

1                                   A bill to be entitled  
2           An act relating to the repeal of advisory bodies and  
3           programs; repealing chapters 2003-287 and 2006-43,  
4           Laws of Florida, relating to the membership, powers,  
5           and duties of the Citrus/Hernando Waterways  
6           Restoration Council; amending s. 215.5586, F.S.;  
7           deleting the advisory council for the My Safe Florida  
8           Home Program; amending s. 267.0731, F.S.; removing the  
9           ad hoc committee that nominates persons for  
10          designation as Great Floridian; amending s. 288.1251,  
11          F.S.; conforming a provision to changes made by the  
12          act; repealing s. 288.1252, F.S., relating to the  
13          Florida Film and Entertainment Advisory Council;  
14          amending s. 288.1254, F.S.; conforming a provision to  
15          changes made by the act; amending s. 373.4597, F.S.;  
16          deleting references to the Geneva Freshwater Lens Task  
17          Force; repealing s. 376.86, F.S., relating to the  
18          Brownfield Areas Loan Guarantee Council and program;  
19          amending s. 378.032, F.S.; deleting a definition to  
20          conform to changes made by the act; repealing s.  
21          378.033, F.S., relating to the Nonmandatory Land  
22          Reclamation Committee; amending s. 378.034, F.S.;  
23          conforming provisions to changes made by the act;  
24          repealing s. 379.2524, F.S., relating to the Sturgeon  
25          Production Working Group; amending s. 379.361, F.S.;

26 conforming cross-references to changes made by the  
27 act; amending s. 379.367, F.S.; conforming a cross-  
28 reference to changes made by the act; amending s.  
29 379.3671, F.S.; deleting the Trap Certificate  
30 Technical Advisory and Appeals Board; amending s.  
31 395.1055, F.S., deleting the pediatric cardiac  
32 technical advisory panel; repealing s. 403.42, F.S.,  
33 relating to the Clean Fuel Florida Advisory Board;  
34 repealing s. 403.87, F.S., relating to the technical  
35 advisory council for water and domestic wastewater  
36 operator certification; amending s. 408.910, F.S.;  
37 deleting references to technical advisory panels that  
38 may be established by Florida Health Choices, Inc.;  
39 amending s. 409.997, F.S.; deleting the child welfare  
40 results-oriented accountability program technical  
41 advisory panel; repealing s. 411.226, F.S., relating  
42 to the Learning Gateway program and steering  
43 committee; repealing s. 430.05, F.S., relating to the  
44 Department of Elderly Affairs Advisory Council;  
45 repealing s. 570.843, F.S., relating to the Florida  
46 Young Farmer and Rancher Advisory Council; amending s.  
47 571.24, F.S.; conforming a provision to changes made  
48 by the act; repealing s. 571.28, F.S., relating to the  
49 Florida Agricultural Promotional Campaign Advisory  
50 Council; repealing s. 595.701, F.S., relating to the

51 Healthy Schools for Healthy Lives Council; repealing  
52 s. 603.203, F.S., relating to the Tropical Fruit  
53 Advisory Council; amending s. 603.204, F.S.;  
54 conforming a provision to changes made by the act;  
55 amending s. 1001.7065, F.S.; deleting the advisory  
56 board to support specific online degree programs at  
57 universities; repealing s. 1002.77, F.S., relating to  
58 the Florida Early Learning Advisory Council; amending  
59 s. 1002.83, F.S.; conforming a provision to changes  
60 made by the act; providing an effective date.

61  
62 Be It Enacted by the Legislature of the State of Florida:

63  
64 Section 1. Chapters 2003-287 and 2006-43, Laws of Florida,  
65 are repealed.

66 Section 2. Subsection (4) of section 215.5586, Florida  
67 Statutes, is amended to read:

68 215.5586 My Safe Florida Home Program.—There is  
69 established within the Department of Financial Services the My  
70 Safe Florida Home Program. The department shall provide fiscal  
71 accountability, contract management, and strategic leadership  
72 for the program, consistent with this section. This section does  
73 not create an entitlement for property owners or obligate the  
74 state in any way to fund the inspection or retrofitting of  
75 residential property in this state. Implementation of this

76 program is subject to annual legislative appropriations. It is  
77 the intent of the Legislature that the My Safe Florida Home  
78 Program provide trained and certified inspectors to perform  
79 inspections for owners of site-built, single-family, residential  
80 properties and grants to eligible applicants as funding allows.  
81 The program shall develop and implement a comprehensive and  
82 coordinated approach for hurricane damage mitigation that may  
83 include the following:

84 ~~(4) ADVISORY COUNCIL.—There is created an advisory council~~  
85 ~~to provide advice and assistance to the department regarding~~  
86 ~~administration of the program. The advisory council shall~~  
87 ~~consist of:~~

88 ~~(a) A representative of lending institutions, selected by~~  
89 ~~the Financial Services Commission from a list of at least three~~  
90 ~~persons recommended by the Florida Bankers Association.~~

91 ~~(b) A representative of residential property insurers,~~  
92 ~~selected by the Financial Services Commission from a list of at~~  
93 ~~least three persons recommended by the Florida Insurance~~  
94 ~~Council.~~

95 ~~(c) A representative of home builders, selected by the~~  
96 ~~Financial Services Commission from a list of at least three~~  
97 ~~persons recommended by the Florida Home Builders Association.~~

98 ~~(d) A faculty member of a state university, selected by~~  
99 ~~the Financial Services Commission, who is an expert in~~  
100 ~~hurricane-resistant construction methodologies and materials.~~

101 ~~(e) Two members of the House of Representatives, selected~~  
102 ~~by the Speaker of the House of Representatives.~~

103 ~~(f) Two members of the Senate, selected by the President~~  
104 ~~of the Senate.~~

105 ~~(g) The Chief Executive Officer of the Federal Alliance~~  
106 ~~for Safe Homes, Inc., or his or her designee.~~

107 ~~(h) The senior officer of the Florida Hurricane~~  
108 ~~Catastrophe Fund.~~

109 ~~(i) The executive director of Citizens Property Insurance~~  
110 ~~Corporation.~~

111 ~~(j) The director of the Florida Division of Emergency~~  
112 ~~Management.~~

113  
114 ~~Members appointed under paragraphs (a)-(d) shall serve at the~~  
115 ~~pleasure of the Financial Services Commission. Members appointed~~  
116 ~~under paragraphs (e) and (f) shall serve at the pleasure of the~~  
117 ~~appointing officer. All other members shall serve as voting ex~~  
118 ~~officio members. Members of the advisory council shall serve~~  
119 ~~without compensation but may receive reimbursement as provided~~  
120 ~~in s. 112.061 for per diem and travel expenses incurred in the~~  
121 ~~performance of their official duties.~~

122 Section 3. Subsection (1) of section 267.0731, Florida  
123 Statutes, is amended to read:

124 267.0731 Great Floridians Program.—The division shall  
125 establish and administer a program, to be entitled the Great

126 Floridians Program, which shall be designed to recognize and  
127 record the achievements of Floridians, living and deceased, who  
128 have made major contributions to the progress and welfare of  
129 this state.

130 (1) (a) The division shall nominate present or former  
131 citizens of this state, living or deceased, who during their  
132 lives have made major contributions to the progress of the  
133 nation or this state and its citizens. Nominations shall be  
134 submitted to the Secretary of State who shall select from those  
135 nominated not less than two persons each year who shall be  
136 honored with the designation "Great Floridian," provided no  
137 person whose contributions have been through elected or  
138 appointed public service shall be selected while holding any  
139 such office.

140 (b) ~~(a)~~ To enhance public participation and involvement in  
141 the identification of any person worthy of being nominated as a  
142 Great Floridian, the division shall seek advice and assistance  
143 from persons qualified through the demonstration of special  
144 interest, experience, or education in the dissemination of  
145 knowledge about the state's history.

146 ~~(b) Annually, the division shall convene an ad hoc~~  
147 ~~committee composed of representatives of the Governor, each~~  
148 ~~member of the Florida Cabinet, the President of the Senate, the~~  
149 ~~Speaker of the House of Representatives, and the Secretary of~~  
150 ~~State. This committee shall meet at least twice. The committee~~

151 ~~shall nominate not fewer than two persons whose names shall be~~  
152 ~~submitted to the Secretary of State with the recommendation that~~  
153 ~~they be honored with the designation "Great Floridian."~~

154 Section 4. Paragraph (a) of subsection (2) of section  
155 288.1251, Florida Statutes, is amended to read:

156 288.1251 Promotion and development of entertainment  
157 industry; Office of Film and Entertainment; creation; purpose;  
158 powers and duties.—

159 (2) POWERS AND DUTIES.—

160 (a) The Office of Film and Entertainment, in performance  
161 of its duties, shall:

162 1. ~~In consultation with the Florida Film and Entertainment~~  
163 ~~Advisory Council,~~ Update the strategic plan every 5 years to  
164 guide the activities of the Office of Film and Entertainment in  
165 the areas of entertainment industry development, marketing,  
166 promotion, liaison services, field office administration, and  
167 information. The plan shall:

168 a. Be annual in construction and ongoing in nature.

169 b. Include recommendations relating to the organizational  
170 structure of the office.

171 c. Include an annual budget projection for the office for  
172 each year of the plan.

173 d. Include an operational model for the office to use in  
174 implementing programs for rural and urban areas designed to:

175 (I) Develop and promote the state's entertainment

176 industry.

177 (II) Have the office serve as a liaison between the  
178 entertainment industry and other state and local governmental  
179 agencies, local film commissions, and labor organizations.

180 (III) Gather statistical information related to the  
181 state's entertainment industry.

182 (IV) Provide information and service to businesses,  
183 communities, organizations, and individuals engaged in  
184 entertainment industry activities.

185 (V) Administer field offices outside the state and  
186 coordinate with regional offices maintained by counties and  
187 regions of the state, as described in sub-sub-subparagraph (II),  
188 as necessary.

189 e. Include performance standards and measurable outcomes  
190 for the programs to be implemented by the office.

191 f. Include an assessment of, and make recommendations on,  
192 the feasibility of creating an alternative public-private  
193 partnership for the purpose of contracting with such a  
194 partnership for the administration of the state's entertainment  
195 industry promotion, development, marketing, and service  
196 programs.

197 2. Develop, market, and facilitate a working relationship  
198 between state agencies and local governments in cooperation with  
199 local film commission offices for out-of-state and indigenous  
200 entertainment industry production entities.



201 3. Implement a structured methodology prescribed for  
 202 coordinating activities of local offices with each other and the  
 203 commissioner's office.

204 4. Represent the state's indigenous entertainment industry  
 205 to key decisionmakers within the national and international  
 206 entertainment industry, and to state and local officials.

207 5. Prepare an inventory and analysis of the state's  
 208 entertainment industry, including, but not limited to,  
 209 information on crew, related businesses, support services, job  
 210 creation, talent, and economic impact and coordinate with local  
 211 offices to develop an information tool for common use.

212 6. Identify, solicit, and recruit entertainment production  
 213 opportunities for the state.

214 7. Assist rural communities and other small communities in  
 215 the state in developing the expertise and capacity necessary for  
 216 such communities to develop, market, promote, and provide  
 217 services to the state's entertainment industry.

218 Section 5. Section 288.1252, Florida Statutes, is  
 219 repealed.

220 Section 6. Paragraph (b) of subsection (4) of section  
 221 288.1254, Florida Statutes, is amended to read:

222 288.1254 Entertainment industry financial incentive  
 223 program.—

224 (4) TAX CREDIT ELIGIBILITY; TAX CREDIT AWARDS; QUEUES;  
 225 ELECTION AND DISTRIBUTION; CARRYFORWARD; CONSOLIDATED RETURNS;

226 | PARTNERSHIP AND NONCORPORATE DISTRIBUTIONS; MERGERS AND  
 227 | ACQUISITIONS.—

228 | (b) Tax credit eligibility.—

229 | 1. General production queue.—Ninety-four percent of tax  
 230 | credits authorized pursuant to subsection (6) in any state  
 231 | fiscal year must be dedicated to the general production queue.  
 232 | The general production queue consists of all qualified  
 233 | productions other than those eligible for the commercial and  
 234 | music video queue or the independent and emerging media  
 235 | production queue. A qualified production that demonstrates a  
 236 | minimum of \$625,000 in qualified expenditures is eligible for  
 237 | tax credits equal to 20 percent of its actual qualified  
 238 | expenditures, up to a maximum of \$8 million. A qualified  
 239 | production that incurs qualified expenditures during multiple  
 240 | state fiscal years may combine those expenditures to satisfy the  
 241 | \$625,000 minimum threshold.

242 | a. An off-season certified production that is a feature  
 243 | film, independent film, or television series or pilot is  
 244 | eligible for an additional 5 percent tax credit on actual  
 245 | qualified expenditures. An off-season certified production that  
 246 | does not complete 75 percent of principal photography due to a  
 247 | disruption caused by a hurricane or tropical storm may not be  
 248 | disqualified from eligibility for the additional 5 percent  
 249 | credit as a result of the disruption.

250 | b. If more than 45 percent of the sum of total tax credits

251 initially certified and awarded after April 1, 2012, total tax  
252 credits initially certified after April 1, 2012, but not yet  
253 awarded, and total tax credits available for certification after  
254 April 1, 2012, but not yet certified has been awarded for high-  
255 impact television series, then no high-impact television series  
256 is eligible for tax credits under this subparagraph. Tax credits  
257 initially certified for a high-impact television series after  
258 April 1, 2012, may not be awarded if the award will cause the  
259 percentage threshold in this sub-subparagraph to be exceeded.  
260 This sub-subparagraph does not prohibit the award of tax credits  
261 certified before April 1, 2012, for high-impact television  
262 series.

263 c. Subject to sub-subparagraph b., first priority in the  
264 queue for tax credit awards not yet certified shall be given to  
265 high-impact television series and high-impact digital media  
266 projects. For the purposes of determining priority between a  
267 high-impact television series and a high-impact digital media  
268 project, the first position must go to the first application  
269 received. Thereafter, priority shall be determined by  
270 alternating between a high-impact television series and a high-  
271 impact digital media project on a first-come, first-served  
272 basis. However, if the Office of Film and Entertainment receives  
273 an application for a high-impact television series or high-  
274 impact digital media project that would be certified but for the  
275 alternating priority, the office may certify the project as

276 | being in the priority position if an application that would  
277 | normally be the priority position is not received within 5  
278 | business days.

279 |       d. A qualified production for which at least 67 percent of  
280 | its principal photography days occur within a region designated  
281 | as an underutilized region at the time that the production is  
282 | certified is eligible for an additional 5 percent tax credit.

283 |       e. A qualified production that employs students enrolled  
284 | full-time in a film and entertainment-related or digital media-  
285 | related course of study at an institution of higher education in  
286 | this state is eligible for an additional 15 percent tax credit  
287 | on qualified expenditures that are wages, salaries, or other  
288 | compensation paid to such students. The additional 15 percent  
289 | tax credit is also applicable to persons hired within 12 months  
290 | after graduating from a film and entertainment-related or  
291 | digital media-related course of study at an institution of  
292 | higher education in this state. The additional 15 percent tax  
293 | credit applies to qualified expenditures that are wages,  
294 | salaries, or other compensation paid to such recent graduates  
295 | for 1 year after the date of hiring.

296 |       f. A qualified production for which 50 percent or more of  
297 | its principal photography occurs at a qualified production  
298 | facility, or a qualified digital media project or the digital  
299 | animation component of a qualified production for which 50  
300 | percent or more of the project's or component's qualified

301 expenditures are related to a qualified digital media production  
302 facility, is eligible for an additional 5 percent tax credit on  
303 actual qualified expenditures for production activity at that  
304 facility.

305 g. A qualified production is not eligible for tax credits  
306 provided under this paragraph totaling more than 30 percent of  
307 its actual qualified expenses.

308 2. Commercial and music video queue.—Three percent of tax  
309 credits authorized pursuant to subsection (6) in any state  
310 fiscal year must be dedicated to the commercial and music video  
311 queue. A qualified production company that produces national or  
312 regional commercials or music videos may be eligible for a tax  
313 credit award if it demonstrates a minimum of \$100,000 in  
314 qualified expenditures per national or regional commercial or  
315 music video and exceeds a combined threshold of \$500,000 after  
316 combining actual qualified expenditures from qualified  
317 commercials and music videos during a single state fiscal year.  
318 After a qualified production company that produces commercials,  
319 music videos, or both reaches the threshold of \$500,000, it is  
320 eligible to apply for certification for a tax credit award. The  
321 maximum credit award shall be equal to 20 percent of its actual  
322 qualified expenditures up to a maximum of \$500,000. If there is  
323 a surplus at the end of a fiscal year after the Office of Film  
324 and Entertainment certifies and determines the tax credits for  
325 all qualified commercial and video projects, such surplus tax

326 credits shall be carried forward to the following fiscal year  
327 and are available to any eligible qualified productions under  
328 the general production queue.

329 3. Independent and emerging media production queue.—Three  
330 percent of tax credits authorized pursuant to subsection (6) in  
331 any state fiscal year must be dedicated to the independent and  
332 emerging media production queue. This queue is intended to  
333 encourage independent film and emerging media production in this  
334 state. Any qualified production, excluding commercials,  
335 infomercials, or music videos, which demonstrates at least  
336 \$100,000, but not more than \$625,000, in total qualified  
337 expenditures is eligible for tax credits equal to 20 percent of  
338 its actual qualified expenditures. If a surplus exists at the  
339 end of a fiscal year after the Office of Film and Entertainment  
340 certifies and determines the tax credits for all qualified  
341 independent and emerging media production projects, such surplus  
342 tax credits shall be carried forward to the following fiscal  
343 year and are available to any eligible qualified productions  
344 under the general production queue.

345 4. Family-friendly productions.—A certified theatrical or  
346 direct-to-video motion picture production or video game  
347 determined by the Commissioner of Film and Entertainment, ~~with~~  
348 ~~the advice of the Florida Film and Entertainment Advisory~~  
349 ~~Council~~, to be family-friendly, based on review of the script  
350 and review of the final release version, is eligible for an

351 additional tax credit equal to 5 percent of its actual qualified  
352 expenditures. Family-friendly productions are those that have  
353 cross-generational appeal; would be considered suitable for  
354 viewing by children age 5 or older; are appropriate in theme,  
355 content, and language for a broad family audience; embody a  
356 responsible resolution of issues; and do not exhibit or imply  
357 any act of smoking, sex, nudity, or vulgar or profane language.

358 Section 7. Subsection (3) of section 373.4597, Florida  
359 Statutes, is amended to read:

360 373.4597 The Geneva Freshwater Lens Protection Act.—

361 ~~(3) The Legislature hereby directs the appropriate state~~  
362 ~~agencies to implement, by December 1, 1995, recommendations of~~  
363 ~~the Geneva Freshwater Lens Task Force that do not require rule~~  
364 ~~amendments. The Legislature directs such agencies to act, by~~  
365 ~~July 1, 1996, upon recommendations of the task force that~~  
366 ~~require rule amendments, unless otherwise noted in the report.~~  
367 ~~The requirements of this bill related to actions to be taken by~~  
368 ~~appropriate state agencies shall not require expenditures to be~~  
369 ~~made by the government of Seminole County. The St. Johns River~~  
370 ~~Water Management District shall continue to implement the~~  
371 ~~recommendations contained in the Geneva Freshwater Lens Task~~  
372 ~~Force report to the Legislature.~~

373 Section 8. Section 376.86, Florida Statutes, is repealed.

374 Section 9. Subsection (3) of section 378.032, Florida  
375 Statutes, is amended to read:

376 378.032 Definitions.—As used in ss. 378.032-378.038, the  
377 term:

378 ~~(3) "Committee" means the Nonmandatory Land Reclamation~~  
379 ~~Committee.~~

380 Section 10. Section 378.033, Florida Statutes, is  
381 repealed.

382 Section 11. Subsections (5), (6), (7), (9), and (10) of  
383 section 378.034, Florida Statutes, are amended to read:

384 378.034 Submission of a reclamation program request;  
385 procedures.—

386 (5) (a) The department staff shall, by February 1 of each  
387 year, present to the secretary ~~committee~~ for his or her ~~its~~  
388 consideration those reclamation program applications received by  
389 the preceding November 1.

390 (b) The department staff shall recommend an order of  
391 priority for the reclamation program applications that is  
392 consistent with subsection (6).

393 (c) The recommendation of the department staff shall  
394 include an estimate of the cost of each reclamation program or  
395 land acquisition.

396 ~~(6) The committee shall recommend approval, modification,~~  
397 ~~or denial of the reclamation program applications, associated~~  
398 ~~cost estimates, and the department staff's recommended~~  
399 ~~prioritized list.~~ Recommendations on the order of priority shall  
400 be based, among other criteria, on the following criteria;



401 however, department staff ~~the committee~~ may give greater weight  
402 to one or more of the criteria depending on the overall needs of  
403 the nonmandatory land reclamation program:

404 (a) Whether health and safety hazards exist; and, if so,  
405 such hazards shall be given the greatest weight;

406 (b) Whether the economic or environmental utility or the  
407 aesthetic value of the land will return naturally within a  
408 reasonable period of time;

409 (c) Whether there is a reasonable geographic and applicant  
410 diversity in light of previously awarded reclamation contracts,  
411 reclamation program applications before the department staff  
412 ~~committee~~, and the remaining eligible lands;

413 (d) Whether reclamation is in the public interest;

414 (e) Whether the land has been naturally reclaimed or is  
415 eligible for acquisition by the state for hunting, fishing, or  
416 other outdoor recreation purposes or for wildlife preservation;

417 (f) Whether the land is to be reclaimed for agricultural  
418 use and the applicant has agreed to maintain the land in  
419 agricultural use for at least 5 years after the completion of  
420 the reclamation;

421 (g) Whether the program, alone or in conjunction with  
422 other reclamation programs, will provide a substantial regional  
423 benefit;

424 (h) Whether the program, alone or in conjunction with  
425 other reclamation programs, will benefit regional drainage

426 patterns;

427 (i) Whether the land is publicly owned and will be  
428 reclaimed for public purposes;

429 (j) Whether the program includes a donation or agreement  
430 to sell a portion of the program application area to the state  
431 for outdoor recreational or wildlife habitat protection  
432 purposes;

433 (k) Whether the program is cost-effective in achieving the  
434 goals of the nonmandatory land reclamation program; and

435 (l) Whether the program will reclaim lands described in  
436 subsection (2).

437 (7) The prioritized list developed by department staff  
438 ~~approved by the committee~~ may contain more reclamation program  
439 applications than there are funds available during the year.

440 (9) ~~The committee recommendations shall be submitted to~~  
441 ~~the secretary by April 1 of each year for final agency action~~ By  
442 June 1 of each ~~that~~ year, ~~the~~ secretary shall approve, in whole  
443 or in part, the list of reclamation program applications in the  
444 order of priority in which the applications are presented by  
445 department staff.

446 (10) Any approved reclamation program application that was  
447 not funded shall, at the request of the applicant, be considered  
448 by department staff ~~the committee~~ at its next meeting called for  
449 that purpose, together with other reclamation program  
450 applications received by November 1 of the next year.

451 Section 12. Section 379.2524, Florida Statutes, is  
452 repealed.

453 Section 13. Paragraph (b) of subsection (4) of section  
454 379.361, Florida Statutes, is amended to read:

455 379.361 Licenses.—

456 (4) SPECIAL ACTIVITY LICENSES.—

457 (b) The Fish and Wildlife Conservation Commission is  
458 authorized to issue special activity licenses in accordance with  
459 this section ~~and s. 379.2524~~, to permit the importation and  
460 possession of wild anadromous sturgeon. The commission is also  
461 authorized to issue special activity licenses, in accordance  
462 with this section ~~and s. 379.2524~~, to permit the importation,  
463 possession, and aquaculture of native and nonnative anadromous  
464 sturgeon until best management practices are implemented for the  
465 cultivation of anadromous sturgeon pursuant to s. 597.004. The  
466 special activity license shall provide for specific management  
467 practices to protect native populations of saltwater species.

468 Section 14. Paragraph (b) of subsection (2) of section  
469 379.367, Florida Statutes, is amended to read:

470 379.367 Spiny lobster; regulation.—

471 (2)

472 (b) Twenty-five dollars of the \$125 fee for a spiny  
473 lobster endorsement required under subparagraph (a)1. must be  
474 used only for trap retrieval as provided in s. 379.2424. The  
475 remainder of the fees collected under paragraph (a) shall be

476 deposited as follows:

477         1. Fifty percent of the fees collected shall be deposited  
 478 in the Marine Resources Conservation Trust Fund for use in  
 479 enforcing the provisions of paragraph (a) through aerial and  
 480 other surveillance and trap retrieval.

481         2. Fifty percent of the fees collected shall be deposited  
 482 as provided in s. 379.3671(4) ~~379.3671(5)~~.

483         Section 15. Subsections (4) of section 379.3671, Florida  
 484 Statutes, is amended to read:

485         379.3671 Spiny lobster trap certificate program.—

486         ~~(4) TRAP CERTIFICATE TECHNICAL ADVISORY AND APPEALS~~  
 487 ~~BOARD.—There is hereby established the Trap Certificate~~  
 488 ~~Technical Advisory and Appeals Board. Such board shall consider~~  
 489 ~~and advise the commission on disputes and other problems arising~~  
 490 ~~from the implementation of the spiny lobster trap certificate~~  
 491 ~~program. The board may also provide information to the~~  
 492 ~~commission on the operation of the trap certificate program.~~

493         ~~(a) The board shall consist of the executive director of~~  
 494 ~~the commission or designee and nine other members appointed by~~  
 495 ~~the executive director, according to the following criteria:~~

496         ~~1. All appointed members shall be certificateholders, but~~  
 497 ~~two shall be holders of fewer than 100 certificates, two shall~~  
 498 ~~be holders of at least 100 but no more than 750 certificates,~~  
 499 ~~three shall be holders of more than 750 but not more than 2,000~~  
 500 ~~certificates, and two shall be holders of more than 2,000~~

501 ~~certificates.~~

502 ~~2. At least one member each shall come from Broward,~~  
503 ~~Miami-Dade, and Palm Beach Counties; and five members shall come~~  
504 ~~from the various regions of the Florida Keys.~~

505 ~~3. At least one appointed member shall be a person of~~  
506 ~~Hispanic origin capable of speaking English and Spanish.~~

507 ~~(b) The term of each appointed member shall be for 4~~  
508 ~~years, and any vacancy shall be filled for the balance of the~~  
509 ~~unexpired term with a person of the qualifications necessary to~~  
510 ~~maintain the requirements of paragraph (a). There shall be no~~  
511 ~~limitation on successive appointments to the board.~~

512 ~~(c) The executive director of the commission or designee~~  
513 ~~shall serve as a member and shall call the organizational~~  
514 ~~meeting of the board. The board shall annually elect a chair and~~  
515 ~~a vice chair. There shall be no limitation on successive terms~~  
516 ~~that may be served by a chair or vice chair. The board shall~~  
517 ~~meet at the call of its chair, at the request of a majority of~~  
518 ~~its membership, at the request of the commission, or at such~~  
519 ~~times as may be prescribed by its rules. A majority of the board~~  
520 ~~shall constitute a quorum, and official action of the board~~  
521 ~~shall require a majority vote of the total membership of the~~  
522 ~~board present at the meeting.~~

523 ~~(d) The procedural rules adopted by the board shall~~  
524 ~~conform to the requirements of chapter 120.~~

525 ~~(e) Members of the board shall be reimbursed for per diem~~

526 ~~and travel expenses as provided in s. 112.061.~~

527 ~~(f) Upon reaching a decision on any dispute or problem~~  
528 ~~brought before it, including any decision involving the~~  
529 ~~allotment of certificates under paragraph (g), the board shall~~  
530 ~~submit such decision to the executive director of the commission~~  
531 ~~for final approval. The executive director of the commission may~~  
532 ~~alter or disapprove any decision of the board, with notice~~  
533 ~~thereof given in writing to the board and to each party in the~~  
534 ~~dispute explaining the reasons for the disapproval. The action~~  
535 ~~of the executive director of the commission constitutes final~~  
536 ~~agency action.~~

537 ~~(g) In addition to those certificates allotted pursuant to~~  
538 ~~the provisions of subparagraph (2)(a)1., up to 125,000~~  
539 ~~certificates may be allotted by the board to settle disputes or~~  
540 ~~other problems arising from implementation of the trap~~  
541 ~~certificate program during the 1992-1993 and 1993-1994 license~~  
542 ~~years. Any certificates not allotted by March 31, 1994, shall~~  
543 ~~become permanently unavailable and shall be considered as part~~  
544 ~~of the 1994-1995 reduction schedule. All appeals for additional~~  
545 ~~certificates or other disputes must be filed with the board~~  
546 ~~before October 1, 1993.~~

547 ~~(h) Any trap certificates issued by the Department of~~  
548 ~~Environmental Protection and, effective July 1, 1999, the~~  
549 ~~commission as a result of the appeals process must be added to~~  
550 ~~the existing number of trap certificates for the purposes of~~

551 ~~determining the total number of certificates from which the~~  
552 ~~subsequent season's trap reduction is calculated.~~

553 ~~(i) On and after July 1, 1994, the board shall no longer~~  
554 ~~consider and advise the Fish and Wildlife Conservation~~  
555 ~~Commission on disputes and other problems arising from~~  
556 ~~implementation of the trap certificate program nor allot any~~  
557 ~~certificates with respect thereto.~~

558 Section 16. Subsections (10), (11), (12), and (15) and  
559 paragraphs (b) and (c) of subsection (14) of section 395.1055,  
560 Florida Statutes, are amended to read:

561 395.1055 Rules and enforcement.—

562 ~~(10) The agency shall establish a pediatric cardiac~~  
563 ~~technical advisory panel, pursuant to s. 20.052, to develop~~  
564 ~~procedures and standards for measuring outcomes of pediatric~~  
565 ~~cardiac catheterization programs and pediatric cardiovascular~~  
566 ~~surgery programs.~~

567 ~~(a) Members of the panel must have technical expertise in~~  
568 ~~pediatric cardiac medicine, shall serve without compensation,~~  
569 ~~and may be reimbursed for per diem and travel expenses.~~

570 ~~(b) Voting members of the panel shall include: 3 at-large~~  
571 ~~members, and 3 alternate at-large members with different program~~  
572 ~~affiliations, including 1 cardiologist who is board certified in~~  
573 ~~earing for adults with congenital heart disease and 2 board-~~  
574 ~~certified pediatric cardiologists, neither of whom may be~~  
575 ~~employed by any of the hospitals specified in subparagraphs 1.—~~

576 | ~~10. or their affiliates, each of whom is appointed by the~~  
577 | ~~Secretary of Health Care Administration, and 10 members, and an~~  
578 | ~~alternate for each member, each of whom is a pediatric~~  
579 | ~~cardiologist or a pediatric cardiovascular surgeon, each~~  
580 | ~~appointed by the chief executive officer of the following~~  
581 | ~~hospitals:~~

- 582 | ~~1. Johns Hopkins All Children's Hospital in St.~~
- 583 | ~~Petersburg.~~
- 584 | ~~2. Arnold Palmer Hospital for Children in Orlando.~~
- 585 | ~~3. Joe DiMaggio Children's Hospital in Hollywood.~~
- 586 | ~~4. Nicklaus Children's Hospital in Miami.~~
- 587 | ~~5. St. Joseph's Children's Hospital in Tampa.~~
- 588 | ~~6. University of Florida Health Shands Hospital in~~
- 589 | ~~Gainesville.~~
- 590 | ~~7. University of Miami Holtz Children's Hospital in Miami.~~
- 591 | ~~8. Wolfson Children's Hospital in Jacksonville.~~
- 592 | ~~9. Florida Hospital for Children in Orlando.~~
- 593 | ~~10. Nemours Children's Hospital in Orlando.~~

594 |

595 | ~~Appointments made under subparagraphs 1.-10. are contingent upon~~  
596 | ~~the hospital's compliance with this section and rules adopted~~  
597 | ~~thereunder, as determined by the Secretary of Health Care~~  
598 | ~~Administration. A member appointed under subparagraphs 1.-10.~~  
599 | ~~whose hospital fails to comply with such standards may serve~~  
600 | ~~only as a nonvoting member until the hospital complies with such~~



601 ~~standards. A voting member may serve a maximum of two 2-year~~  
602 ~~terms and may be reappointed to the panel after being retired~~  
603 ~~from the panel for a full 2-year term.~~

604 ~~(c) The Secretary of Health Care Administration may~~  
605 ~~appoint nonvoting members to the panel. Nonvoting members may~~  
606 ~~include:~~

- 607 ~~1. The Secretary of Health Care Administration.~~
- 608 ~~2. The Surgeon General.~~
- 609 ~~3. The Deputy Secretary of Children's Medical Services.~~
- 610 ~~4. Any current or past Division Director of Children's~~  
611 ~~Medical Services.~~
- 612 ~~5. A parent of a child with congenital heart disease.~~
- 613 ~~6. An adult with congenital heart disease.~~
- 614 ~~7. A representative from each of the following~~  
615 ~~organizations: the Florida Chapter of the American Academy of~~  
616 ~~Pediatrics, the Florida Chapter of the American College of~~  
617 ~~Cardiology, the Greater Southeast Affiliate of the American~~  
618 ~~Heart Association, the Adult Congenital Heart Association, the~~  
619 ~~March of Dimes, the Florida Association of Children's Hospitals,~~  
620 ~~and the Florida Society of Thoracic and Cardiovascular Surgeons.~~

621 ~~(d) The panel shall meet biannually, or more frequently~~  
622 ~~upon the call of the Secretary of Health Care Administration.~~  
623 ~~Such meetings may be conducted telephonically, or by other~~  
624 ~~electronic means.~~

625 ~~(e) The duties of the panel include recommending to the~~

626 ~~agency standards for quality of care, personnel, physical plant,~~  
627 ~~equipment, emergency transportation, and data reporting for~~  
628 ~~hospitals that provide pediatric cardiac services.~~

629 ~~(f) Beginning on January 1, 2020, and annually thereafter,~~  
630 ~~the panel shall submit a report to the Governor, the President~~  
631 ~~of the Senate, the Speaker of the House of Representatives, the~~  
632 ~~Secretary of Health Care Administration, and the State Surgeon~~  
633 ~~General. The report must summarize the panel's activities during~~  
634 ~~the preceding fiscal year and include data and performance~~  
635 ~~measures on surgical morbidity and mortality for all pediatric~~  
636 ~~cardiac programs.~~

637 ~~(g) Panel members are agents of the state for purposes of~~  
638 ~~s. 768.28 throughout the good faith performance of the duties~~  
639 ~~assigned to them by the Secretary of Health Care Administration.~~

640 ~~(11) The Secretary of Health Care Administration shall~~  
641 ~~consult the pediatric cardiac technical advisory panel for an~~  
642 ~~advisory recommendation on any certificate of need applications~~  
643 ~~to establish pediatric cardiac surgical centers.~~

644 ~~(12) Based on the recommendations of the pediatric cardiac~~  
645 ~~technical advisory panel, The agency shall adopt rules for~~  
646 ~~pediatric cardiac programs which, at a minimum, include:~~

647 ~~(a) Standards for pediatric cardiac catheterization~~  
648 ~~services and pediatric cardiovascular surgery including quality~~  
649 ~~of care, personnel, physical plant, equipment, emergency~~  
650 ~~transportation, data reporting, and appropriate operating hours~~

651 and timeframes for mobilization for emergency procedures.

652 (b) Outcome standards consistent with nationally  
653 established levels of performance in pediatric cardiac programs.

654 (c) Specific steps to be taken by the agency and licensed  
655 facilities when the facilities do not meet the outcome standards  
656 within a specified time, including time required for detailed  
657 case reviews and the development and implementation of  
658 corrective action plans.

659 (14)

660 ~~(b) At the request of the Secretary of Health Care~~  
661 ~~Administration, the pediatric cardiac technical advisory panel~~  
662 ~~shall recommend in-state physician experts to conduct an onsite~~  
663 ~~visit. The Secretary may also appoint up to two out-of-state~~  
664 ~~physician experts.~~

665 ~~(c) A site visit team shall conduct an onsite inspection~~  
666 ~~of the designated hospital's pediatric medical and surgical~~  
667 ~~programs, and each member shall submit a written report of his~~  
668 ~~or her findings to the panel. The panel shall discuss the~~  
669 ~~written reports and present an advisory opinion to the Secretary~~  
670 ~~of Health Care Administration which includes recommendations and~~  
671 ~~any suggested actions for correction.~~

672 (15) The Surgeon General shall provide quarterly reports  
673 to the Secretary of Health Care Administration consisting of  
674 data from the Children's Medical Services' critical congenital  
675 heart disease screening program ~~for review by the advisory~~

676 ~~panel.~~

677 Section 17. Section 403.42, Florida Statutes, is repealed.

678 Section 18. Section 403.87, Florida Statutes, is repealed.

679 Section 19. Paragraph (h) of subsection (11) of section  
680 408.910, Florida Statutes, is amended to read:

681 408.910 Florida Health Choices Program.—

682 (11) CORPORATION.—There is created the Florida Health  
683 Choices, Inc., which shall be registered, incorporated,  
684 organized, and operated in compliance with part III of chapter  
685 112 and chapters 119, 286, and 617. The purpose of the  
686 corporation is to administer the program created in this section  
687 and to conduct such other business as may further the  
688 administration of the program.

689 ~~(h) The corporation may establish technical advisory~~  
690 ~~panels consisting of interested parties, including consumers,~~  
691 ~~health care providers, individuals with expertise in insurance~~  
692 ~~regulation, and insurers.~~

693 Section 20. Subsection (3) of section 409.997, Florida  
694 Statutes, is amended to read:

695 409.997 Child welfare results-oriented accountability  
696 program.—

697 ~~(3) The department shall establish a technical advisory~~  
698 ~~panel consisting of representatives from the Florida Institute~~  
699 ~~for Child Welfare established pursuant to s. 1004.615, lead~~  
700 ~~agencies, community-based care providers, other contract~~

701 ~~providers, community alliances, and family representatives. The~~  
702 ~~President of the Senate and the Speaker of the House of~~  
703 ~~Representatives shall each appoint a member to serve as a~~  
704 ~~legislative liaison to the panel. The technical advisory panel~~  
705 ~~shall advise the department on the implementation of the~~  
706 ~~results-oriented accountability program.~~

707 Section 21. Section 411.226, Florida Statutes, is  
708 repealed.

709 Section 22. Section 430.05, Florida Statutes, is repealed.

710 Section 23. Section 570.843, Florida Statutes, is  
711 repealed.

712 Section 24. Subsection (7) of section 571.24, Florida  
713 Statutes, is amended to read:

714 571.24 Purpose; duties of the department.—The purpose of  
715 this part is to authorize the department to establish and  
716 coordinate the Florida Agricultural Promotional Campaign. The  
717 Legislature intends for the Florida Agricultural Promotional  
718 Campaign to serve as a marketing program to promote Florida  
719 agricultural commodities, value-added products, and  
720 agricultural-related businesses and not as a food safety or  
721 traceability program. The duties of the department shall  
722 include, but are not limited to:

723 ~~(7) Assisting the representative of the department who~~  
724 ~~serves on the Florida Agricultural Promotional Campaign Advisory~~  
725 ~~Council.~~

726 Section 25. Section 571.28, Florida Statutes, is repealed.

727 Section 26. Section 595.701, Florida Statutes, is  
 728 repealed.

729 Section 27. Section 603.203, Florida Statutes, is  
 730 repealed.

731 Section 28. Section 603.204, Florida Statutes, is amended  
 732 to read:

733 603.204 South Florida Tropical Fruit Plan.—The  
 734 Commissioner of Agriculture, ~~in consultation with the Tropical~~  
 735 ~~Fruit Advisory Council,~~ shall develop and update a South Florida  
 736 Tropical Fruit Plan, which shall identify problems and  
 737 constraints of the tropical fruit industry, propose possible  
 738 solutions to such problems, and develop planning mechanisms for  
 739 orderly growth of the industry, including:

740 (1) Criteria for tropical fruit research, service, and  
 741 management priorities.

742 (2) Proposed legislation that may be required.

743 (3) Plans relating to other tropical fruit programs and  
 744 related disciplines in the State University System.

745 (4) Potential tropical fruit products in terms of market  
 746 and needs for development.

747 (5) Evaluation of production and fresh fruit policy  
 748 alternatives, including, but not limited to, setting minimum  
 749 grades and standards, promotion and advertising, development of  
 750 production and marketing strategies, and setting minimum

751 standards on types and quality of nursery plants.

752 (6) Evaluation of policy alternatives for processed  
753 tropical fruit products, including, but not limited to, setting  
754 minimum quality standards and development of production and  
755 marketing strategies.

756 (7) Research and service priorities for further  
757 development of the tropical fruit industry.

758 (8) Identification of state agencies and public and  
759 private institutions concerned with research, education,  
760 extension, services, planning, promotion, and marketing  
761 functions related to tropical fruit development, and delineation  
762 of contributions and responsibilities. The recommendations in  
763 the plan relating to education or research shall be submitted to  
764 the Institute of Food and Agricultural Sciences.

765 (9) Business planning, investment potential, financial  
766 risks, and economics of production and use.

767 Section 29. Paragraphs (a) through (f) of subsection (4)  
768 of section 1001.7065, Florida Statutes, are amended to read:

769 1001.7065 Preeminent state research universities program.—

770 (4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR  
771 ONLINE LEARNING.—A state research university that, as of July 1,  
772 2013, meets all 12 of the academic and research excellence  
773 standards identified in subsection (2), as verified by the Board  
774 of Governors, shall establish an institute for online learning.  
775 The institute shall establish a robust offering of high-quality,

776 fully online baccalaureate degree programs at an affordable cost  
777 in accordance with this subsection.

778 ~~(a) By August 1, 2013, the Board of Governors shall~~  
779 ~~convene an advisory board to support the development of high-~~  
780 ~~quality, fully online baccalaureate degree programs at the~~  
781 ~~university.~~

782 ~~(b) The advisory board shall:~~

783 ~~1. Offer expert advice, as requested by the university, in~~  
784 ~~the development and implementation of a business plan to expand~~  
785 ~~the offering of high-quality, fully online baccalaureate degree~~  
786 ~~programs.~~

787 ~~2. Advise the Board of Governors on the release of funding~~  
788 ~~to the university upon approval by the Board of Governors of the~~  
789 ~~plan developed by the university.~~

790 ~~3. Monitor, evaluate, and report on the implementation of~~  
791 ~~the plan to the Board of Governors, the Governor, the President~~  
792 ~~of the Senate, and the Speaker of the House of Representatives.~~

793 ~~(c) The advisory board shall be composed of the following~~  
794 ~~five members:~~

795 ~~1. The chair of the Board of Governors or the chair's~~  
796 ~~permanent designee.~~

797 ~~2. A member with expertise in online learning, appointed~~  
798 ~~by the Board of Governors.~~

799 ~~3. A member with expertise in global marketing, appointed~~  
800 ~~by the Governor.~~



801 ~~4. A member with expertise in cloud virtualization,~~  
802 ~~appointed by the President of the Senate.~~

803 ~~5. A member with expertise in disruptive innovation,~~  
804 ~~appointed by the Speaker of the House of Representatives.~~

805 ~~(d) The president of the university shall be consulted on~~  
806 ~~the advisory board member appointments.~~

807 ~~(e) A majority of the advisory board shall constitute a~~  
808 ~~quorum, elect the chair, and appoint an executive director.~~

809 ~~(f) By September 1, 2013, the university shall submit to~~  
810 ~~the advisory board a comprehensive plan to expand high quality,~~  
811 ~~fully online baccalaureate degree program offerings. The plan~~  
812 ~~shall include:~~

813 ~~1. Existing on-campus general education courses and~~  
814 ~~baccalaureate degree programs that will be offered online.~~

815 ~~2. New courses that will be developed and offered online.~~

816 ~~3. Support services that will be offered to students~~  
817 ~~enrolled in online baccalaureate degree programs.~~

818 ~~4. A tuition and fee structure that meets the requirements~~  
819 ~~in paragraph (k) for online courses, baccalaureate degree~~  
820 ~~programs, and student support services.~~

821 ~~5. A timeline for offering, marketing, and enrolling~~  
822 ~~students in the online baccalaureate degree programs.~~

823 ~~6. A budget for developing and marketing the online~~  
824 ~~baccalaureate degree programs.~~

825 ~~7. Detailed strategies for ensuring the success of~~

826 ~~students and the sustainability of the online baccalaureate~~  
827 ~~degree programs.~~

828  
829 ~~Upon recommendation of the plan by the advisory board and~~  
830 ~~approval by the Board of Governors, the Board of Governors shall~~  
831 ~~award the university \$10 million in nonrecurring funds and \$5~~  
832 ~~million in recurring funds for fiscal year 2013-2014 and \$5~~  
833 ~~million annually thereafter, subject to appropriation in the~~  
834 ~~General Appropriations Act.~~

835       Section 30. Section 1002.77, Florida Statutes, is  
836 repealed.

837       Section 31. Subsection (11) of section 1002.83, Florida  
838 Statutes, is amended to read:

839       1002.83 Early learning coalitions.—

840       (11) Each early learning coalition shall establish terms  
841 for all appointed members of the coalition. The terms must be  
842 staggered and must be a uniform length that does not exceed 4  
843 years per term. Coalition chairs shall be appointed for 4 years  
844 ~~in conjunction with their membership on the Early Learning~~  
845 ~~Advisory Council~~ pursuant to s. 20.052. Appointed members may  
846 serve a maximum of two consecutive terms. When a vacancy occurs  
847 in an appointed position, the coalition must advertise the  
848 vacancy.

849       Section 32. This act shall take effect July 1, 2020.