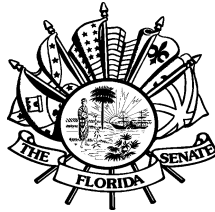


Mike Haridopolos
President of the Senate



Mike Bennett
President Pro Tempore

Senate Calendar

Friday, May 6, 2011
 (9th week -- 0 days remaining)

THE SENATE WILL CONVENE ON
 Friday, May 6, 2011
 10:00 a.m. – 12:00 noon,
 or upon the Call of the President
 &
 1:30 p.m. – Sine die

SENATE SCHEDULE FOR THE WEEK OF MAY 2-6 , 2011

(NM)* = Not Meeting and (MC)* = Meeting Cancelled

MONDAY May 2, 2011	TUESDAY May 3, 2011	WEDNESDAY May 4, 2011	THURSDAY May 5, 2011	FRIDAY May 6, 2011
8:00-9:00 a.m. Democratic Caucus Rm. 228(SB)	9:00-10:00 a.m. Democratic Caucus Rm. 228(SB)	8:00-9:00 a.m. Democratic Caucus Rm. 228(SB)	9:00-10:00 a.m. Democratic Caucus Rm. 228(SB)	8:00-9:00 a.m. Democratic Caucus Rm. 228(SB)
9:00 a.m.-12:00 noon, or upon the Call of the President	10:00 a.m.-12:00 noon, or upon the Call of the President	9:00 a.m.-12:00 noon, or upon the Call of the President	10:00 a.m.-12:00 noon, or upon the Call of the President	9:00-9:30 a.m. Reapportionment (House Chamber)
SESSION	SESSION	SESSION	SESSION	10:00 a.m.-12:00 noon, or upon the Call of the President
Lunch and District Office	Lunch and District Office	Lunch and District Office	Lunch and District Office	SESSION
1:30-5:30 p.m.	1:30-5:30 p.m.	1:30-6:00 p.m.	1:30-6:00 p.m.	Lunch and District Office
SESSION	SESSION	SESSION	SESSION	1:30 p.m.-Sine die
15 minutes after recess of Session for 15 minutes Special Order Calendar Group Rm. 401(SB)	15 minutes after recess of Session for 15 minutes Special Order Calendar Group Rm. 401(SB)			SESSION

NOTE: An electronic copy of the Appearance Request form is now available to download from each Senate Committee page on the Senate's website, www.flsenate.gov.

2011 SESSION DATES

August	1, 2010	Deadline for filing claim bills (Rule 4.81(2))
January	28, 2011	5:00 p.m., deadline for submitting requests for drafts of general bills and joint resolutions, <u>including requests for companion bills</u>
March	4, 2011	5:00 p.m., deadline for approving final drafts of general bills and joint resolutions, <u>including companion bills</u>
March	8, 2011	Regular Session convenes (Article III, section 3(b), Constitution)
March	8, 2011	12:00 noon, deadline for filing bills for introduction (Rule 3.7(1))
April	26, 2011	50th day—last day for regularly scheduled committee meetings (Rule 2.9(3))
May	2, 2011	All bills are immediately certified (Rule 6.8) Conference Committee Reports require only one reading (Rule 4.5(1)) Motion to reconsider made and considered the same day (Rule 6.4 (2)(b))
May	6, 2011	60th day—last day of Regular Session (Article III, section 3(d), Constitution)

SCHEDULED MEETINGS

FRIDAY, MAY 6, 2011

8:00—9:00 a.m.

CAUCUS NOTICE: The Democratic Caucus will meet from 8:00—9:00 a.m., in Room 228, Senate Office Building

9:00 —9:30 a.m.

Reapportionment: Friday, May 6, 2011, 9:00 —9:30 a.m., House Chamber:

(MEMBERS: Senator Gaetz, Chair; Senator Margolis, Vice Chair; Senators Benacquisto, Braynon, Bullard, Dean, Detert, Diaz de la Portilla, Evers, Flores, Garcia, Gardiner, Hays, Latvala, Lynn, Montford, Negrón, Rich, Sachs, Siplin, Sobel, Storms, and Thrasher)

NOTE: This will be a joint meeting with the House Redistricting Committee

Workshop - Discussion only on the following (no vote to be taken):

Schedule for joint public hearings

Opportunities for public participation in Florida redistricting

DAILY ORDER OF BUSINESS

1. Roll Call
2. Prayer
3. Pledge of Allegiance to the Flag of the United States of America
4. Reports of Committees
5. Motions relating to committee reference
6. Messages from the Governor and other executive communications
7. Messages from the House of Representatives
8. Matters on reconsideration
9. Consideration of Bills on Third (3rd) Reading
10. Special Order Calendars
11. Consideration of Bills on Second (2nd) Reading
12. Correction and approval of the Journal

BILLS ON THE CALENDAR

BILLS ON THIRD READING

CS/CS/SB 818, 1st Eng. (3R) by the Committees on Criminal Justice, Health Regulation, Senator Fasano and others—

Controlled Substances; Authorizes certain health care practitioners to complete a continuing education course relating to the prescription drug monitoring program. Creates a felony of the third degree for any person to register or attempt to register a pain-management clinic through misrepresentation or fraud. Authorizes the DOH to revoke the certificate of registration of a pain-management clinic based upon a finding by a probable cause panel of a board that the clinic does not meet certain requirements, etc. Effective Date: 10/01/2011

Read the second time on April 27, 2011 and amended on April 28, 2011

Compare to CS/CS/HB 7095, 2nd Eng.(HC) in the Committees on Health Regulation; Criminal Justice; and Budget

CS/CS/HB 1255, 1st Eng. (3R) by the Committees on Education Committee, K-20 Competitiveness Subcommittee and Representative Adkins—

Education Accountability; Revises numerous provisions relating to K-12 public education system; revises provisions relating to virtual instruction courses, school board member acceptance of gifts, Opportunity Scholarship Program, McKay Scholarships, Voluntary Prekindergarten Education Program, special education services, requirements for middle grades promotion & high school graduation, digital curriculum, career & professional academies, use of restraint & seclusion on students with disabilities, assistive technology, statewide assessments, college readiness, school improvement, etc. Effective Date: 07/01/2011

Substituted for CS/CS/SB 1696(SUB) (Wise), read the second time, and amended on May 2, 2011

SB 788 (3R) by Senator Diaz de la Portilla—

Public School Educational Instruction; Requires district school boards to designate one month of the school year to celebrate the Founding Fathers of the United States of America and the principles inherent in the country's founding documents. Specifies the focus of instruction during the designated month. Provides that instruction may be integrated into the existing school curriculum. Effective Date: 07/01/2011

Read the second time on May 3, 2011

HB 7101 (3R) by the Committee on Civil Justice Subcommittee and Representative Gaetz—

Judicial Nominating Commissions; Repeals provisions relating to judicial nominating commissions; provides for commissions; specifies membership & composition; provides for appointment of members by Governor; provides for terms; requires Governor to consider racial, ethnic, gender, & geographic diversity in making appointments; provides for suspension of member of judicial nominating commission; establishes quorum; provides for administrative support; abolishes prior offices; permits reappointment of former officeholders. Effective Date: upon becoming a law

Substituted for CS/SB 2170(SUB) (Flores), read the second time, and amended on May 4, 2011. Read the third time and temporarily postponed with pending amendment 2 (barcode 453086) by Senator Bogdanoff

CS/SB 1246, 1st Eng. (3R) by the Committee on Agriculture, Senator Norman and others—

Farms; Prohibits a person from entering onto a farm and making any audio record, photograph, or video record at the farm without the owner's written consent. Provides exceptions. Provides definitions. Provides penalties. Effective Date: 07/01/2011

Read the second time and amended on May 4, 2011

CS/HB 7107, 2nd Eng. (3R) by the Committees on Appropriations Committee, Health and Human Services Committee and Representative Schenck—

Medicaid Managed Care; Designates AHCA as single state agency to administer Medicaid program; establishes Medicaid program as statewide, integrated managed care program for all covered services; authorizes agency to apply for & implement waivers; provides requirements for eligible plans that provide services in Medicaid managed care program; establishes provider service network requirements for eligible plans; establishes eight regions for separate procurement of plans. Effective Date: 07/01/2011

*Substituted for **CS/CS/CS/SB 1972(SUB)** (Negron), read the second time, and amended on May 5, 2011*

CS/HB 7109, 2nd Eng. (3R) by the Committees on Appropriations Committee, Health and Human Services Committee and Representative Schenck—

Medicaid; Requires APD to establish transition plan for current Medicaid recipients to iBudget system by specified date; requires AHCA to develop transition plan for current Medicaid recipients to managed care plans, set reimbursements rates for hospitals that provide Medicaid services, contract on prepaid or fixed-sum basis with certain dental health plans, develop opt-out process for recipients with access to employer-sponsored coverage, maintain Medicaid Encounter Data System, establish designated payment for specified Medicare Advantage Special Needs members, etc. Effective Date: 07/01/2011

Read the second time and amended on May 5, 2011

CS/CS/SB 1122 (3R) by the Committees on Environmental Preservation and Conservation, Community Affairs and Senator Bennett—

Growth Management; Redesignates the "Local Government Comprehensive Planning and Land Development Regulation Act" as the "Community Planning Act." Revises and provides duties of local governments and municipalities relating to comprehensive plans. Revises provisions relating to the Century Commission for a Sustainable Florida. Revises the findings and intent to include the necessity for a specific strategic plan addressing the state's growth management system, etc. Effective Date: upon becoming a law, except as otherwise provided

Read the second time, amended, read the third time, passed as amended, and motion to reconsider by Senator Bennett having been made and adopted on May 5, 2011

*Similar to **CS/HB 7129, 2nd Eng.(HC)** in the Committees on Community Affairs; Environmental Preservation and Conservation; and Budget*

CS/CS/CS/HB 883, 2nd Eng. (3R) by the Committees on Economic Affairs Committee, Government Operations Appropriations Subcommittee, Business and Consumer Affairs Subcommittee and Representative Horner—

Public Lodging/Public Food Service Establishments; Excludes nonprofit organizations providing certain housing from definition of "public lodging establishment"; prohibits local governments from regulating, restricting, or prohibiting vacation rentals based solely on their classification, use, or occupancy; revises authority preempted to state with regard to regulation of public lodging establishments & public food service establishments; provides that public lodging establishments formerly classified as resort condominiums & resort dwellings are classified as vacation rentals, etc. Effective Date: upon becoming a law

*Substituted for **CS/CS/SB 476(SUB)** (Evers) and read the second time on May 5, 2011*

CS/HJR 1471 (3R) by the Committee on Judiciary Committee, Representatives Plakon, Precourt and others—

Religious Freedom; Proposes amendment to s. 3, Art. I of State Constitution to provide that, consistent with U.S. Constitution, no individual or entity may be denied, on basis of religious identity or belief, governmental benefits, funding, or other support, & to delete prohibition against using revenues from public treasury directly or indirectly in aid of any church, sect, or religious denomination or in aid of any sectarian institution.

*Substituted for **SJR 1218(SUB)** (Altman) and read the second time on May 5, 2011*

**SPECIAL ORDER CALENDAR FOR
FRIDAY, MAY 6, 2011**

CS/CS/SB 632 (SO) by the Committees on Community Affairs, Higher Education and Senator Oelrich—

Postsecondary Education; Revises provisions relating to the disposal of personal property lost or abandoned on a university or Florida College System institution campus and the disposition of proceeds from the sale of such property. Repeals a provision relating to an exemption for students who earn 9 or more credits from one or more of the articulated acceleration mechanisms from any requirement of a public postsecondary educational institution which mandates enrollment during a summer term, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Higher Education; reported favorably as a committee substitute by the Committee on Community Affairs; and the Committee on Budget reports the committee substitute favorably

CS/CS/SB 1180 (SO) by the Committees on Budget, Transportation and Senator Latvala—

Transportation; Provides that the Florida Statewide Passenger Rail Commission has the primary and exclusive authority to monitor certain designated functions related to passenger rail systems. Removes from the Florida Transportation Commission the responsibility and duty to monitor the efficiency, productivity, and management of all publicly funded passenger rail systems in the state, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Transportation; reported favorably, with twelve amendments, by the Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and reported favorably as a committee substitute by the Committee on Budget

*Similar to **CS/CS/CS/HB 1363, 1st Eng.(HC)** in the Committees on Transportation; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget*

CS/CS/SB 1194 (SO) by the Committees on Children, Families, and Elder Affairs, Higher Education and Senator Oelrich—

Postsecondary Education; Deletes provisions relating to the use of test scores for assessment of college-level communication and computation skills. Requires the establishment of the Articulation Coordinating Committee and provides its responsibilities. Deletes provisions that exclude students with intellectual disabilities from eligibility for substitute requirements for admission to or graduation from a public postsecondary educational institution. Abrogates the repeal of provisions which created the 21st Century World Class Scholars Program, etc. Effective Date: upon becoming a law

Reported favorably as a committee substitute by the Committee on Higher Education; reported favorably as a committee substitute by the Committee on Children, Families, and Elder Affairs; and the Committees on Budget Subcommittee on Higher Education Appropriations; and Budget reports the committee substitute favorably

SB 996 (SO) by Senator Simmons—

Communications Among Branches of State Government; Cites this act as the "Communication of Judicial Opinions Act." Requires the clerks of the State Supreme Court and district courts of appeal to transmit certain judicial opinions to the Governor, the President of the Senate, and the Speaker of the House of Representatives within a specified time. Effective Date: 07/01/2011

Reported favorably by the Committees on Judiciary; Governmental Oversight and Accountability; and Budget

CS/CS/SB 830 (SO) by the Committees on Rules, Community Affairs, Senator Thrasher and others—

Labor and Employment; Prohibits a state agency from deducting from employee wages funds for political activity. Prohibits a county, municipality, or other local governmental entity from deducting from employee wages funds for political activity. Prohibits labor organizations from collecting dues, assessments, fines, or penalties for the purposes of political activity without written authorization. Requires that the labor organization provide notice of such contributions and expenditures, etc. Effective Date: July 1, 2011

Reported favorably as a committee substitute by the Committee on Community Affairs; the Committee on Budget reports the committee substitute favorably; and reported favorably as a committee substitute by the Committee on Rules

*Compare to **CS/HB 1021(HC)** in the Committees on Community Affairs; Budget; and Rules*

CS/CS/SB 666 (SO) by the Committees on Governmental Oversight and Accountability, Regulated Industries and Senator Ring—

Governmental Reorganization; Transfers and reassigns certain functions and responsibilities, including records, personnel, property, and unexpended balances of appropriations and other resources, from the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to the Department of Gaming Control. Requires the department to issue advisory opinions under certain circumstances. Provides for the Department of Gaming Control or the Department of Legal Affairs, to prosecute a fair association for illegal gambling activities, etc. Effective Date: 10/01/2011

Reported favorably as a committee substitute by the Committee on Regulated Industries; reported favorably as a committee substitute by the Committee on Governmental Oversight and Accountability; and the Committee on Budget reports the committee substitute favorably

CS/SB 1176 (SO) by the Committee on Judiciary and Senator Ring—

High School Athletic Trainers; Revises membership requirements for the Board of Athletic Training. Revises requirements for licensure by examination for athletic trainers. Requires certification requirements for license renewal. Revises continuing education requirements for licensure renewal. Encourages school districts to employ or contract with certified athletic trainers at certain high schools in this state. Requires athletic trainers to be certified by the Board of Certification of the National Athletic Trainers' Association, etc. Effective Date: 07/01/2011

Reported favorably by the Committee on Education Pre-K - 12; reported favorably as a committee substitute by the Committee on Judiciary; and the Committee on Budget reports the committee substitute favorably

*Compare to **CS/CS/HB 831(HC)** in the Committees on Education Pre-K - 12; Judiciary; and Budget*

SB 1792 (SO) by Senator Diaz de la Portilla—

Growth Policy; Repeals provisions relating to the Urban Infill and Redevelopment Assistance Grant Program, to terminate the program. Conforms cross-references to changes made by the act. Effective Date: 07/01/2011

Reported favorably by the Committees on Community Affairs; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget

*Identical to **HB 4001(HC)** in the Committees on Community Affairs; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget*

CS/SB 1622 (SO) by the Committee on Children, Families, and Elder Affairs and Senator Flores—

Family Support; Designates the courts and other entities as the tribunals of the state and designates the Department of Revenue as the support enforcement agency of the state. Clarifies that the Uniform Interstate Family Support Act is not the exclusive method to establish or enforce a support order in this state. Provides procedures for determining which child support order is recognized as the controlling support order, etc. Effective Date: contingent

Reported favorably by the Committee on Judiciary; reported favorably as a committee substitute by the Committee on Children, Families, and Elder Affairs; the Committee on Budget Subcommittee on General Government Appropriations reports the committee substitute favorably; and withdrawn from the Committee on Budget

*Similar to **CS/CS/CS/HB 1111, 2nd Eng.(HC)** in the Committees on Judiciary; Children, Families, and Elder Affairs; Budget Subcommittee on General Government Appropriations; and Budget*

CS/SB 730 (SO) by the Committee on Education Pre-K - 12, Senator Flores and others—

Youth and Student Athletes; Requires independent sanctioning authorities to adopt policies to inform youth athletes and their parents of the nature and risk of certain head injuries. Requires that a signed consent form be obtained before the youth participates in athletic practices or competitions. Requires that a youth athlete be immediately removed from an athletic activity following a suspected head injury. Requires written clearance from a medical professional before the youth resumes athletic activities, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Education Pre-K - 12; the Committee on Health Regulation reports the committee substitute favorably; and withdrawn from the Committee on Rules

*Similar to **CS/CS/HB 301, 1st Eng.(HC)** in the Committees on Education Pre-K - 12; Health Regulation; and Rules*

HB 7253 (SO) by the Committee on Rules and Calendar Committee and Representative Dorworth—

Land Planning Regulations for the Florida Keys; Ratifies specified rules for sole & exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs. Effective Date: upon becoming a law

CS/SB 822 (SO) by the Committee on Judiciary and Senator Bogdanoff—

Expert Testimony; Provides that a witness qualified as an expert by knowledge, skill, experience, training, or education may testify in the form of an opinion as to the facts at issue in a case under certain circumstances. Requires the courts of this state to interpret and apply the principles of expert testimony in conformity with specified United States Supreme Court decisions, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Judiciary; and withdrawn from the Committees on Budget Subcommittee on Criminal and Civil Justice Appropriations; Budget; and Rules

*Similar to **CS/HB 391(HC)** in the Committee on Judiciary*

CS/SB 2062 (SO) by the Committees on Judiciary, and Children, Families, and Elder Affairs—

Persons with Developmental Disabilities; Prohibits monitoring requirements that mandate pornographic materials be available in residential facilities that serve clients of the Agency for Persons with Disabilities. Requires the court to order a person involuntarily admitted to residential services to be released to the agency for appropriate residential services. Forbids the court from ordering that such person be released directly to a residential service provider. Authorizing the agency to transfer a person from one residential setting to another, etc. Effective Date: 07/01/2011

Reported favorably by the Committee on Children, Families, and Elder Affairs; reported favorably as a committee substitute by the Committee on Judiciary; and withdrawn from the Committee on Budget

CS/CS/SB 866 (SO) by the Committees on Governmental Oversight and Accountability, Judiciary and Senator Bogdanoff—

Judgment Interest; Requires the Chief Financial Officer to set the rate of interest payable on judgments or decrees for the calendar quarter on certain specified dates. Revises the calculation of the interest rate. Specifies the dates the rate of interest established by the Chief Financial Officer is to take effect. Provides that the rate of interest is established at the time a judgment is obtained. Requires that such interest rate be adjusted quarterly in accordance with a certain interest rate. Conforms provisions to changes made by the act. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Judiciary; reported favorably as a committee substitute by the Committee on Governmental Oversight and Accountability; and withdrawn from the Committee on Budget

CS/CS/SB 196 (SO) by the Committees on Budget, Community Affairs, Senator Fasano and others—

Choose Life License Plates; Provides for the annual use fees to be distributed to Choose Life, Inc., rather than the counties. Provides for Choose Life, Inc., to redistribute a portion of such funds to nongovernmental, not-for-profit agencies that assist certain pregnant women. Authorizes Choose Life, Inc., to use a portion of the funds to administer and promote the Choose Life license plate program. Effective Date: 07/01/2011

Reported favorably, with one amendment, by the Committee on Transportation; reported favorably as a committee substitute by the Committee on Community Affairs; and reported favorably as a committee substitute by the Committee on Budget

*Similar to **HB 501(HC)** in the Committees on Transportation; Community Affairs; and Budget*

SB 404 (SO) by Senator Wise—

Transition-to-adulthood Services; Provides legislative intent concerning transition-to-adulthood services for youth in the custody of the Department of Juvenile Justice (DJJ). Provides for eligibility for services for youth served by the DJJ who are legally in the custody of the Department of Children and Family Services (DCFS). Provides that an adjudication of delinquency does not disqualify a youth in foster care from certain services from the DCFS. Provides powers and duties of the DJJ for transition services. Provides for assessments, etc. Effective Date: 07/01/2011

Reported favorably by the Committee on Children, Families, and Elder Affairs; reported favorably, with one amendment, by the Committee on Criminal Justice; and withdrawn from the Committee on Budget

CS/SB 1384 (SO) by the Committee on Commerce and Tourism and Senator Altman—

Transfer of Tax Liability; Revises provisions relating to tax liability when a person transfers or quits a business. Provides that the transfer of the assets of a business or stock of goods of a business under certain circumstances is considered a transfer of the business. Provides that transferees of the business are liable for certain taxes unless specified conditions are met. Provides methods for calculating the fair market value or total purchase price of specified business transfers to determine maximum tax liability of transferees, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Commerce and Tourism; the Committee on Judiciary reports the committee substitute favorably; and withdrawn from the Committee on Budget

*Similar to **CS/CS/CS/HB 907, 1st Eng.(HC)** in the Committees on Commerce and Tourism; and Judiciary*

CS/SB 414 (SO) by the Committee on Health Regulation and Senator Oelrich—

Prostate Cancer Awareness Program; Revises the structure and objectives of the Prostate Cancer Awareness Program. Authorizes the University of Florida Prostate Disease Center, in collaboration with other organizations and institutions, to increase community education and public awareness of prostate cancer. Requires the University of Florida Prostate Disease Center to establish an advisory council to replace the existing advisory committee. Provides for membership and duties of the advisory council. Requires an annual report to the Governor, Legislature, and State Surgeon General. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Health Regulation; the Committees on Budget Subcommittee on Higher Education Appropriations; and Budget reports the committee substitute favorably; and withdrawn from the Committee on Rules

*Similar to **CS/CS/HB 137(HC)** in the Committees on Health Regulation; Budget Subcommittee on Higher Education Appropriations; and Budget*

CS/SB 376 (SO) by the Committee on Budget Subcommittee on Finance and Tax, Senator Gaetz and others—

Tax on Sales, Use, and Other Transactions; Provides definitions relating to the tourist development tax, the transient rentals tax, the convention development tax, and a municipal resort tax. Authorizes the Department of Revenue to compensate county governments for providing certain information to the department. Specifies a payment amount, etc. Effective Date: 07/01/2011

Reported favorably, with two amendments, by the Committee on Community Affairs; reported favorably as a committee substitute by the Committee on Budget Subcommittee on Finance and Tax; and withdrawn from the Committees on Budget; and Rules

*Similar to **CS/CS/HB 493(HC)** in the Committees on Community Affairs; Budget Subcommittee on Finance and Tax; and Budget*

CS/CS/CS/SB 1698 (SO) by the Committees on Community Affairs, Environmental Preservation and Conservation, Health Regulation and Senator Dean—

Onsite Sewage Treatment and Disposal Systems; Defines the term "bedroom." Provides for any permit issued and approved by the Department of Health for the installation, modification, or repair of an onsite sewage treatment and disposal system to transfer with the title of the property. Provides circumstances in which an onsite sewage treatment and disposal system is not considered abandoned. Provides for the validity of an onsite sewage treatment and disposal system permit if rules change before final approval of the constructed system, etc. Effective Date: upon becoming a law

Read the second time, and temporarily postponed with pending amendment 1A (barcode 863746) to amendment 1 (barcode 863746) by Senator Dean on May 5, 2011

*Compare to **HB 13(HC)** in Messages*

**RESOLUTIONS TO BE
CONSIDERED ON
FRIDAY, MAY 6, 2011**

SR 2190 (SR) by Senator Sachs—

Breast Cancer Awareness Month; Recognizes October 2011 as "Breast Cancer Awareness Month" in Florida.

SR 2228 (SR) by Senator Hays—

(FIRST) Lego League Team 4129; Recognizes the members of the For Inspiration and Recognition of Science and Technology (FIRST) Lego League Team 4129, the Hammerheads, for their outstanding achievement at the 2011 World Festival.

ADOPTION BY PUBLICATION

SR 2202 (SR) by Senator Flores—

Food Allergy Awareness Week; Recognizes the week of May 8-14, 2011, as "Food Allergy Awareness Week" in Florida.

SR 2218 (SR) by Senator Flores—

Difference Makers in Education; Recognizes the "Difference Makers in Education" for their support of the Council for Educational Change's statewide educational programs.

**SENATE BILLS ON
SECOND READING**

SB 16 (2R) by Senator Ring—

Relief/Harris & Williams/N. Broward Hospital Dist.; Compensates Laron S. Harris, Jr., by and through his parents, Melinda Williams and Laron S. Harris, Sr., and Melinda Williams and Laron S. Harris, Sr., individually, for injuries sustained as a result of the negligence of the North Broward Hospital District, d/b/a Coral Springs Medical Center. Provides a limitation on the payment of fees and costs, etc. Effective Date: upon becoming a law

Recommended favorably by the Special Master on Claim Bills; and reported favorably by the Committee on Rules

SB 18 (2R) by Senator Jones—

Relief/Estrada/USF Board of Trustees; Compensates Daniel and Amara Estrada, parents and guardians of Caleb Estrada, for the wrongful birth of Caleb Estrada and for damages sustained by Daniel and Amara Estrada as a result of negligence by employees of the University of South Florida Board of Trustees. Provides a limitation on the payment of fees and costs, etc. Effective Date: upon becoming a law

Recommended unfavorably by the Special Master on Claim Bills; and reported favorably by the Committee on Rules

CS/SB 70 (2R) by the Committee on Rules and Senator Negron—

Relief/Carl Abbott/Palm Beach County School Board; Compensates Carl Abbott for injuries sustained as a result of the negligence of the Palm Beach County School District. Provides a limitation on the payment of fees and costs, etc. Effective Date: upon becoming a law

Recommended favorably, with one amendment, by the Special Master on Claim Bills; and reported favorably as a committee substitute by the Committee on Rules

CS/CS/SJR 140 (2R) by the Committees on Budget, Judiciary and Senator Ring—

Circuit and County Court Judges/Qualifications; Proposes amendments to the State Constitution to increase the period of time that a person must be a member of The Florida Bar before becoming eligible for the office of circuit court or county court judge, to provide an effective date, and to provide that judges qualified to hold office and in office on that effective date may remain in office and run for reelection, notwithstanding the increase.

Reported favorably as a committee substitute by the Committee on Judiciary; and reported favorably as a committee substitute by the Committee on Budget

SB 306 (2R) by Senator Rich—

Relief/Brown/North Broward Hospital District; Compensates Denise Gordon Brown and David Brown, parents of Darian Brown, for injuries and damages sustained as a result of the negligence of Broward General Medical Center. Provides a limitation on the payment of fees and costs, etc. Effective Date: upon becoming a law

Recommended favorably by the Special Master on Claim Bills; and reported favorably by the Committee on Rules

SB 322 (2R) by Senator Flores—

Relief/Edwards & Roden/Lee County; Compensates Aaron Edwards, a minor, and his parents, Mitzi Roden and Mark Edwards. Compensates them for damages sustained as a result of the medical negligence by employees of Lee Memorial Health System of Lee County. Provides a limitation on the payment of fees and costs, etc. Effective Date: upon becoming a law

Recommended favorably, with one amendment, by the Special Master on Claim Bills; and reported favorably by the Committee on Rules

CS/SB 324 (2R) by the Committee on Rules and Senator Flores—

Relief/James D. Feurtado, III/Miami-Dade County; Compensates James D. Feurtado, III, for injuries sustained as a result of the negligence of an employee of Miami-Dade County. Provides a limitation on the payment of fees and costs, etc. Effective Date: upon becoming a law

Recommended favorably by the Special Master on Claim Bills; and reported favorably as a committee substitute by the Committee on Rules

SB 446 (2R) by Senator Hays and others—

Dentistry and Dental Hygiene; Revises the locations at which dental hygienists may perform dental charting. Authorizing dental hygienists to perform certain duties without supervision or authorization by a dentist. Provides exceptions. Requires that dental hygienists in a health access setting provide a certain disclaimer to patients before a procedure is performed. Provides that a health access setting may bill for certain services, etc. Effective Date: upon becoming a law

Reported favorably by the Committees on Health Regulation; and Budget Subcommittee on Health and Human Services Appropriations; and withdrawn from the Committees on Budget; and Rules

CS/CS/SB 578 (2R) by the Committees on Education Pre-K - 12, Children, Families, and Elder Affairs, Senator Ring and others—

Disability Awareness; Requires district school boards to provide disability history and awareness instruction in all K-12 public schools during the first week in October. Provides for individual presenters who have disabilities or teachers who specialize in exceptional student education and who are currently employed at the school to provide the disability history and awareness instruction. Effective Date: upon becoming a law

Reported favorably as a committee substitute by the Committee on Children, Families, and Elder Affairs; reported favorably as a committee substitute by the Committee on Education Pre-K - 12; and withdrawn from the Committee on Budget

CS/SB 606 (2R) by the Committee on Agriculture and Senator Evers—

Fertilizer; Deletes legislative findings relating to the implementation by local governments of certain fertilizer management practices. Deletes authority for certain counties and municipalities to adopt fertilizer management practices more stringent than standards of a specified model ordinance. Requires the Department of Agriculture and Consumer Services to regulate the sale, composition, formulation, packaging, use, application, and distribution of fertilizer. Preempts such regulation of fertilizer to the state and the department, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Agriculture; and withdrawn from the Committees on Community Affairs; Rules; and Budget

CS/SB 734 (2R) by the Committee on Communications, Energy, and Public Utilities and Senator Wise—

Assault or Battery on Utility Workers; Defines the term "utility worker." Provides for reclassification of certain offenses against utility workers, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Communications, Energy, and Public Utilities; the Committees on Criminal Justice; and Budget Subcommittee on Criminal and Civil Justice Appropriations reports the committee substitute favorably; and withdrawn from the Committee on Budget

CS/SB 770 (2R) by the Committee on Environmental Preservation and Conservation and Senator Siplin—

Unclaimed Deposits Held By Utilities; Requires that any unclaimed deposits held by a utility be deposited annually into the Ecosystem Management and Restoration Trust Fund in the Department of Environmental Protection to improve the water quality in Silver Springs and into the Grants and Donations Trust Fund in the Department of Community Affairs, or its successor agency, to supplement the Low-Income Home Energy Assistance Program. Effective Date: 07/01/2011

Reported favorably by the Committee on Communications, Energy, and Public Utilities; reported favorably as a committee substitute by the Committee on Environmental Preservation and Conservation; and withdrawn from the Committee on Budget

SB 962 (2R) by Senator Detert—

Marshal of the Supreme Court; Repeals a provision relating to compensation of the marshal. Effective Date: 07/01/2011

Reported favorably by the Committee on Judiciary; and withdrawn from the Committees on Governmental Oversight and Accountability; and Budget

SB 974 (2R) by Senator Detert—

District Court Marshals; Repeals provisions relating to compensation of the marshal. Effective Date: 07/01/2011

Reported favorably by the Committee on Judiciary; and withdrawn from the Committees on Governmental Oversight and Accountability; and Budget

SB 982 (2R) by Senator Norman—

Wage Protection for Employees; Cites this act as the "Florida Wage Protection Act." Provides legislative findings. Prohibits a county, municipality, or political subdivision of the state from adopting a wage theft ordinance or regulation that exceeds certain state and federal laws. Preempts such activities to the state. Effective Date: 07/01/2011

Reported favorably by the Committee on Community Affairs; and withdrawn from the Committees on Judiciary; and Governmental Oversight and Accountability

CS/SB 1334 (2R) by the Committee on Criminal Justice, Senator Bogdanoff and others—

Sentences of Inmates; Removes all references to imposing mandatory minimum sentences for defendants convicted of trafficking in controlled substances. Provides legislative intent to encourage the DOC, to the extent possible, to place inmates in the community to perform paid employment for community work. Directs the DOC to develop and administer a reentry program for nonviolent offenders which is intended to divert nonviolent offenders from long periods of incarceration. Authorizes the DOC to grant up to 10 days per month of incentive gain-time, etc. Effective Date: 10/01/2011

Reported favorably as a committee substitute by the Committee on Criminal Justice; the Committee on Judiciary reports the committee substitute favorably; and withdrawn from the Committee on Budget

CS/SB 1340 (2R) by the Committee on Children, Families, and Elder Affairs and Senator Bogdanoff—

Continuing Care Retirement Communities; Provides for the provision of continuing care at-home. Amends provisions relating to the requirement for certificates of authority. Requires that a person in the business of issuing continuing care at-home contracts obtain a certificate of authority from the Office of Financial Regulation. Requires written approval from the Office of Financial Regulation for a 20 percent or more expansion in the number of continuing care at-home contracts. Provides additional requirements for continuing care at-home contracts, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Children, Families, and Elder Affairs; and withdrawn from the Committees on Banking and Insurance; and Budget

CS/SB 1426 (2R) by the Committee on Banking and Insurance and Senator Hays—

Repeal of Health Insurance Provisions; Repeals provisions relating to a requirement that the board of directors of the Florida Health Insurance Plan annually report to the Governor and the Legislature. Deletes a requirement that the Office of Insurance Regulation of the Department of Financial Services annually report to the Governor and the Legislature concerning the Small Employers Access Program. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Banking and Insurance; and the Committees on Health Regulation; and Budget reports the committee substitute favorably

CS/SB 1428 (2R) by the Committee on Regulated Industries and Senator Latvala—

Veterinary Practice; Defines the term "limited service veterinary vaccination clinic." Revises terminology. Requires that the Board of Veterinary Medicine establish minimum standards for limited service veterinary vaccination clinics rather than limited service veterinary medical practices. Deletes provisions that limit the practice privileges of out-of-state or foreign health care professionals or veterinarians who are in this state for a specific sporting event. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Regulated Industries; the Committees on Budget Subcommittee on General Government Appropriations; and Budget reports the committee substitute favorably; and withdrawn from the Committee on Rules

SJR 1438 (2R) by Senator Hays and others—

Sovereignty of the State; Proposes an amendment to the State Constitution to assert the sovereignty of the state and refuse to comply with unconstitutional federal mandates.

Reported favorably by the Committees on Judiciary; Governmental Oversight and Accountability; and Rules

CS/CS/SB 1460 (2R) by the Committees on Communications, Energy, and Public Utilities, Commerce and Tourism and Senator Bennett—

Energy Economic Zones; Revises the date by which the Department of Community Affairs, with the assistance of the Office of Tourism, Trade, and Economic Development, must submit a report to the Governor and Legislature evaluating whether the Energy Economic Zone Pilot Program has demonstrated success. Requires that all incentives and benefits provided to enterprise zones be made available to energy economic zones by a specified date. Provides that certain developments in an energy economic zone are exempt from review as a development of regional impact, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Commerce and Tourism; reported favorably as a committee substitute by the Committee on Communications, Energy, and Public Utilities; and withdrawn from the Committees on Community Affairs; and Budget

SB 1508 (2R) by Senator Wise—

Costs of Prosecution; Requires the clerk of the court to distribute the funds received from a defendant according to a specified order of priority when the defendant makes a partial payment to the clerk of costs of prosecution. Requires that a portion of the costs of prosecution be remitted to the State Attorneys Revenue Trust Fund. Imposes certain costs on persons whose cases are disposed of under a pretrial intervention program or pretrial substance abuse intervention program, etc. Effective Date: 07/01/2011

Reported favorably by the Committee on Criminal Justice; reported favorably, with one amendment, by the Committee on Judiciary; and withdrawn from the Committee on Budget

CS/CS/SB 1588 (2R) by the Committees on Budget Subcommittee on General Government Appropriations, Criminal Justice and Senator Latvala—

Licensed Security Officers; Provides that a person who engages in any activity for which a specified provision requires a license, but acts without having a license, commits a misdemeanor of the first degree. Authorizes the Department of Agriculture and Consumer Services to impose a civil penalty not to exceed a specified amount. Provides that a person who impersonates a security officer or other designated officer during the commission of a felony commits a felony of the second degree, etc. Effective Date: 07/01/2011

Reported favorably, with one amendment, by the Committee on Commerce and Tourism; reported favorably as a committee substitute by the Committee on Criminal Justice; reported favorably as a committee substitute by the Committee on Budget Subcommittee on General Government Appropriations; and withdrawn from the Committee on Budget

CS/SM 1598 (2R) by the Committee on Governmental Oversight and Accountability and Senator Siplin—

Tax Increase Prevention and Reconciliation Act; Urges the Congress of the United States to support repeal of Section 511 of the Tax Increase Prevention and Reconciliation Act, which requires governments that annually spend more than \$100 million to withhold a 3 percent federal tax on payments made for certain goods and services.

Reported favorably as a committee substitute by the Committee on Governmental Oversight and Accountability; and withdrawn from the Committee on Community Affairs

CS/SB 1610 (2R) by the Committee on Commerce and Tourism and Senator Deter—

State Minimum Wage; Conforms a provision to changes made by the act. Provides for calculating the adjusted real wage rate and its application as the Florida minimum wage when both the previous year's Florida minimum wage and the federal minimum wage are lower. Provides definitions. Conforms a cross-reference. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Commerce and Tourism; and the Committees on Governmental Oversight and Accountability; and Budget reports the committee substitute favorably

SJR 1664 (2R) by Senator Bogdanoff and others—

Senate Confirmation/Appointments to Supreme Court; Proposes an amendment to the State Constitution to require Senate confirmation of appointments to the office of justice of the Supreme Court.

Reported favorably by the Committees on Judiciary; Governmental Oversight and Accountability; and Rules

SB 1684 (2R) by Senator Hays—

Driver Licenses; Repeals provisions relating to the effect of classified licensure on persons holding a chauffeur's license. Repeals provisions for licensure of such persons under the appropriate license classification. Effective Date: 07/01/2011

Reported favorably by the Committee on Transportation

SJR 1704 (2R) by Senator Hays—

Judicial Qualifications Commission; Proposes an amendment to the State Constitution to require that certain proceedings, records, and materials of the Judicial Qualifications Commission be open to the public and to require the commission to notify the Speaker of the House of Representatives of complaints received or initiated, investigations conducted, and complaints concluded.

Reported favorably by the Committee on Judiciary; and withdrawn from the Committees on Governmental Oversight and Accountability; and Rules

CS/SB 1736 (2R) by the Committee on Health Regulation and Senator Latvala—

Health Care; Amends provisions relating to the Drug-Free Workplace Act. Deletes a provision that requires a laboratory to submit to the AHCA a monthly report containing statistical information regarding the testing of employees and job applicants. Deletes a requirement that facilities licensed under part I of ch. 395, F.S., pay licensing fees at the time of inspection. Provides that a nurse registry is exempt from certain license penalties and fines otherwise imposed by the AHCA on a nurse registry under certain circumstances, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Health Regulation; and withdrawn from the Committee on Budget

CS/SB 1748 (2R) by the Committee on Health Regulation and Senator Flores—

Abortions; Defines the term "viability" as it relates to the termination of a pregnancy. Restricts the circumstances in which an abortion may be performed in the third trimester or after viability. Requires an abortion clinic to provide conspicuous notice on any form or medium of advertisement that the abortion clinic is prohibited from performing abortions in the third trimester or after viability. Prohibits a termination of pregnancy from being performed in a location other than a validly licensed hospital, abortion clinic, or physician's office, etc. Effective Date: 10/01/2011

Reported favorably as a committee substitute by the Committee on Health Regulation; and withdrawn from the Committees on Criminal Justice; and Budget

CS/SB 1772 (2R) by the Committee on Commerce and Tourism and Senator Hays—

Self-service Storage Facilities; Redefines the term "last known address," to conform to changes made by the act. Revises notice requirements related to enforcing an owner's lien. Allows postal notice by first-class mail, along with a certificate of mailing. Allows electronic mail notice. Clarifies provisions relating to the right to create contractual liens or limitations on liability. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Commerce and Tourism; and withdrawn from the Committees on Community Affairs; and Judiciary

CS/SB 1808 (2R) by the Committee on Criminal Justice and Senator Diaz de la Portilla—

Assault or Battery; Increases the mandatory minimum term of imprisonment for battery of a law enforcement officer or firefighter while possessing a firearm or destructive device. Increases the mandatory minimum term of imprisonment for such a battery while possessing a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun. Effective Date: 10/01/2011

Reported favorably as a committee substitute by the Committee on Criminal Justice; and withdrawn from the Committee on Budget

SB 1826 (2R) by Senator Hays—

Workers' Compensation; Repeals provisions relating to the Workers' Compensation Administrator, to abolish the position. Deletes an obsolete transitional requirement for certain policies of the Florida Workers' Compensation Joint Underwriting Association. Effective Date: 07/01/2011

Reported favorably by the Committees on Banking and Insurance; and Budget Subcommittee on General Government Appropriations; and withdrawn from the Committees on Budget; and Rules

CS/CS/SB 1916 (2R) by the Committees on Budget Subcommittee on General Government Appropriations, Commerce and Tourism and Senator Detert—

Department of Agriculture and Consumer Services; Renames the Division of Consumer Services within the department as the "Division of Consumer Protection." Revises the information that a person must supply in an application for licensure as a private investigator, private security service, or repossession service. Requires the department to investigate the mental fitness of an applicant of a Class "K" firearms instructor license. Requires an application for a security officer school or training facility to be verified under oath. Revises requirements for petroleum fuel affidavits, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Commerce and Tourism; reported favorably as a committee substitute by the Committee on Budget Subcommittee on General Government Appropriations; and withdrawn from the Committees on Budget; and Rules

SB 2102 (2R) by the Committee on Budget—

Health Insurance Benefits for State Employees; Deletes references to TRICARE supplemental insurance plans. Deletes the Department of Management Services' authorization to contract with health maintenance organizations for participation in the state group insurance program. Authorizes the Department of Management Services to establish health maintenance incentive programs. Deletes the authority of state agencies to allow certain former personnel and their eligible dependents the option of continuing to participate in certain group insurance plans or self-insurance plans, etc. Effective Date: 07/01/2011

FIRST PUBLICATION ON SECOND READING

CS/SB 376 (2R1) by the Committee on Budget Subcommittee on Finance and Tax, Senator Gaetz and others—

Tax on Sales, Use, and Other Transactions; Provides definitions relating to the tourist development tax, the transient rentals tax, the convention development tax, and a municipal resort tax. Authorizes the Department of Revenue to compensate county governments for providing certain information to the department. Specifies a payment amount, etc. Effective Date: 07/01/2011

Reported favorably, with two amendments, by the Committee on Community Affairs; reported favorably as a committee substitute by the Committee on Budget Subcommittee on Finance and Tax; and withdrawn from the Committees on Budget; and Rules

*Similar to **CS/CS/HB 493(HC)** in the Committees on Community Affairs; Budget Subcommittee on Finance and Tax; and Budget*

CS/CS/SB 934 (2R1) by the Committees on Community Affairs, Environmental Preservation and Conservation and Senator Storms—

Stormwater Management Permits; Allows an entity created by special act, local ordinance, or interlocal agreement of a county or municipality to receive certain reduced or waived permit processing fees. Requires that the Department of Environmental Protection initiate rulemaking to adopt a general permit for stormwater management systems serving airside activities at airports. Authorizes certain municipalities and counties to adopt stormwater adaptive management plans and obtain conceptual permits for urban redevelopment projects, etc. Effective Date: 07/01/2011

Reported favorably as a committee substitute by the Committee on Environmental Preservation and Conservation; reported favorably as a committee substitute by the Committee on Community Affairs; and withdrawn from the Committee on Budget

SB 1282 (2R1) by Senator Storms—

Women's Health; Cites this act as the "Gynecologic and Ovarian Cancer Education and Awareness Act." Establishes the Gynecologic and Ovarian Cancer Awareness Program in the Department of Health. Requires the Department of Health to disseminate information on gynecologic cancers to the extent that funding is available. Directs the department to establish a Women's Gynecologic Cancer Information Advisory Council. Effective Date: 07/01/2011

Reported favorably by the Committee on Health Regulation; and withdrawn from the Committee on Budget

CS/SB 1748 (2R1) by the Committee on Health Regulation and Senator Flores—

Abortions; Defines the term "viability" as it relates to the termination of a pregnancy. Restricts the circumstances in which an abortion may be performed in the third trimester or after viability. Requires an abortion clinic to provide conspicuous notice on any form or medium of advertisement that the abortion clinic is prohibited from performing abortions in the third trimester or after viability. Prohibits a termination of pregnancy from being performed in a location other than a validly licensed hospital, abortion clinic, or physician's office, etc. Effective Date: 10/01/2011

Reported favorably as a committee substitute by the Committee on Health Regulation; and withdrawn from the Committees on Criminal Justice; and Budget

*Similar to **CS/CS/HB 1397, 1st Eng.(HC)** in the Committees on Health Regulation; Criminal Justice; and Budget*

CS/SB 2090 (2R1) by the Committees on Governmental Oversight and Accountability, and Governmental Oversight and Accountability—

OGRS/Submission of Competitive Solicitation; Amends provisions which provide an exemption from public records requirements for bids, proposals, or replies submitted to an agency in response to a competitive solicitation. Expands the public records exemption by extending the duration of the exemption. Amends provisions which provide an exemption from public meetings requirements for meetings at which a negotiation with a vendor is conducted and which provide an exemption from public records requirements for recordings of exempt meetings, etc. Effective Date: upon becoming a law

Reported favorably as a committee substitute by the Committee on Governmental Oversight and Accountability; and withdrawn from the Committee on Budget

*Similar to **CS/HB 7223(HC)** in the Committees on Governmental Oversight and Accountability; and Budget*

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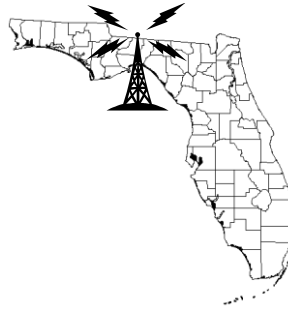
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