

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 Section 16.616, Florida Statutes, is repealed.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 19 support organization, was repealed pursuant to its own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 22 Statutes, is repealed.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 Section 220.192, Florida Statutes, is repealed.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
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35 311.07, Florida Statutes, is repealed.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
42 repealed.
43 Reviser's note.—The cited section, which relates to the Florida
44 Smart City Challenge Grant Program, expired pursuant to its
45 own terms, effective July 1, 2018.

46 Section 6. Section 319.141, Florida Statutes, is repealed.
47 Reviser's note.—The cited section, which relates to a pilot
48 rebuilt motor vehicle inspection program, was repealed
49 pursuant to its own terms, effective July 1, 2018.

50 Section 7. Section 377.24075, Florida Statutes, is

51 repealed.

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56 natural gas storage facility permits, was repealed pursuant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

58 Section 8. Paragraph (c) of subsection (8) of section
59 741.30, Florida Statutes, is amended to read:

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

64 (8)

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

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

76 | over the residence of the petitioner.

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

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

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

101 ~~exempt from public records requirements for 5 years.~~ The Florida
102 Association of Court Clerks and Comptrollers may apply for any
103 available grants to fund the development of the automated
104 process.

105 ~~b. Upon implementation of the automated process,~~
106 ~~information held by clerks and law enforcement agencies in~~
107 ~~conjunction with the automated process developed under sub-~~
108 ~~subparagraph a. which reveals the home or employment telephone~~
109 ~~number, cellular telephone number, home or employment address,~~
110 ~~electronic mail address, or other electronic means of~~
111 ~~identification of a petitioner requesting notification of~~
112 ~~service of an injunction for protection against domestic~~
113 ~~violence and other court actions related to the injunction for~~
114 ~~protection is exempt from s. 119.07(1) and s. 24(a), Art. I of~~
115 ~~the State Constitution, upon written request by the petitioner.~~
116 ~~Such information shall cease to be exempt 5 years after the~~
117 ~~receipt of the written request. Any state or federal agency that~~
118 ~~is authorized to have access to such documents by any provision~~
119 ~~of law shall be granted such access in the furtherance of such~~
120 ~~agency's statutory duties, notwithstanding this sub-~~
121 ~~subparagraph. This sub-subparagraph is subject to the Open~~
122 ~~Government Sunset Review Act in accordance with s. 119.15 and~~
123 ~~shall stand repealed on October 2, 2018, unless reviewed and~~
124 ~~saved from repeal through reenactment by the Legislature.~~

125 6. Within 24 hours after an injunction for protection

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

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

137 Section 9. Paragraph (c) of subsection (8) of section
138 784.046, Florida Statutes, is amended to read:

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

143 (8)

144 (c)1. Within 24 hours after the court issues an injunction
145 for protection against repeat violence, sexual violence, or
146 dating violence or changes or vacates an injunction for
147 protection against repeat violence, sexual violence, or dating
148 violence, the clerk of the court must forward a copy of the
149 injunction to the sheriff with jurisdiction over the residence
150 of the petitioner.

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

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

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

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

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

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

201 ~~such documents by any provision of law shall be granted such~~
202 ~~access in the furtherance of such agency's statutory duties,~~
203 ~~notwithstanding this sub-subparagraph. This sub-subparagraph is~~
204 ~~subject to the Open Government Sunset Review Act in accordance~~
205 ~~with s. 119.15 and shall stand repealed on October 2, 2018,~~
206 ~~unless reviewed and saved from repeal through reenactment by the~~
207 ~~Legislature.~~

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

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

221 Section 10. Paragraph (d) of subsection (4) of section
222 932.7055, Florida Statutes, is repealed.

223 Reviser's note.—The cited paragraph, which relates to
224 expenditure of funds in a special law enforcement trust
225 fund established by the governing body of a municipality to

226 reimburse the general fund for certain advances, for the
227 2017-2018 fiscal year only, expired pursuant to its own
228 terms, effective July 1, 2018.

229 Section 11. Section 960.002, Florida Statutes, is
230 repealed.

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

235 Section 12. Section 961.055, Florida Statutes, is
236 repealed.

237 Reviser's note.—The cited section, which relates to an exemption
238 from application by nolle prosequi for compensation for a
239 wrongfully incarcerated person, was repealed pursuant to
240 its own terms, effective July 1, 2018.

241 Section 13. Section 961.056, Florida Statutes, is
242 repealed.

243 Reviser's note.—The cited section, which relates to alternative
244 application for compensation for a wrongfully incarcerated
245 person, was repealed pursuant to its own terms, effective
246 July 1, 2018.

247 Section 14. Paragraph (a) of subsection (4) of section
248 985.6865, Florida Statutes, is repealed.

249 Reviser's note.—The cited paragraph, which relates to payment of
250 the percentage share of costs for juvenile detention by

251 non-fiscally constrained counties for the 2016-2017 fiscal
252 year, expired pursuant to its own terms, effective June 30,
253 2017.

254 Section 15. Subsections (4), (6), and (8) of section
255 1004.085, Florida Statutes, are amended to read:

256 1004.085 Textbook and instructional materials
257 affordability.—

258 ~~(4) Each Florida College System institution and state~~
259 ~~university board of trustees shall, each semester, examine the~~
260 ~~cost of textbooks and instructional materials by course and~~
261 ~~course section for all general education courses offered at the~~
262 ~~institution to identify any variance in the cost of textbooks~~
263 ~~and instructional materials among different sections of the same~~
264 ~~course and the percentage of textbooks and instructional~~
265 ~~materials that remain in use for more than one term. Courses~~
266 ~~that have a wide variance in costs among sections or that have~~
267 ~~frequent changes in textbook and instructional materials~~
268 ~~selections shall be identified and a list of such courses sent~~
269 ~~to the appropriate academic department chair for review. This~~
270 ~~subsection is repealed July 1, 2018, unless reviewed and saved~~
271 ~~from repeal through reenactment by the Legislature.~~

272 (5)~~(6)~~ Each Florida College System institution and state
273 university shall post prominently in the course registration
274 system and on its website, as early as is feasible, but at least
275 45 days before the first day of class for each term, a hyperlink

276 to lists of required and recommended textbooks and instructional
277 materials for at least 95 percent of all courses and course
278 sections offered at the institution during the upcoming term.
279 The lists must include the International Standard Book Number
280 (ISBN) for each required and recommended textbook and
281 instructional material or other identifying information, which
282 must include, at a minimum, all of the following: the title, all
283 authors listed, publishers, edition number, copyright date,
284 published date, and other relevant information necessary to
285 identify the specific textbooks or instructional materials
286 required and recommended for each course. The State Board of
287 Education and the Board of Governors shall include in the
288 policies, procedures, and guidelines adopted under subsection
289 (6) ~~(7)~~ certain limited exceptions to this notification
290 requirement for classes added after the notification deadline.
291 (7) ~~(8)~~ The board of trustees of each Florida College
292 System institution and state university shall report, by
293 September 30 of each year, beginning in 2016, to the Chancellor
294 of the Florida College System or the Chancellor of the State
295 University System, as applicable, the textbook and instructional
296 materials selection process for ~~general education courses with a~~
297 ~~wide cost variance identified pursuant to subsection (4) and~~
298 high-enrollment courses; specific initiatives of the institution
299 designed to reduce the costs of textbooks and instructional
300 materials; policies implemented in accordance with subsection

301 (5) ~~(6)~~; the number of courses and course sections that were not
302 able to meet the textbook and instructional materials posting
303 deadline for the previous academic year; and any additional
304 information determined by the chancellors. By November 1 of each
305 year, beginning in 2016, each chancellor shall provide a summary
306 of the information provided by institutions to the State Board
307 of Education and the Board of Governors, as applicable.

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

315 Section 16. Paragraph (b) of subsection (1) of section
316 1008.46, Florida Statutes, is repealed.

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

321 Section 17. Paragraph (k) of subsection (2) of section
322 1011.71, Florida Statutes, is repealed.

323 Reviser's note.—The cited paragraph, which relates to payout of
324 specified sick leave and annual leave accrued as a purpose
325 for tax levy, expired pursuant to its own terms, effective

326 July 1, 2018.

327 Section 18. Paragraph (e) of subsection (4) of section
328 16.615, Florida Statutes, is amended to read:

329 16.615 Council on the Social Status of Black Men and
330 Boys.—

331 (4)

332 ~~(c) The council shall monitor outcomes of the direct-~~
333 ~~support organization created pursuant to s. 16.616.~~

334 Reviser's note.—Amended to conform to the repeal of s. 16.616 by
335 this act to ratify the repeal of that section by its own
336 terms.

337 Section 19. This act shall take effect on the 60th day
338 after adjournment sine die of the session of the Legislature in
339 which enacted.