trustees, was repealed pursuant  
308 to its own terms, effective July 1, 2018. Subsections (6)  
309 and (8) are amended to conform to the repeal of subsection  
310 (4) by this act.

311 Section 16. Paragraph (b) of subsection (1) of section  
312 1008.46, Florida Statutes, is repealed.

313 Reviser's note.—The cited paragraph, which relates to submittal  
314 of an annual accountability report by March 15, 2018, for  
315 the 2017-2018 fiscal year only, expired pursuant to its own  
316 terms, effective July 1, 2018.

317 Section 17. Paragraph (k) of subsection (2) of section  
318 1011.71, Florida Statutes, is repealed.

319 Reviser's note.—The cited paragraph, which relates to payout of

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320 specified sick leave and annual leave accrued as a purpose  
321 for tax levy, expired pursuant to its own terms, effective  
322 July 1, 2018.

323 Section 18. Paragraph (e) of subsection (4) of section  
324 16.615, Florida Statutes, is amended to read:

325 16.615 Council on the Social Status of Black Men and Boys.—

326 (4)

327 ~~(e) The council shall monitor outcomes of the direct-~~  
328 ~~support organization created pursuant to s. 16.616.~~

329 Reviser's note.—Amended to conform to the repeal of s. 16.616 by  
330 this act to ratify the repeal of that section by its own  
331 terms.

332 Section 19. This act shall take effect on the 60th day  
333 after adjournment sine die of the session of the Legislature in  
334 which enacted.