



# Journal of the Senate

Number 9—Regular Session

Thursday, March 24, 2011

## CONTENTS

Bills on Third Reading . . . . .	283
Call to Order . . . . .	280
Co-Introducers . . . . .	295
Committee Substitutes, First Reading . . . . .	289
House Messages, First Reading . . . . .	295
House Messages, Returning . . . . .	281
Introduction and Reference of Bills . . . . .	286
Messages From the Governor . . . . .	295
Motions Relating to Committee Reference . . . . .	285
Reference Changes, Rule 4.7(2) . . . . .	293
Reports of Committees . . . . .	286
Resolutions . . . . .	280
Special Guests . . . . .	281, 286
Subcommittee Reference . . . . .	289
Vetoed Bill Consideration . . . . .	281, 283

## CALL TO ORDER

The Senate was called to order by President Haridopolos at 4:00 p.m.  
A quorum present—39:

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Ring
Bogdanoff	Hill	Sachs
Braynon	Jones	Simmons
Dean	Joyner	Siplin
Detert	Latvala	Smith
Diaz de la Portilla	Lynn	Sobel
Dockery	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Excused: Senator Bullard

## PRAYER

The following prayer was offered by Jon Farris, Pastor, Crosspointe Church, Clearwater:

Heavenly Father, we thank you for an opportunity to recognize your presence and your power. Thank you for another great day in the State of Florida, God. We look forward to the future, what this day means, what we will be accomplishing here in this room, God. We know that we can do nothing without you, so we leave it to you and to your presence and to your power. God, I lift up every member, every leader in this room today. I think of them, and pray for them and their families, Father, that you would continue to give them wisdom and guidance in everything they do.

God, I ask that what is accomplished here will bring glory and honor to you, and that you would give us the power to carry out, Father, exactly what your will is in every matter that will be addressed. In your name, we pray. Amen.

## PLEDGE

Senate Pages Edward Amos of Umatilla; Seth Heard of Apopka; Elizabeth Roberts of Ocala; and Jancy Wiggins of Lauderhill, led the Senate in the pledge of allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

On motion by Senator Hill—

By Senator Hill—

**SR 2052**—A resolution recognizing March 24, 2011, as “Community Action Day” in Florida.

WHEREAS, community action agencies were created to fight the war on poverty when the Economic Opportunity Act of 1964 was signed into law, and

WHEREAS, community action agencies comprise America’s poverty-fighting network and have a 47-year history of promoting economic security and self-sufficiency for low-income families, children, and individuals, and

WHEREAS, there are 1,065 community action agencies nationally, with 30 community action agencies supporting 65 of Florida’s 67 counties, and

WHEREAS, in December 2010, the American Community Survey of the United States Census Bureau reported that 14.3 percent of all Americans, nearly 44 million people, were living below the poverty level, that 14.9 percent of Florida’s population, about 2.8 million people, were living below the poverty level, and that in 2009, Florida ranked 19th in the nation in the percentage of its population living below the poverty level, and

WHEREAS, in 2010, the Bureau of Labor Statistics of the United States Department of Labor reported that Florida had a 12 percent unemployment rate, which was higher than the national average of 9 percent, and

WHEREAS, the Food Research and Action Center SNAP/Food Stamp statistics show that in 2009 more than 1.95 million Floridians received food stamps, and

WHEREAS, according to RealtyTrac data released in January 2011, Florida currently ranks third-highest in the nation in its foreclosure rate, up from fourth in the nation in 2009, and

WHEREAS, in 2009, Florida’s community action agencies provided services to 404,858 individuals and 177,425 families, assisting 445 low-income individuals in completing postsecondary education, assisting 2,685 low-income individuals in obtaining preemployment skills, assisting 2,906 unemployed individuals in obtaining employment, assisting 1,261 employed individuals in increasing their employment income and benefits, and assisting 194 low-income persons in purchasing their own homes, and

WHEREAS, in 2009, through the efforts of Florida Community Action, 152,652 low-income Floridians gained employment or obtained support to reduce or eliminate barriers to employment; 17,101 low-income households in Florida achieved an increase in financial assets or financial skills; child and family development was improved for 167,017 Floridians of all ages; 57,473 low-income, vulnerable Floridians were able to maintain secure, independent living situations; 33,539 low-in-

come families in Florida obtained support that reduced or eliminated barriers to family stability; 282,697 low-income individuals and families were provided emergency assistance; 901,821 community opportunities or resources were improved or increased for Florida's low-income citizens; and communities throughout the state were empowered with the mobilization of 47,513 community members and low-income citizens who engaged in activities that supported and promoted their own well-being and that of their community, and

WHEREAS, the Community Services Block Grant, which is the federal investment that creates the infrastructure that enables community action agencies to respond locally to the problems that cause poverty nationwide, faces looming cuts in the proposed 2012 federal budget, yet Florida's Community Action Network remains committed to providing low-income citizens with opportunities to improve their lives and their living conditions through innovative and cost-efficient programs, thus ensuring that all citizens are able to live in dignity, and

WHEREAS, in light of the fact that poverty continues to be a formidable problem in our communities as a result of the national economic recession, it is only fitting that the community action agencies that are at the forefront of this struggle be recognized and commended, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That, in recognition of the hard work, commitment, and dedication of Florida's community action agencies and their invaluable contributions to the well-being of the low-income citizens throughout the state, March 24, 2011, is recognized as "Community Action Day" in Florida.

—was introduced out of order and read by title. On motion by Senator Hill, **SR 2052** was read the second time in full and adopted.

At the request of Senator Gaetz—

By Senator Gaetz—

**SR 2066**—A resolution commending Mary Labyak for her leadership in the hospice movement and for her contributions to improving the quality of end-of-life care for all Americans.

WHEREAS, Mary Labyak is a pioneer in America's hospice movement and has committed more than 30 years of her life to improving the quality of end-of-life care, and

WHEREAS, Mary Labyak provided instrumental leadership in defining hospice care delivery in this state and was a guiding light for the early hospice volunteer movement, and

WHEREAS, Mary Labyak has served as president and chief executive officer of Suncoast Hospice since 1983 and has directed the delivery of high-quality hospice care to patients and families throughout Pinellas County, and

WHEREAS, Mary Labyak is a national beacon of leadership in hospice care, where her voice is respected and honored, and

WHEREAS, the hospice community in Florida and throughout the nation desires to recognize Mary Labyak for her many accomplishments as a hospice advocate and compassionate leader and for improving health care for all, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That Mary Labyak is commended for her notable contributions to advancing the quality of end-of-life care, for her steadfast advocacy of hospice awareness and access, and for her inspirational leadership on behalf of hospice care in this state and across the nation.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Mary Labyak as a tangible token of the sentiments of the Florida Senate.

—**SR 2066** was introduced, read and adopted by publication.

## SPECIAL GUESTS

President Haridopolos introduced former Speaker of the House and former President of FSU T.K. Wetherell, who was present in the chamber leading a group of FSU students who were participating in the shadowing program.

Senator Rich introduced her daughter, Laurie Rich Levinson, newly elected member of the Broward County School Board, who was present in the gallery.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for HB 1207 (2010 Regular Session) by the required constitutional two-thirds of all members voting, the Governor's objections to the contrary notwithstanding, and requests the concurrence of the Senate.

*Robert L. "Bob" Ward, Clerk*

—was referred to the Committee on Rules.

## CONSIDERATION OF VETOED BILL

On motion by Senator Thrasher, by two-thirds vote **CS for CS for HB 1207** (2010 Regular Session) was withdrawn from the Committee on Rules.

On motion by Senator Gardiner, **CS for CS for HB 1207** (2010 Regular Session) together with the Governor's objections thereto was taken up.

**CS for CS for HB 1207**—A bill to be entitled An act relating to campaign financing; amending s. 103.081, F.S.; permitting the use of a political party's name, abbreviation, or symbol by an affiliated party committee under certain circumstances; creating s. 103.092, F.S.; providing for the establishment of affiliated party committees; providing a definition; delineating duties and responsibilities of such committees; amending s. 103.121, F.S.; requiring certain assessments to be paid to an affiliated party committee; amending s. 106.011, F.S.; revising the definition of the term "political committee" to remove certain reporting requirements included in the exclusion of electioneering communications organizations from the definition and to allow contributions to an affiliated party committee; adding an affiliated party committee to the list of entities not considered a political committee under chapter 106, F.S.; revising the definition of the term "independent expenditure" to specify that certain expenditures are not considered an independent expenditure; revising the definition of the term "person" to include an affiliated party committee; revising the definition of the term "filing officer" to expand applicability to electioneering communications organizations; revising the definition of the term "electioneering communication" to conform to certain federal requirements and to delineate what constitutes such a communication; revising the definition of the term "electioneering communications organization"; amending s. 106.021, F.S.; providing that certain expenditures by an affiliated party committee are not considered a contribution or expenditure to or for a candidate; amending s. 106.025, F.S.; exempting an affiliated party committee from certain campaign fund raising requirements; amending s. 106.03, F.S.; revising the registration requirements for electioneering communications organizations; revising the statement of organization requirements; revising rule adoption requirements relating to dissolution of political committees and electioneering communications organizations; amending s. 106.04, F.S.; requiring that a committee of continuous existence report receipts from and transfers to an affiliated party committee; amending s. 106.0701, F.S.; exempting an affiliated party committee from certain filing requirements; amending s. 106.0703, F.S.; consolidating reporting requirements in ch. 106, F.S., applicable to electioneering communications organizations; providing penalties; conforming provisions; amending s. 106.0705, F.S., relating to electronic filing of campaign treasurer's reports; conforming provisions; requiring an affiliated party committee to file certain reports with the Division of Elections; providing that a report filed by the leader and treasurer of an affiliated party committee is considered to be under oath; amending s.

106.071, F.S.; increasing the aggregate amount of expenditures required for filing certain reports related to independent expenditures or electioneering communications; amending s. 106.08, F.S.; removing certain limitations on contributions received by an electioneering communications organization; providing that an affiliated party committee is treated like a political party regarding limitations on contributions; deleting the 28-day restriction on acceptance of certain funds preceding a general election; placing certain restrictions on solicitation for and making of contributions; providing guidelines for acceptance of in-kind contributions; adding an affiliated party committee to entities subject to penalties; creating s. 106.088, F.S.; requiring the subscribing to an oath or affirmation prior to receipt of certain funds; providing the form of the oath; providing penalties; providing that undistributed funds shall be deposited into the General Revenue Fund; amending s. 106.141, F.S.; adding affiliated party committees to the list of entities to which a candidate may donate surplus funds; amending s. 106.143, F.S.; requiring an affiliated party committee, like a political party, to obtain advance approval by a candidate for political advertisements; amending s. 106.1439, F.S.; providing identification requirements for certain electioneering communications; providing an exception for telephone calls; amending s. 106.147, F.S., relating to telephone solicitation disclosure requirements; removing requirements relating to electioneering communication, to conform; revising the definition of the term "person" to include an affiliated party committee; providing penalties; amending s. 106.165, F.S.; adding affiliated party committees to the entities that must use closed captioning and descriptive narrative in all television broadcasts; amending s. 106.17, F.S.; adding affiliated party committees to those entities authorized to conduct polls and surveys relating to candidacies; amending s. 106.23, F.S.; providing that an affiliated party committee shall be provided an advisory opinion by the Division of Elections when requested; amending s. 106.265, F.S.; authorizing the imposition of civil penalties by the Florida Elections Commission for certain violations by an affiliated party committee; amending s. 106.27, F.S.; adding affiliated party committees to those entities subject to certain determinations and legal disposition by the Florida Elections Commission; amending s. 106.29, F.S.; requiring filing of certain reports by an affiliated party committee; providing restrictions on certain expenditures and contributions; providing penalties; amending s. 11.045, F.S., relating to lobbying before the Legislature; excluding contributions and expenditures by an affiliated party committee from the definition of the term "expenditure"; amending s. 112.312, F.S.; providing that certain activities pertaining to an affiliated party committee are excluded from the definition of the term "gift"; amending s. 112.3215, F.S., relating to lobbying before the executive branch or the Constitution Revision Commission; excluding contributions and expenditures by an affiliated party committee from the definition of the term "expenditure"; reenacting ss. 106.011(1)(b), (3), (4), (18), and (19), 106.022(1), 106.03(1)(b), 106.04(5), 106.0703, 106.0705(2)(b), 106.071(1), 106.08(7), 106.1437, 106.1439, and 106.17, F.S., relating to definitions, registered office and agent requirements, registration requirements, prohibited activities for committees of continuous existence, additional reporting requirements, electronic filing requirements, expenditure reports, penalties for violations pertaining to limitations on contributions, miscellaneous advertisements, electioneering communications disclaimers and penalties for failure to include disclaimers, and polls and surveys pertaining to candidacies, to cure and conform; providing an effective date.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

On motions by Senator Gardiner, **CS for CS for HB 1207** (2010 Regular Session) passed by the required constitutional two-thirds vote of the members present and by two-thirds vote was immediately certified to the House. The vote on passage was:

Yeas—30

Mr. President	Evers	Margolis
Alexander	Flores	Montford
Altman	Gaetz	Negron
Benacquisto	Garcia	Norman
Bennett	Gardiner	Oelrich
Bogdanoff	Hays	Richter
Dean	Jones	Ring
Detert	Latvala	Simmons
Diaz de la Portilla	Lynn	Siplin

Storms	Thrasher	Wise
Nays—9		
Braynon	Hill	Sachs
Dockery	Joyner	Smith
Fasano	Rich	Sobel

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed HJR 7105 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

**HJR 7105**—A joint resolution establishing a new effective date for Council Substitute for Committee Substitute for House Bill 1207, an act relating to campaign financing, which bill was passed by the Legislature during the 2010 Regular Session of the Legislature and thereafter vetoed by the Governor; providing for construction of the act in pari materia with laws enacted during the 2010 Regular Session of the Legislature.

On motion by Senator Gardiner, by two-thirds vote—

**HJR 7105**—A joint resolution establishing a new effective date for Council Substitute for Committee Substitute for House Bill 1207, an act relating to campaign financing, which bill was passed by the Legislature during the 2010 Regular Session of the Legislature and thereafter vetoed by the Governor; providing for construction of the act in pari materia with laws enacted during the 2010 Regular Session of the Legislature.

*Be It Resolved by the Legislature of the State of Florida:*

Pursuant to Section 9 of Article III of the State Constitution, Council Substitute for Committee Substitute for House Bill 1207, enacted during the 2010 Regular Session of the Legislature, shall take effect upon becoming a law, the veto of the Governor notwithstanding. If any law amended by this act was also amended by a law enacted during the 2010 Regular Session, such laws shall be construed as if they had been enacted at the same session of the Legislature, and full effect shall be given to each if possible.

—was read the second time in full and by two-thirds vote read the third time by title.

On motions by Senator Gardiner, **HJR 7105** passed and by two-thirds vote was immediately certified to the House. The vote on passage was:

Yeas—31

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Richter
Benacquisto	Gardiner	Ring
Bennett	Hays	Simmons
Bogdanoff	Jones	Siplin
Dean	Latvala	Storms
Detert	Lynn	Thrasher
Diaz de la Portilla	Margolis	Wise
Evers	Montford	
Fasano	Negron	

Nays—8

Braynon	Joyner	Smith
Dockery	Rich	Sobel
Hill	Sachs	

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 7103 (2010 Regular Session) by the required constitutional two-thirds of all members voting, the Governor's objec-

tions to the contrary notwithstanding, and requests the concurrence of the Senate.

*Robert L. "Bob" Ward, Clerk*

—was referred to the Committee on Rules.

### CONSIDERATION OF VETOED BILL

On motion by Senator Thrasher, by two-thirds vote **CS for HB 7103** was withdrawn from the Committee on Rules.

On motion by Senator Alexander, **CS for HB 7103** together with the Governor's objections thereto was taken up.

**CS for HB 7103**—A bill to be entitled An act relating to agriculture; amending s. 163.3162, F.S.; prohibiting a county from enforcing certain limits on the activity of a bona fide farm operation on agricultural land under certain circumstances; prohibiting a county from charging agricultural lands for stormwater management assessments and fees under certain circumstances; allowing an assessment to be collected if credits against the assessment are provided for implementation of best management practices; providing exemptions from certain restrictions on a county's powers over the activity on agricultural land; providing a definition; providing for application; creating s. 163.3163, F.S.; creating the "Agricultural Land Acknowledgement Act"; providing legislative findings and intent; providing definitions; requiring an applicant for certain development permits to sign and submit an acknowledgement of certain contiguous agricultural lands as a condition of the political subdivision issuing the permits; specifying information to be included in the acknowledgement; requiring that the acknowledgement be recorded in the official county records; authorizing the Department of Agriculture and Consumer Services to adopt rules; amending s. 205.064, F.S.; authorizing a person selling certain agricultural products who is not a natural person to qualify for an exemption from obtaining a local business tax receipt; amending s. 322.01, F.S.; revising the term "farm tractor" for purposes of drivers' licenses; amending s. 604.15, F.S.; revising the term "agricultural products" to make tropical foliage exempt from regulation under provisions relating to dealers in agricultural products; amending s. 604.50, F.S.; exempting farm fences from the Florida Building Code; revising the term "nonresidential farm building"; exempting nonresidential farm buildings and farm fences from county and municipal codes and fees; specifying that the exemptions do not apply to code provisions implementing certain floodplain regulations; amending s. 624.4095, F.S.; requiring that gross written premiums for certain crop insurance not be included when calculating the insurer's gross writing ratio; requiring that liabilities for ceded reinsurance premiums be netted against the asset for amounts recoverable from reinsurers; requiring that insurers who write other insurance products disclose a breakout of the gross written premiums for crop insurance; amending s. 823.145, F.S.; expanding the materials used in agricultural operations that may be disposed of by open burning; providing certain limitations on open burning; providing an effective date.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

On motions by Senator Alexander, **CS for HB 7103** (2010 Regular Session) passed by the required constitutional two-thirds vote of the members present and by two-thirds vote was immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Montford
Alexander	Flores	Negron
Altman	Gaetz	Norman
Benacquisto	Garcia	Oelrich
Bennett	Gardiner	Rich
Bogdanoff	Hays	Richter
Braynon	Hill	Ring
Dean	Jones	Sachs
Detert	Joyner	Simmons
Diaz de la Portilla	Latvala	Siplin
Dockery	Lynn	Sobel
Evers	Margolis	Storms

Thrasher Wise

Nays—1

Smith

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed HJR 7103 and requests the concurrence of the Senate.

*Robert L. "Bob" Ward, Clerk*

**HJR 7103**—A joint resolution establishing a new effective date for Council Substitute for House Bill 7103, an act relating to agriculture, which bill was passed by both houses of the Legislature during the 2010 Regular Session of the Legislature and thereafter vetoed by the Governor.

On motion by Senator Alexander, by two-thirds vote—

**HJR 7103**—A joint resolution establishing a new effective date for Council Substitute for House Bill 7103, an act relating to agriculture, which bill was passed by both houses of the Legislature during the 2010 Regular Session of the Legislature and thereafter vetoed by the Governor.

*Be It Resolved by the Legislature of the State of Florida:*

Pursuant to Section 9 of Article III of the State Constitution, Council Substitute for House Bill 7103, enacted during the 2010 Regular Session of the Legislature, shall take effect upon becoming a law, the veto of the Governor notwithstanding.

—was read the second time in full and by two-thirds vote read the third time by title.

On motions by Senator Alexander, **HJR 7103** passed and by two-thirds vote was immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Ring
Bogdanoff	Hill	Sachs
Braynon	Jones	Simmons
Dean	Joyner	Siplin
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Storms
Dockery	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	

Nays—1

Smith

### BILLS ON THIRD READING

**CS for SB 1970**—A bill to be entitled An act relating to public records; amending s. 11.51, F.S.; creating an exemption from public-records requirements for work papers held by the Office of Program Policy Analysis and Government Accountability which relate to an authorized project or a research product; providing for retroactive application; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Thrasher, **CS for SB 1970** was passed by the required constitutional two-thirds vote of the members present and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Ring
Bogdanoff	Hill	Sachs
Braynon	Jones	Simmons
Dean	Joyner	Siplin
Detert	Latvala	Smith
Diaz de la Portilla	Lynn	Sobel
Dockery	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

**CS for SB 84**—A bill to be entitled An act relating to community colleges; amending s. 1000.21, F.S.; renaming Gulf Coast Community College as “Gulf Coast State College”; renaming Pensacola Junior College as “Pensacola State College”; renaming St. Johns River Community College as “St. Johns River State College”; renaming Valencia Community College as “Valencia College”; amending ss. 288.8175, 1004.74, and 1004.75, F.S., relating to linkage institutes, the Florida School of the Arts, and the consolidation of certain training schools; conforming provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Lynn, **CS for SB 84** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Sachs
Bogdanoff	Hill	Simmons
Braynon	Jones	Siplin
Dean	Joyner	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Storms
Dockery	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	

Nays—None

**CS for SB 478**—A bill to be entitled An act relating to property taxation; amending s. 95.051, F.S.; tolling the expiration period of a tax certificate and the statute of limitations relating to proceedings involving tax lien certificates or tax deeds during the period of an intervening bankruptcy; amending ss. 197.102, 197.122, 197.123, 197.162, 197.172, 197.182, 197.222, 197.2301, 197.322, 197.332, 197.343, 197.344, 197.3635, 197.373, 197.402, 197.403, 197.413, 197.414, 197.4155, 197.416, 197.417, 197.432, 197.4325, 197.442, 197.443, 197.462, 197.472, 197.473, 197.482, 197.492, 197.582, and 197.602, F.S.; revising, updating, and consolidating provisions of ch. 197, F.S., relating to definitions, tax collectors, lien of taxes, returns and assessments, unpaid or omitted taxes, discounts, interest rates, Department of Revenue responsibilities, tax bills, judicial sales, prepayment of taxes, assessment rolls, duties of tax collectors, tax notices, delinquent taxes, lienholders, special assessments, non-ad valorem assessments, tax payments, distribution of taxes, advertisements of property with delinquent taxes, attachment, delinquent personal property taxes, sales of property, tax certificates, tax deeds, tax sales, and proceedings involving the validity of a tax deed;

amending s. 197.502, F.S.; revising provisions relating to applications for tax deeds; providing payment requirements; amending s. 197.542, F.S.; revising the minimum deposit after becoming the highest bidder for a tax deed; requiring a clerk to readvertise the sale of a tax deed if a previous buyer failed to make full payment for the tax deed; creating s. 197.146, F.S.; authorizing tax collectors to issue certificates of correction to tax rolls and outstanding delinquent taxes for uncollectable personal property accounts; requiring the tax collector to notify the property appraiser; providing construction; creating ss. 197.2421 and 197.2423, F.S., transferring, renumbering, and amending ss. 197.253, 197.303, and 197.3071, F.S., and amending ss. 197.243, 197.252, 197.254, 197.262, 197.263, 197.272, 197.282, 197.292, 197.301, and 197.312, F.S.; revising, updating, and consolidating provisions of ch. 197, F.S., relating to deferral of tax payments for real property, homestead property, recreational and commercial working waterfront property, and affordable rental property; creating s. 197.4725, F.S.; providing authorization and requirements for purchase of county-held tax certificates; specifying required amounts to be paid; providing for fees; providing for electronic services; amending s. 192.0105, F.S.; providing that the right to a discount for the early payment of taxes does not apply to certain partial payments of taxes; clarifying a taxpayer's right to redeem real property and tax certificates; clarifying that a property owner may not be contacted by the holder of a tax certificate for 2 years following the date the certificate is issued; providing that s. 197.122, F.S., applies in certain circumstances; providing for the obligation of the property owner to obtain certain information; correcting cross-references; amending ss. 194.011, 194.013, 196.011, and 197.374, F.S.; conforming cross-references; creating s. 197.603, F.S.; providing legislative intent; repealing s. 197.202, F.S., relating to destruction of 20-year-old tax receipts; repealing s. 197.242, F.S., relating to a short title; repealing ss. 197.304, 197.3041, 197.3042, 197.3043, 197.3044, 197.3045, 197.3046, 197.3047, 197.307, 197.3072, 197.3073, 197.3074, 197.3075, 197.3076, 197.3077, 197.3078, and 197.3079, F.S., relating to deferrals of tax payments; providing an effective date.

—as amended March 23 was read the third time by title.

On motion by Senator Thrasher, **CS for SB 478** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Sachs
Bogdanoff	Hill	Simmons
Braynon	Jones	Siplin
Dean	Joyner	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Storms
Dockery	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	

Nays—None

**CS for SB 444**—A bill to be entitled An act relating to scrutinized companies; creating s. 287.135, F.S.; providing definitions; prohibiting a state agency or local governmental entity from contracting for goods and services of more than a certain amount with a company that is on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List; providing for a contract provision that allows for termination of the contract if the company is found to have been placed on such list; providing exceptions; providing for a civil action; providing penalties, including attorney's fees and costs; providing a statute of repose; prohibiting a private right of action; requiring the Department of Management Services to notify the Attorney General after the act becomes law; providing that the act becomes inoperative if federal law ceases to authorize states to enact such contracting prohibitions; providing an effective date.

—was read the third time by title.

On motion by Senator Bogdanoff, **CS for SB 444** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Sachs
Bogdanoff	Hill	Simmons
Braynon	Jones	Siplin
Dean	Joyner	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Storms
Dockery	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	
Flores	Norman	

Nays—None

Vote after roll call:

Yea—Alexander

---

**SB 228**—A bill to be entitled An act relating to the code of student conduct; amending s. 1006.07, F.S.; requiring the district school board to include in the code of student conduct adopted by the board an explanation of the responsibilities of each student with regard to appropriate dress and respect for self and others and the role that appropriate dress and respect for self and others has on an orderly learning environment; requiring each district school board to adopt a dress code policy that prohibits a student, while on the grounds of a public school during the regular school day, from wearing clothing that exposes underwear or body parts in an indecent or vulgar manner or that disrupts the orderly learning environment; providing disciplinary actions for students who violate the dress code; amending s. 1006.15, F.S.; providing that adherence to appropriate dress and other codes of student conduct is a prerequisite for a student to be eligible to participate in inter-scholastic extracurricular student activities; reenacting s. 1002.23(7), F.S., relating to a parent guide to successful student achievement to be adopted by each school district board, to incorporate the amendment made to s. 1006.07, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Siplin, **SB 228** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Sachs
Bogdanoff	Hill	Simmons
Braynon	Jones	Siplin
Dean	Joyner	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Storms
Dockery	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	

Nays—None

---

**SB 344**—A bill to be entitled An act relating to animal cruelty; creating s. 828.126, F.S.; providing definitions; prohibiting specified activities with an animal; prohibiting specified related activities; providing penalties; providing that the act does not apply to certain husbandry,

conformation judging, and veterinary practices; providing an effective date.

—as amended March 23 was read the third time by title.

On motion by Senator Rich, **SB 344** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Sachs
Bogdanoff	Hill	Simmons
Braynon	Jones	Siplin
Dean	Joyner	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Storms
Dockery	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	

Nays—None

---

**CS for SB 146**—A bill to be entitled An act relating to criminal justice; providing a short title; providing legislative intent; requiring state agencies and regulatory boards to prepare reports that identify and evaluate restrictions on licensing and employment for ex-offenders; amending s. 112.011, F.S.; prohibiting state agencies from denying an application for a license, permit, certificate, or employment based on a person's lack of civil rights; providing an exception; amending s. 768.096, F.S.; revising the presumption against negligent hiring of an employee in circumstances in which a background investigation of a prospective employee revealed that the employee was unsuitable for the context of the employment in general; providing an effective date.

—as amended March 23 was read the third time by title.

On motion by Senator Smith, **CS for SB 146** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Hays	Ring
Bogdanoff	Hill	Sachs
Braynon	Jones	Simmons
Dean	Joyner	Siplin
Detert	Latvala	Smith
Diaz de la Portilla	Lynn	Sobel
Dockery	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Diaz de la Portilla, by two-thirds vote **SB 800**, **SB 806**, **SB 1814**, **SB 1834**, and **SB 1910** were withdrawn from the committees of reference and further consideration.

On motion by Senator Margolis, by two-thirds vote **SB 836** and **SB 1132** were withdrawn from the committees of reference and further consideration.

On motion by Senator Thrasher, by two-thirds vote **SB 2044** was withdrawn from the Committees on Commerce and Tourism; and Budget; and referred to the Committees on Community Affairs; and Budget.

---

#### SPECIAL GUESTS

Senator Smith introduced his wife, Desorae; and sons, Christopher and Christian who were present in the gallery.

#### REPORTS OF COMMITTEES

The Committee on Budget Subcommittee on Education Pre-K - 12 Appropriations recommends the following pass: SB 1466; SB 1996

The Committee on Education Pre-K - 12 recommends the following pass: SB 1822

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 90; CS for SB 312; CS for SB 314; SB 330; CS for SB 380; CS for SB 480

**The bills contained in the foregoing reports were referred to the Committee on Budget under the original reference.**

---

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SB 1214

**The bill was referred to the Committee on Education Pre-K - 12 under the original reference.**

---

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SB 850

**The bill was referred to the Committee on Environmental Preservation and Conservation under the original reference.**

---

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 420; SB 568; SB 570; SB 602

**The bills were referred to the Committee on Rules under the original reference.**

---

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SB 904

**The bill was referred to the Committee on Transportation under the original reference.**

---

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1286; SB 1316; SB 1568

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1844

The Committee on Health Regulation recommends a committee substitute for the following: SB 1736

The Committee on Judiciary recommends a committee substitute for the following: SB 1592

The Committee on Transportation recommends committee substitutes for the following: SB 792; SB 1716

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Budget under the original reference.**

---

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 386

The Committee on Judiciary recommends a committee substitute for the following: SB 1072

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.**

---

The Committee on Transportation recommends a committee substitute for the following: SB 1434

**The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.**

---

The Committee on Judiciary recommends a committee substitute for the following: SB 328

**The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.**

---

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 648

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 572; SB 600

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.**

---

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1124

**The bill with committee substitute attached was referred to the Committee on Transportation under the original reference.**

#### INTRODUCTION AND REFERENCE OF BILLS

##### FIRST READING

By Senator Lynn—

**SB 1624**—A bill to be entitled An act relating to outdoor theaters; repealing ch. 555, F.S., relating to access to public roads from outdoor theaters; removing provisions for entrances, exits, enclosures, vehicle storage, screen orientation, tower location, and driveway lighting; removing requirements for a qualifying certificate to prove compliance with agency regulations prior to issuance of an occupational license by the tax collector; providing an effective date.

—was referred to the Committee on Transportation.

---

**Senate Bills 1626-2042**—Previously referenced.

---

By the Committee on Budget Subcommittee on Finance and Tax—

**SB 2044**—A bill to be entitled An act relating to tax administration; repealing ss. 202.31 and 212.10, F.S., relating to liability for taxes following the sale of a business; amending s. 212.12, F.S.; clarifying provisions imposing certain penalties for noncompliance with requirements for reporting taxes; creating s. 212.131, F.S.; authorizing the Department of Revenue to require that sellers of alcoholic beverages or tobacco products file information reports of sales of those products to retailers in the state; defining terms; requiring that the report be filed electronically; providing for certain exceptions; specifying the period for reporting information; providing a penalty for failure of a seller to provide the information report when due; amending s. 212.14, F.S.; authorizing the department to adopt rules to administer provisions requiring dealers to provide a cash deposit, bond, or other security upon the request of the

department; defining the term “person” for purposes of such requirement; authorizing the Department of Revenue to adopt emergency rules; amending s. 213.053, F.S.; authorizing the department to release unemployment tax rate information to certain additional agents providing payroll services for employers; conforming a cross-reference; amending s. 213.758, F.S.; defining the terms “business,” “financial institution,” “insider,” “stock of goods,” and “tax” and clarifying the definition of the term “transfer” for purposes of provisions establishing tax liability following the disposition of a business; requiring that a final return be filed with the department within a specified time; requiring that an audit be performed within a specified period under certain circumstances; prohibiting a transferee who is liable for unpaid tax from continuing to engage in business; providing for an exception following the posting of a bond or other security; authorizing the Department of Legal Affairs to seek an injunction following prior written notice to the taxpayer; providing that under certain circumstances the transferor and transferee are jointly and severally liable for payment of the tax; providing procedures for determining the maximum liability of the transferee of a business; eliminating provisions authorizing rulemaking by the Department of Revenue; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to release photographs or digital images to the Department of Revenue in order to identify individuals for purposes of tax administration; amending s. 443.131, F.S.; providing for a reduction in the standard rate of unemployment tax for an employer that produces certain work records to the state agency providing tax collection services; providing effective dates.

—was referred to the Committees on Commerce and Tourism; and Budget.

---

**SR 2046**—Previously referenced.

---

By Senator Braynon—

**SB 2048**—A bill to be entitled An act relating to Medicaid; amending s. 409.912, F.S.; authorizing the Agency for Health Care Administration, in collaboration with the Department of Health, to develop a home and community-based services Medicaid waiver program to serve children diagnosed with Trisomy 18, subject to federal waiver approval, the availability of funds, and certain limitations; providing rulemaking authority; providing a short title; establishing the Health and Wellness Recruitment Act; providing a purpose; requiring the Florida Public Health Institute, Inc., and the Department of Health, in cooperation with state and local governments, to create and administer plans to reduce the cost of health care services to adults and children, including, but not limited to, those persons participating in the Medicaid program or Medicare program, throughout the state by providing education, services, and treatment through health care professionals and providers within a specified period of time; requiring the Florida Public Health Institute, Inc., and the Department of Health to submit the plans to the Governor and Legislature; requiring the Florida Public Health Institute, Inc., and the department to revise the plans every 2 years; requiring the Florida Public Health Institute, Inc., and the Department of Health, in consultation with health care stakeholders, to construct, in the most cost-efficient manner, the plans in accordance with the best interests of educational institutions, professionals, providers, and businesses in the health care industry in this state; requiring the Department of Health to provide administrative and staff support services and office space; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Regulation; Community Affairs; and Budget.

---

By Senator Braynon—

**SB 2050**—A bill to be entitled An act relating to destination resorts; amending s. 20.21, F.S.; creating the Destination Resort Commission within the Department of Revenue; amending s. 120.80, F.S.; exempting the Destination Resort Commission from specified provisions of the Administrative Procedure Act; creating the Destination Resort Act; providing definitions; providing that the Destination Resort Commission is a separate budget entity from the Department of Revenue; providing for the appointment and qualifications of members of the commission; providing for the selection of the chair and vice chair of the commission; providing that the chair is the administrative head of the commission;

specifying the responsibilities of the chair; providing that the commission serves as the agency head for purposes of the Administrative Procedure Act; providing that the executive director of the commission may serve as the agency head for purposes of final agency action within the authority delegated by the commission; specifying the powers of the commission, including the power to authorize limited gaming at up to five destination resorts, conduct investigations, issue subpoenas, take enforcement actions, and create an invitation to negotiate process to evaluate applications for a resort license; specifying the jurisdiction of the commission, the Department of Law Enforcement, and local law enforcement agencies to investigate criminal violations relating to limited gaming; requiring the commission to revoke or suspend the license of a person who was unqualified at the time of licensure or who is no longer qualified to be licensed; authorizing the commission to adopt rules relating to the types of gaming authorized, requirements for the issuance, renewal, revocation, and suspension of licenses, the disclosure of financial interests, procedures to test gaming equipment, procedures to verify gaming revenues and the collection of taxes, requirements for gaming equipment, procedures relating to a facilities-based computer system, bond requirements of resort licensees, the maintenance of records, procedures to calculate the payout percentages of slot machines, security standards, the scope and conditions for investigations and inspections into the conduct of limited gaming, the seizure of gaming equipment and records without notice or a warrant, employee drug-testing programs, and the payment of costs, fines, and application fees; authorizing the commission to adopt emergency rules; exempting the rules from specified provisions of the Administrative Procedure Act; authorizing the commission to employ law enforcement officers; specifying the qualifications and powers of law enforcement officers employed by the commission; providing for the appointment, qualifications, and powers of the executive director of the commission; specifying persons who may not be employed by the commission; requiring the commission to adopt a code of ethics for its employees, members, and agents; specifying prohibited financial interests and relationships; imposing post-employment restrictions on members, employees, and agents of the commission; restricting the political activities of members, employees, and agents of the commission; prohibiting commissioners, employees, and agents of the commission from wagering under certain circumstances; requiring members, employees, and agents of the commission to annually disclose certain financial interests; specifying conditions under which members, employees, and agents of the commission must immediately disclose certain financial matters, criminal matters, employment negotiations, the offering or acceptance of gifts, and the offering of a bribe; prohibiting ex parte communications between applicants or licensees and members of the commission; requiring parties to an ex parte communication to disclose the substance of the communication; authorizing the imposition of a fine on a member of the commission who fails to disclose an ex parte communication; authorizing the Commission on Ethics to investigate complaints alleging an ex parte communication; requiring the Commission on Ethics to provide a report of its findings to the Governor if it finds that a commissioner violated the prohibitions on ex parte communications; authorizing the Commission on Ethics to bring an action against a commissioner to collect any penalties assessed; prohibiting a person who participated in an ex parte communication from appearing or representing a person before the commission for a certain time; specifying grounds for removal or termination of employment of commissioners and employees who violate the laws regulating limited gaming; preempting the regulation of limited gaming at a destination resort to the state; requiring the commission to develop an invitation to negotiate process to award a resort license; specifying the minimum criteria that an applicant must meet to be awarded a destination resort license; specifying events that disqualify an applicant from eligibility for a resort license; specifying the information that must be on or included with an application for a resort license; specifying the amount of a nonrefundable application fee for a resort license to be used to defray the costs of an investigation of the applicant; authorizing the imposition of additional fees if the amount of the application fee is insufficient to cover the costs of the investigation; requiring the payment of a one-time licensing fee to be submitted along with an application for a resort license; requiring the executive director to notify an applicant for a resort license if the application is incomplete; authorizing the applicant to have an informal conference with the executive director to discuss an incomplete application; authorizing the executive director to grant an extension to complete an application; providing for the stay of the award of a resort license during an extension or the appeal to the commission of a finding by the executive director that an application is incomplete; exempting an institutional investor that is a qualifier for a



resort licensee from certain application requirements under certain circumstances; requiring notice to the commission of any changes that may require a person to comply with the full application requirements; exempting lending institutions and underwriters from licensing requirements as a qualifier under certain circumstances; specifying conditions for a resort licensee to maintain licensure; requiring that the licensee post a bond; requiring the commission to renew the license of a resort licensee if the licensee satisfies specified conditions; specifying an annual fee for the renewal of a resort license; imposing a tiered gross receipts tax based on the amount of a resort licensee's infrastructure costs; providing for the deposit of the tax into the Destination Resort Trust Fund; providing for certain unappropriated funds in the Destination Resort Trust Fund to be deposited into the General Revenue Fund, the Tourism Promotional Trust Fund, the Employment Security Administration Trust Fund, and the Transportation Disadvantaged Trust Fund; providing for the proceeds of the gross receipts tax to fund the operations of the commission; providing procedures for the submission and processing of fingerprints of certain persons regulated by the commission; providing that the cost of processing the fingerprints shall be borne by a licensee or applicant; requiring a person to report to the commission certain pleas and convictions for disqualifying offenses; requiring a resort licensee to train its employees about compulsive gambling; requiring a resort licensee to work with a compulsive gambling prevention program; requiring the commission to contract for services relating to the prevention of compulsive gambling; providing for the commission's compulsive gambling prevention program to be funded from a regulatory fee imposed on resort licensees; requiring a person to have a supplier's license to furnish certain goods and services to a resort licensee; specifying the amount of the application fee for a supplier's license; specifying persons who are disqualified from receiving a supplier's license; specifying circumstances under which the commission may revoke a supplier's license; authorizing the commission to adopt rules relating to the licensing of suppliers; requiring a supplier licensee to furnish a list of gaming devices and equipment to the commission, maintain records, file quarterly returns, and affix its name to the gaming equipment and supplies that it offers; requiring that the supplier licensee annually report its inventory to the commission; authorizing the commission to revoke a supplier's license under certain circumstances; providing that the equipment of a supplier's licensee which is used in unauthorized gaming will be forfeited to the county where the equipment is found; imposing a criminal penalty on a person who knowingly makes a false statement on an application for a supplier's license; requiring a person to have an occupational license to serve as a limited gaming employee of a resort licensee; requiring a person to apply to the commission for an occupational license and pay an application fee; specifying information that an applicant must include in an application for an occupational license; specifying grounds for the commission to deny an application for an occupational license; imposing a criminal penalty on a person who knowingly makes a false statement on an application for an occupational license; authorizing the executive director of the commission to issue a temporary occupational or temporary supplier's license under certain circumstances; requiring the commission to file quarterly reports with the Governor, the President of the Senate, and the Speaker of the House of Representatives; specifying procedures for the conduct of proceedings by the commission; authorizing the chair of the commission to assign a proceeding to less than the full commission; providing procedures for the resolution of certain disputes between a resort licensee and a patron; requiring a resort licensee to notify the commission of certain disputes with a patron involving amounts of \$500 or more; requiring a resort licensee to notify a patron of the right to file a complaint with the commission regarding certain disputes of an amount less than \$500; authorizing the commission to investigate disputes and to order a resort licensee to make a payment to a patron; providing for the enforcement of credit instruments; authorizing a resort licensee to accept an incomplete credit instrument and to complete incomplete credit instruments under certain circumstances; providing that existence of a mental disorder is not a defense or a valid counterclaim in an action to enforce a credit instrument; authorizing the commission to adopt rules prescribing the conditions under which a credit instrument may be presented to a bank; providing that a resort licensee has the right to exclude a person from its limited gaming facility; authorizing a person to request that the commission exclude her or him from limited gaming facilities; specifying the required contents of the request; providing that a self-excluded person who is found on a gaming floor may be arrested and prosecuted for criminal trespass; providing that a self-excluded person holds harmless the commission and licensees from claims for losses and damages under certain circumstances; amending s.

849.15, F.S.; authorizing slot machine gaming in a resort licensee and the transportation of slot machines pursuant to federal law; amending s. 849.231, F.S.; providing that a prohibition on gambling devices does not apply to limited gaming as authorized in the act; amending s. 849.25, F.S.; providing that a prohibition on gaming does not apply to limited gaming as authorized in the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Budget.

---

#### Senate Resolutions 2052-2054—Not referenced.

---

By the Committee on Rules Subcommittee on Ethics and Elections—

**SB 2056**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.3215, F.S., which provides exemptions from public-records and public-meeting requirements for records and meetings related to audits and investigations conducted by the Commission on Ethics of alleged violations of certain lobbyist registration and reporting requirements; saving the exemptions from repeal under the Open Government Sunset Review Act; removing the scheduled repeal of the exemptions; providing an effective date.

—was referred to the Committees on Rules; and Governmental Oversight and Accountability.

---

#### Senate Resolutions 2058-2060—Not referenced.

---

By the Committee on Children, Families, and Elder Affairs—

**SB 2062**—A bill to be entitled An act relating to persons with developmental disabilities; amending s. 393.067, F.S.; prohibiting monitoring requirements that mandate pornographic materials be available in residential facilities that serve clients of the Agency for Persons with Disabilities; amending s. 393.11, F.S.; requiring the court to order a person involuntarily admitted to residential services to be released to the agency for appropriate residential services; forbidding 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; requiring the agency to notify the committing court of a person's transfer within a specified time; amending s. 916.1093, F.S.; requiring the agency to ensure that there are sufficient community-based placements for defendants charged with sex offenses; amending s. 916.3025, F.S.; requiring that the court order a person involuntarily admitted to residential services after criminal charges have been dismissed be released to the agency for appropriate residential services; creating a task force to develop input for the creation of certain guidelines and procedures for providers of residential services; providing for membership of the task force; requiring the task force to seek input from certain pertinent entities; requiring the Agency for Persons with Disabilities to provide administrative support to the task force; requiring the task force to submit its findings to the Legislature; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Budget.

---

By the Committee on Children, Families, and Elder Affairs—

**SB 2064**—A bill to be entitled An act relating to mental health and substance abuse treatment; amending s. 916.106, F.S.; redefining the term "court" to include county courts in certain circumstances; amending s. 916.13, F.S.; requiring the Department of Children and Family Services to provide a discharged defendant with up to a 7-day supply of psychotropic medication when he or she is returning to jail from a state treatment facility; requiring the department to prescribe a specified formulary when filling prescriptions for psychotropic medications; amending s. 916.17, F.S.; authorizing a county court to order the conditional release of a defendant for the provision of outpatient care and treatment; creating s. 916.185, F.S.; creating the Forensic Hospital Diversion Pilot Program; providing legislative intent; providing definitions; requiring the Department of Children and Family Services to implement a Forensic Hospital Diversion Pilot Program in three specified judicial

circuits; providing the scope of eligibility for the pilot program; providing legislative intent concerning training; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and Legislature; amending s. 951.23, F.S.; defining the term “facility” for purposes of the administration of county and municipal detention facilities to include detention facilities and residential probation centers; requiring county and municipal detention facilities to use a formulary approved by the Department of Children and Family Services when prescribing psychotropic medications for defendants discharged from state treatment facilities; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Budget.

## BILLS REFERRED TO SUBCOMMITTEE

March 24, 2011

Pursuant to Senate Rule 4.6(4), the following has been referred to the Rules Subcommittee on Ethics and Elections which will report to this standing committee within 60 days: SB 2056.

*Senator John Thrasher, Chair  
Committee on Rules*

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Judiciary; and Senator Margolis—

**CS for SB 328**—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; authorizing a sheriff to charge a fee for processing a writ of execution; authorizing a person to provide the sheriff with an electronic copy of a process for service; amending s. 48.031, F.S.; directing a process server to place required information on the first page of at least one of the processes served; requiring a process server to list all initial pleadings delivered and served along with the process on the return-of-service form; requiring the person issuing the process to file the return-of-service form with the court; granting authorized process servers unannounced access to specified residential areas where a defendant or witness resides or is known to be; amending s. 48.081, F.S.; authorizing a person attempting to serve process on the registered agent of a corporation to serve the process, in specified circumstances, on any employee of the registered agent during the first attempt at service even if the registered agent is temporarily absent from his or her office; amending s. 48.21, F.S.; requiring a process server to sign the return-of-service form; authorizing an employee of a sheriff to sign a return-of-service form electronically; providing that the failure to sign a return-of-service form invalidates the service and subjects the process server to a fine; amending s. 48.29, F.S.; directing a process server to place required information on the first page of at least one of the processes served; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Bogdanoff, Fasano, and Gaetz—

**CS for SB 386**—A bill to be entitled An act relating to preference to Florida businesses in procurement of personal property and services; providing a short title; amending s. 283.35, F.S.; requiring an agency, county, municipality, school district, or other political subdivision of the state to grant a specified preference to a vendor located within the state when awarding a contract for printing under certain circumstances; specifying the percentages of preference to be granted; amending s. 287.084, F.S.; requiring, rather than authorizing, an agency, county, municipality, school district, or other political subdivision of the state in making purchases of personal property through competitive solicitation to award a preference to the lowest responsible and responsive vendor having a principal place of business within this state under specified circumstances; specifying the percentages of preference to be granted; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Judiciary—

**CS for SB 572**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 744.7082, F.S., which provides an exemption from public-records requirements for information that identifies certain donors or prospective donors to the direct-support organization for the Statewide Public Guardianship Office; removing superfluous and duplicative language; repealing s. 2, ch. 2006-179, Laws of Florida, which provides for repeal of the exemption; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice—

**CS for SB 600**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides an exemption from public-records requirements for identification and location information of certain current and former employees of the Department of Juvenile Justice and their family members; revising the job classifications specified in the exemption to reflect those classifications used by the department; removing the scheduled repeal of the exemption; providing an effective date.

By the Committee on Banking and Insurance; and Senator Joyner—

**CS for SB 648**—A bill to be entitled An act relating to estates; creating s. 90.5021, F.S.; creating a fiduciary lawyer-client privilege; providing that the lawyer-client privilege applies to the communications between a lawyer and a client that is a fiduciary; providing that the act does not affect the crime or fraud exception to the lawyer-client privilege; amending s. 732.102, F.S.; revising provisions relating to the intestate share of a surviving spouse; creating s. 732.615, F.S.; providing a right to reform the terms of a will to correct mistakes; creating s. 732.616, F.S.; providing a right to modify the terms of a will to achieve tax objectives; creating s. 733.1061, F.S.; providing for a court to award fees and costs in reformation and modification proceedings either against a party's share in the estate or in the form of a personal judgment against a party individually; amending s. 732.5165, F.S.; clarifying that a revocation of a will is subject to challenge on the grounds of fraud, duress, mistake, or undue influence; amending s. 732.518, F.S.; specifying that a challenge to the revocation of a will may not be commenced before the testator's death; amending s. 733.212, F.S.; requiring a notice of administration to state that the fiduciary lawyer-client privilege applies with respect to the personal representative and his or her attorney; amending s. 736.0207, F.S.; clarifying when a challenge to the revocation of a revocable trust may be brought; amending s. 736.0406, F.S.; providing that the creation of a trust amendment or trust restatement and the revocation of a trust are subject to challenge on the grounds of fraud, duress, mistake, or undue influence; amending s. 736.0813, F.S.; providing that the fiduciary lawyer-client privilege applies to communications between a trustee and an attorney employed by the trustee; amending s. 744.441, F.S.; limiting the circumstances under which a guardian of an incapacitated person may bring a challenge to a settlor's revocation of a revocable trust; amending s. 736.0201, F.S.; clarifying that certain payments by a trustee from trust assets are not taxation of attorney's fees and costs subject to a specified Rule of Civil Procedure; providing for application of the act; providing effective dates.

By the Committee on Transportation; and Senator Diaz de la Portilla—

**CS for SB 792**—A bill to be entitled An act relating to driving without a valid driver's license; amending s. 318.18, F.S.; providing an additional fine for a violation of specified provisions relating to driving with a canceled, suspended, or revoked driver's license or driving privilege; providing increased fine amounts for second or subsequent violations; amending s. 318.21, F.S.; providing for distribution of such fines collected; amending s. 322.34, F.S.; deleting a knowledge element for conviction of the offense of driving while a person's driver's license or driving privilege is canceled, suspended, or revoked; requiring immediate impoundment of the motor vehicle; conforming provisions; revising penalties for knowingly driving while the driver's license or driving privilege is

canceled, suspended, or revoked; revising procedures for impoundment of the vehicle; providing an effective date.

---

By the Committee on Judiciary; and Senator Latvala—

**CS for SB 1072**—A bill to be entitled An act relating to the recording of real property documents; creating s. 695.28, F.S.; establishing that certain electronic documents accepted for recordation are validly recorded; providing legislative intent; providing for prospective and retroactive application; providing an effective date.

---

By the Committee on Education Pre-K - 12; and Senators Montford, Lynn, and Wise—

**CS for SB 1124**—A bill to be entitled An act relating to public school buses; amending s. 1006.25, F.S.; providing for district school board policies that authorize commercial advertisements on school buses; providing policy requirements relating to reimbursement to the school district, prohibited advertisements, and signage and equipment standards; requiring a school bus to be withdrawn from use under certain circumstances; providing for the remittance and allocation of revenue; providing an effective date.

---

By the Committee on Banking and Insurance; and Senator Bennett—

**CS for SB 1286**—A bill to be entitled An act relating to state reciprocity in workers' compensation claims; creating s. 440.094, F.S.; providing extraterritorial coverage for employees of this state who temporarily leave this state incidental to his or her employment; exempting certain employees from another state working in this state and the employers of such employees from the workers' compensation law of this state under certain conditions; providing that the benefits under the workers' compensation insurance or similar laws of the other state are the exclusive remedy against the employer for any injury received by an employee working temporarily in this state; providing requirements for the establishment of prima facie evidence that the employer carries certain workers' compensation insurance; requiring courts to take judicial notice of the construction of certain laws; requiring an employee having a claim under the workers' compensation law of another state, territory, province, or country for the same injury as the claim filed in this state, to have the total amount of compensation paid under another workers' compensation law be credited against the compensation due under the state workers' compensation law; providing criteria for employees to be considered temporarily in a state; providing for the application of the act to a claim; amending s. 440.12, F.S.; authorizing a worker's compensation insurance carrier to provide compensation payments through the use of prepaid cards under certain circumstances; requiring the carrier to maintain records of the payments made and the time and manner of the payments; amending s. 440.20, F.S.; providing that the obligation of a workers' compensation insurance carrier to pay compensation directly to an employee is satisfied by providing compensation through the use of a prepaid card; providing an effective date.

---

By the Committee on Banking and Insurance; and Senator Detert—

**CS for SB 1316**—A bill to be entitled An act relating to loan processing; amending s. 494.001, F.S.; creating and revising definitions; deleting a redundant definition; amending s. 494.0011, F.S.; specifying rulemaking powers of the Financial Services Commission; amending s. 494.0018, F.S.; revising cross-references; amending s. 494.0025, F.S.; prohibiting acting as an in-house loan processor without a specified license; amending s. 494.00255, F.S.; including licensed in-house loan processors in disciplinary provisions; amending s. 494.00312, F.S.; providing that a loan originator license may not be issued to a person who has had an in-house loan processor license or its equivalent revoked in any jurisdiction; creating s. 494.00314, F.S.; providing for licensing of in-house loan processors; providing application requirements; specifying when an application is considered received; providing grounds for denial of licensure; prohibiting issuance of licenses to applicants who have had certain licenses revoked in other jurisdictions; providing for annulment of licenses in certain circumstances; requiring annual renewal of licenses; prohibiting an in-house loan processor from acting as a loan originator without a loan originator license; authorizing a licensed loan originator to act as an in-house loan processor without an in-house loan

processor license; creating s. 494.00315, F.S.; providing for license renewals; amending s. 494.00331, F.S.; providing that specified provisions do not apply to a licensed contract loan processor who has on file with the office a declaration of intent to act solely as a contract loan processor; deleting a definition; providing restrictions on employment of persons licensed as in-house loan processors; amending s. 494.0035, F.S.; clarifying provisions concerning operation of mortgage brokers; amending s. 494.0038, F.S.; revising provisions relating to disclosure of settlement charges and loan terms; amending s. 494.00421, F.S.; revising an agency reference in the mortgage broker agreement; providing that a borrower may contact the Office of Financial Regulation rather than the Department of Financial Services regarding any complaints against a loan originator; amending s. 494.00611, F.S.; providing that a mortgage lender license may not be issued to an applicant if any of the applicant's control persons has ever had an in-house loan processor license or its equivalent revoked in any jurisdiction; amending s. 494.00612, F.S.; requiring that in order to renew a mortgage lender license a mortgage lender must authorize the Nationwide Mortgage Licensing System and Registry to obtain an independent credit report on each of the mortgage lender's control persons; amending s. 494.0067, F.S.; requiring each mortgage lender to submit certain reports to the registry as may be required; providing an effective date.

---

By the Committee on Transportation; and Senator Latvala—

**CS for SB 1434**—A bill to be entitled An act relating to the Office of Motor Carrier Compliance; amending s. 20.23, F.S.; creating a motor carrier weight inspection area of program responsibility within the Department of Transportation, which replaces motor carrier compliance; amending s. 20.24, F.S.; creating the Office of Motor Carrier Compliance within the Division of the Florida Highway Patrol within the Department of Highway Safety and Motor Vehicles; amending ss. 110.205, 311.115, 316.302, 316.3025, 316.3026, 316.516, 316.545, 316.640, 320.18, 321.05, and 334.044, F.S.; conforming provisions to changes made by the act; creating the Law Enforcement Consolidation Task Force; providing for membership; requiring the task force to make recommendations and submit a report to the Legislature by a certain date; providing for future expiration; providing an effective date.

---

By the Committee on Banking and Insurance; and Senator Montford—

**CS for SB 1568**—A bill to be entitled An act relating to insurer insolvency; amending s. 631.152, F.S.; authorizing the Department of Financial Services to request appointment as ancillary receiver if necessary to obtain records to adjudicate covered claims; providing for the reimbursement of specified costs associated with ancillary delinquency proceedings; creating s. 631.2715, F.S.; providing for the State Risk Management Trust Fund to cover specified officers, employees, agents, and other representatives of the Department of Financial Services for liability under specified federal laws relating to receiverships; amending s. 631.391, F.S.; imposing penalties on persons who fail to cooperate in providing records; amending s. 631.54, F.S.; revising the definition of the term "covered claim" to exclude a claim rejected or denied by another state's guaranty fund based upon that state's statutory exclusions; amending s. 631.56, F.S.; providing that a board member of the Florida Insurance Guaranty Association representing an insurer in receivership shall be terminated as a board member; specifying a termination date; amending s. 631.904, F.S.; revising the definition of "covered claim" to exclude a claim rejected or denied by another state's guaranty fund based upon that state's statutory exclusions; amending s. 631.912, F.S.; providing that any board member of the Florida Workers' Compensation Insurance Guaranty Association who is employed by, or has a material relationship with, an insurer in receivership shall be terminated as a board member; specifying a termination date; providing an effective date.

---

By the Committee on Judiciary; and Senator Thrasher—

**CS for SB 1592**—A bill to be entitled An act relating to civil remedies against insurers; amending s. 624.155, F.S.; revising provisions relating to civil actions against insurers; revising the grounds for bringing an action based on the insurer's failure to accept an offer to settle within policy limits; providing who may bring such an action; providing requirements for bringing such an action; providing for the release of an insured if the insurer offers to settle a third-party claim within a spe-

cified time under certain circumstances; providing that the insurer has an affirmative defense if a third-party claimant or the insured fails to cooperate with the insurer; providing that an insurer is not liable for two or more claims that exceed the policy limits if it files an interpleader action or makes the policy limits available under arbitration; specifying responsibility for the payment of liens; providing that an insurer is not liable for amounts in excess of the policy limits if it makes timely payment of the appraisal amount; providing that certain refusals to act by the insurer are not presumptive evidence of bad faith; revising requirements relating to the preaction notice of a civil action sent to the Department of Financial Regulation and the insurer; providing for the relationship of the act to the common law and prior judicial decisions; providing a definition for "third-party claim"; amending s. 627.311, F.S.; conforming a cross-reference; deleting an obsolete provision; providing for severability; providing an effective date.

---

By the Committee on Transportation; and Senator Ring—

**CS for SB 1716**—A bill to be entitled An act relating to transportation project funding; redirecting funds in the State Transportation Trust Fund and portions of amounts contracted for construction projects of the Department of Transportation to be used for prioritized projects; amending s. 212.0606, F.S., relating to a rental car surcharge; revising the use of allocated proceeds; amending s. 334.044, F.S., relating to powers and duties of the department; revising the allocation of a certain percentage amount of contracted funds; directing unused portions of such funds be reallocated; amending s. 339.135, F.S., relating to the department's adopted work program; providing for certain unencumbered and available funds remaining in the adopted work program due to certain cost savings to be reallocated; amending s. 339.55, F.S., relating to the state-funded infrastructure bank; directing the department to deposit certain funds into the bank; providing a contingent effective date.

---

By the Committee on Health Regulation; and Senator Latvala—

**CS for SB 1736**—A bill to be entitled An act relating to health care; amending s. 83.42, F.S., relating to exclusions from part II of ch. 83, F.S., the Florida Residential Landlord and Tenant Act; clarifying that the procedures in s. 400.0255, F.S., for transfers and discharges are exclusive to residents of a nursing home licensed under part II of ch. 400, F.S.; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; deleting an obsolete provision; deleting a provision that requires a laboratory to submit to the Agency for Health Care Administration a monthly report containing statistical information regarding the testing of employees and job applicants; repealing s. 383.325, F.S., relating to confidentiality of inspection reports of licensed birth center facilities; amending s. 395.002, F.S.; revising and deleting definitions applicable to regulation of hospitals and other licensed facilities; conforming a cross-reference; amending s. 395.003, F.S.; deleting an obsolete provision; conforming a cross-reference; amending s. 395.0161, F.S.; deleting a requirement that facilities licensed under part I of ch. 395, F.S., pay licensing fees at the time of inspection; amending s. 395.0193, F.S.; requiring a licensed facility to report certain peer review information and final disciplinary actions to the Division of Medical Quality Assurance of the Department of Health rather than the Division of Health Quality Assurance of the Agency for Health Care Administration; amending s. 395.1023, F.S.; providing for the Department of Children and Family Services rather than the Department of Health to perform certain functions with respect to child protection cases; requiring certain hospitals to notify the Department of Children and Family Services of compliance; amending s. 395.1041, F.S., relating to hospital emergency services and care; deleting obsolete provisions; repealing s. 395.1046, F.S., relating to complaint investigation procedures; amending s. 395.1055, F.S.; requiring licensed facility beds to conform to standards specified by the Agency for Health Care Administration, the Florida Building Code, and the Florida Fire Prevention Code; amending s. 395.10972, F.S.; revising a reference to the Florida Society of Healthcare Risk Management to conform to the current designation; amending s. 395.2050, F.S.; revising a reference to the federal Health Care Financing Administration to conform to the current designation; amending s. 395.3036, F.S.; correcting a reference; repealing s. 395.3037, F.S., relating to redundant definitions; amending ss. 154.11, 394.741, 395.3038, 400.925, 400.9935, 408.05, 440.13, 627.645, 627.668, 627.669, 627.736, 641.495, and 766.1015, F.S.; revising references to the Joint Commission

on Accreditation of Healthcare Organizations, the Commission on Accreditation of Rehabilitation Facilities, and the Council on Accreditation to conform to their current designations; amending s. 395.602, F.S.; revising the definition of the term "rural hospital" to delete an obsolete provision; amending s. 400.021, F.S.; revising the definition of the terms "geriatric outpatient clinic" and "resident care plan"; amending s. 400.0234, F.S.; conforming provisions to changes made by the act; amending s. 400.0255, F.S.; correcting an obsolete cross-reference to administrative rules; amending s. 400.063, F.S.; deleting an obsolete provision; amending ss. 400.071 and 400.0712, F.S.; revising applicability of general licensure requirements under part II of ch. 408, F.S., to applications for nursing home licensure; revising provisions governing inactive licenses; amending s. 400.111, F.S.; providing for disclosure of controlling interest of a nursing home facility upon request by the Agency for Health Care Administration; amending s. 400.1183, F.S.; revising grievance record maintenance and reporting requirements for nursing homes; amending s. 400.141, F.S.; providing criteria for the provision of respite services by nursing homes; requiring a written plan of care; requiring a contract for services; requiring resident release to caregivers to be designated in writing; providing an exemption to the application of discharge planning rules; providing for residents' rights; providing for use of personal medications; providing terms of respite stay; providing for communication of patient information; requiring a physician's order for care and proof of a physical examination; providing for services for respite patients and duties of facilities with respect to such patients; conforming a cross-reference; requiring facilities to maintain clinical records that meet specified standards; providing a fine relating to an admissions moratorium; deleting requirement for facilities to submit certain information related to management companies to the agency; deleting a requirement for facilities to notify the agency of certain bankruptcy filings to conform to changes made by the act; authorizing a facility to charge a fee to copy a resident's records; amending s. 400.142, F.S.; deleting language relating to agency adoption of rules; repealing s. 400.145, F.S., relating requirements for furnishing the records of residents in a licensed nursing home to certain specified parties; amending 400.147, F.S.; revising reporting requirements for licensed nursing home facilities relating to adverse incidents; repealing s. 400.148, F.S., relating to the Medicaid "Up-or-Out" Quality of Care Contract Management Program; amending s. 400.179, F.S.; deleting an obsolete provision; amending s. 400.19, F.S.; revising inspection requirements; amending s. 400.23, F.S.; deleting an obsolete provision; correcting a reference; deleting a requirement that the rules for minimum standards of care for persons under 21 years of age include a certain methodology; directing the agency to adopt rules for minimum staffing standards in nursing homes that serve persons under 21 years of age; providing minimum staffing standards; amending s. 400.275, F.S.; revising agency duties with regard to training nursing home surveyor teams; revising requirements for team members; amending s. 400.462, F.S.; redefining the term "remuneration" for purposes of the Home Health Services Act; amending s. 400.484, F.S.; revising the schedule of home health agency inspection violations; amending s. 400.506, F.S.; providing that a nurse registry is exempt from certain license penalties and fines otherwise imposed by the Agency for Health Care Administration on a nurse registry under certain circumstances; authorizing an administrator to manage up to five nurse registries under certain circumstances; requiring an administrator to designate, in writing, for each licensed entity, a qualified alternate administrator to serve during the administrator's absence; amending s. 400.509, F.S.; providing that organizations that provide companion services only to persons with developmental disabilities, under contract with the Agency for Persons with Disabilities, are exempt from registration with the Agency for Health Care Administration; reenacting ss. 400.464(5)(b) and 400.506(6)(a), F.S., relating to home health agencies and licensure of nurse registries, respectively, to incorporate the amendment made to s. 400.509, F.S., in references thereto; amending s. 400.606, F.S.; revising the content requirements of the plan accompanying an initial or change-of-ownership application for licensure of a hospice; revising requirements relating to certificates of need for certain hospice facilities; amending s. 400.607, F.S.; revising grounds for agency action against a hospice; amending s. 400.915, F.S.; correcting an obsolete cross-reference to administrative rules; amending s. 400.931, F.S.; requiring each applicant for initial licensure, change of ownership, or renewal to operate a licensed home medical equipment provider at a location outside the state to submit documentation of accreditation, or an application for accreditation, from an accrediting organization that is recognized by the Agency for Health Care Administration; requiring an applicant that has applied for accreditation to provide proof of accreditation within a spe-

cified time; deleting a requirement that an applicant for a home medical equipment provider license submit a surety bond to the agency; amending s. 400.932, F.S.; revising grounds for the imposition of administrative penalties for certain violations by an employee of a home medical equipment provider; amending s. 400.967, F.S.; revising the schedule of inspection violations for intermediate care facilities for the developmentally disabled; providing a penalty for certain violations; amending s. 400.9905, F.S.; revising the definitions of the terms "clinic" and "portable equipment provider"; providing that part X of ch. 400, F.S., the Health Care Clinic Act, does not apply to certain clinical facilities, an entity owned by a corporation with a specified amount of annual sales of health care services under certain circumstances, an entity owned or controlled by a publicly traded entity with a specified amount of annual revenues, or an entity that employs at least a certain number of health care practitioners and bills for medical services under a single corporate tax identification number; amending s. 400.991, F.S.; conforming terminology; revising application requirements relating to documentation of financial ability to operate a mobile clinic; amending s. 408.033, F.S.; providing that fees assessed on selected health care facilities and organizations may be collected prospectively at the time of licensure renewal and prorated for the licensing period; amending s. 408.034, F.S.; revising agency authority relating to licensing of intermediate care facilities for the developmentally disabled; amending s. 408.036, F.S.; deleting an exemption from certain certificate-of-need review requirements for a hospice or a hospice inpatient facility; deleting a requirement that the agency submit a report to the Legislature providing information concerning the number of requests it receives for an exemption from certificate-of-need review; amending s. 408.037, F.S.; revising requirements for the financial information to be included in an application for a certificate of need; amending s. 408.043, F.S.; revising requirements for certain freestanding inpatient hospice care facilities to obtain a certificate of need; amending s. 408.061, F.S.; revising health care facility data reporting requirements; amending s. 408.10, F.S.; removing agency authority to investigate certain consumer complaints; amending s. 408.802, F.S.; removing applicability of part II of ch. 408, F.S., relating to general licensure requirements, to private review agents; amending s. 408.804, F.S.; providing penalties for altering, defacing, or falsifying a license certificate issued by the agency or displaying such an altered, defaced, or falsified certificate; amending s. 408.806, F.S.; revising agency responsibilities for notification of licensees of impending expiration of a license; requiring payment of a late fee for a license application to be considered complete under certain circumstances; amending s. 408.8065, F.S.; revising the requirements for becoming licensed as a home health agency, home medical equipment provider, or health care clinic; amending s. 408.809, F.S.; revising provisions to include a schedule for background rescreenings of certain employees; amending s. 408.813, F.S.; authorizing the agency to impose fines for unclassified violations of part II of ch. 408, F.S.; amending s. 408.815, F.S.; authorizing the agency to extend a license expiration date under certain circumstances; amending s. 409.91196, F.S.; conforming a cross-reference; amending s. 409.912, F.S.; revising procedures for implementation of a Medicaid prescribed-drug spending-control program; amending s. 429.07, F.S.; deleting the requirement for an assisted living facility to obtain an additional license in order to provide limited nursing services; deleting the requirement for the agency to conduct quarterly monitoring visits of facilities that hold a license to provide extended congregate care services; deleting the requirement for the department to report annually on the status of and recommendations related to extended congregate care; deleting the requirement for the agency to conduct monitoring visits at least twice a year to facilities providing limited nursing services; increasing the additional licensing fee per resident based on the total licensed resident capacity of the facility; eliminating the license fee for the limited nursing services license; transferring from another provision of law the requirement that a biennial survey of an assisted living facility include specific actions to determine whether the facility is adequately protecting residents' rights; providing that under specified conditions an assisted living facility that has a class I or class II violation is subject to periodic unannounced monitoring; requiring a registered nurse to participate in certain monitoring visits; amending s. 429.11, F.S.; revising licensure application requirements for assisted living facilities to eliminate provisional licenses; amending s. 429.12, F.S.; deleting a requirement that a transferor of an assisted living facility advise the transferee to submit a plan for correction of certain deficiencies to the Agency for Health Care Administration before ownership of the facility is transferred; amending s. 429.17, F.S.; deleting provisions relating to the limited nursing services license; revising agency responsibilities regarding the issuance of conditional licenses; amending s. 429.195, F.S.;

prohibiting an assisted living facility from contracting or promising to pay or receive any commission, bonus, kickback, or rebate or engage in any split-fee arrangement with any health care provider or health care facility; providing exceptions; amending s. 429.23, F.S.; deleting reporting requirements for assisted living facilities relating to liability claims; amending s. 429.255, F.S.; eliminating provisions authorizing the use of volunteers to provide certain health-care-related services in assisted living facilities; authorizing assisted living facilities to provide limited nursing services; requiring an assisted living facility to be responsible for certain recordkeeping and staff to be trained to monitor residents receiving certain health-care-related services; amending s. 429.28, F.S.; deleting a requirement for a biennial survey of an assisted living facility, to conform to changes made by the act; conforming a cross-reference; amending s. 429.294, F.S.; conforming provisions to changes made by the act; amending s. 429.41, F.S., relating to rulemaking; conforming provisions to changes made by the act; deleting the requirement for the Department of Elderly Affairs to submit to the Legislature a copy of proposed rules regarding the quality of resident care in an assisted living facility; amending s. 429.53, F.S.; revising provisions relating to consultation by the agency; revising a definition; amending s. 429.54, F.S.; requiring licensed assisted living facilities to electronically report certain data semiannually to the agency in accordance with rules adopted by the department; amending s. 429.71, F.S.; revising schedule of inspection violations for adult family-care homes; amending s. 429.915, F.S.; revising agency responsibilities regarding the issuance of conditional licenses; repealing s. 440.102(9)(d), F.S., relating to a laboratory's requirement to submit to the Agency for Health Care Administration a monthly report containing statistical information regarding the testing of employees and job applicants; amending s. 483.035, F.S.; providing for a clinical laboratory to be operated by certain nurses; amending s. 483.051, F.S.; requiring the Agency for Health Care Administration to provide for biennial licensure of all nonwaived laboratories that meet certain requirements; requiring the agency to prescribe qualifications for such licensure; defining nonwaived laboratories as laboratories that do not have a certificate of waiver from the Centers for Medicare and Medicaid Services; deleting requirements for the registration of an alternate site testing location when the clinical laboratory applies to renew its license; amending s. 483.294, F.S.; revising frequency of agency inspections of multiphasic health testing centers; amending s. 626.9541, F.S.; authorizing an insurer offering a group or individual health benefit plan to offer a wellness program; authorizing rewards or incentives; providing for verification of a member's inability to participate for medical reasons; providing that such rewards or incentives are not insurance benefits; amending s. 766.202, F.S.; adding persons licensed under part XIV of ch. 468, F.S., to the definition of "health care provider"; amending ss. 394.4787, 400.0239, 408.07, 430.80, and 651.118, F.S.; conforming terminology and references to changes made by the act; revising a reference; amending s. 817.505, F.S.; providing that it is not patient brokering for an assisted living facility to offer payment under certain circumstances; amending s. 381.06014, F.S.; redefining the term "blood establishment" and defining the term "volunteer donor"; prohibiting local governments from restricting access to public facilities or infrastructure for certain activities based on whether a blood establishment is operating as a for-profit organization or not-for-profit organization; prohibiting a blood establishment from considering whether certain customers are operating as for-profit organizations or not-for-profit organizations when determining service fees for selling blood or blood components; requiring that certain blood establishments disclose specified information on the Internet; authorizing the Department of Legal Affairs to assess a civil penalty against a blood establishment that fails to disclose specified information on the Internet; providing that the civil penalty accrues to the state and requiring that it be deposited as received into the General Revenue Fund; amending s. 499.003, F.S.; redefining the term "health care entity" to clarify that a blood establishment is a health care entity that may engage in certain activities; amending s. 499.005, F.S.; clarifying provisions that prohibit the unauthorized wholesale distribution of a prescription drug that was purchased by a hospital or other health care entity or donated or supplied at a reduced price to a charitable organization, to conform to changes made by the act; amending s. 499.01, F.S.; exempting certain blood establishments from the requirements to be permitted as a prescription drug manufacturer and register products; requiring that certain blood establishments obtain a restricted prescription drug distributor permit under specified conditions; limiting the prescription drugs that a blood establishment may distribute under a restricted prescription drug distributor permit; authorizing the Depart-

ment of Health to adopt rules regarding the distribution of prescription drugs by blood establishments; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Gaetz—

**CS for SB 1844**—A bill to be entitled An act relating to career and professional academies; amending s. 1003.491, F.S.; revising provisions relating to the Florida Career and Professional Education Act; replacing references to local workforce boards with regional workforce boards; requiring that economic development agencies collaborate with each district school board, regional workforce boards, and postsecondary institutions to develop a strategic 5-year plan that addresses local and regional workforce demands; requiring that the strategic plan include access to courses offered through virtual education providers and a review of career and professional academy courses; requiring that the strategic plan be reviewed, updated, and jointly approved; amending s. 1003.492, F.S.; revising provisions relating to industry-certified career education programs to conform to changes made by the act; requiring that rules adopted by the State Board of Education include an approval process for determining the funding weights of industry certifications; requiring that the performance factors for students participating in industry-certified career education programs include awards of postsecondary credit and state scholarships; amending s. 1003.493, F.S.; revising provisions relating to career and professional academies to conform to changes made by the act; requiring that career and professional academies discontinue enrollment of students for the following year if the passage rate on the industry certification exam falls below 50 percent; amending s. 1011.62, F.S.; revising provisions relating to the calculation of additional full-time equivalent membership based on certification of successful completion of industry-certified career and professional academy programs; requiring that the value of full-time equivalent membership be determined by weights adopted by the State Board of Education; amending s. 1012.39, F.S.; requiring that each district school board establish qualifications for nondegree teachers of career and technical education courses for program clusters recognized in the state; authorizing district school boards to establish alternative qualifications for certain teachers; creating s. 1003.4935, F.S.; requiring that each district school board, in collaboration with regional workforce boards, economic development agencies, and state-approved postsecondary institutions, include a component in the strategic 5-year plan to implement a career and professional academy in at least one middle school in each district; providing requirements for the middle school career and professional academies; requiring that the Department of Education collect and report student achievement data for middle school career academy students; amending s. 1008.34, F.S.; conforming provisions relating to the designation of school grades to changes made by the act; providing an effective date.

### REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Budget Subcommittee on Criminal and Civil Justice Appropriations; and Judiciary; and Senator Bennett—

**CS for CS for SB 170**—A bill to be entitled An act relating to electronic filing and receipt of court documents; creating ss. 27.341 and 27.5112, F.S.; requiring each state attorney and public defender to electronically file court documents with the clerk of the court and receive court documents from the clerk of the court; defining the term “court documents”; providing legislative expectations that the state attorneys and public defenders consult with specified entities; requiring the Florida Prosecuting Attorneys Association and the Florida Public Defender Association report to the President of the Senate and the Speaker of the House of Representatives by a specified date on the progress made to use the Florida Courts E-Portal system or the clerks’ offices portals to electronically file and receive court documents; providing an effective date.

—was placed on the Calendar.

By the Committee on Higher Education; and Senator Oelrich—

**CS for SB 632**—A bill to be entitled An act relating to postsecondary education; amending s. 705.18, F.S.; revising provisions relating to the disposal of personal property lost or abandoned on a university or Florida College System institution campus and the disposition of pro-

ceeds from the sale of such property; requiring that the university or Florida College System institution president, or his or her designee, dispose of or make use of unclaimed property in accordance with university or Florida College System institution policies and procedures; amending ss. 267.062, 1004.23, 1010.03, 1010.04, 1010.07, 1011.48, 1012.91, and 1013.171, F.S.; revising provisions to replace references to “rules” with “regulations”; repealing s. 1007.27(10), F.S., 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; amending s. 1013.30, F.S.; requiring that a university campus master plan identify the level-of-service standards contained in the plan; deleting requirements for campus development agreements between each university board of trustees and the local government; prohibiting renewal of a campus development agreement upon its expiration; amending s. 1013.33, F.S.; conforming a cross-reference; repealing s. 1013.63, F.S., relating to the University Currency Trust Fund; providing an effective date.

—was referred to the Committees on Community Affairs; and Budget.

By the Committees on Criminal Justice; and Health Regulation; and Senator Fasano—

**CS for CS for SB 818**—A bill to be entitled An act relating to controlled substances; amending s. 400.9905, F.S.; redefining the terms “clinic” and “portable equipment provider” within the Health Care Clinic Act; amending s. 456.013, F.S.; authorizing certain health care practitioners to complete a continuing education course relating to the prescription drug monitoring program; providing requirements for the course; requiring the Department of Health or a board that is authorized to exercise regulatory or rulemaking functions within the department to approve the course offered through a facility licensed under ch. 395, F.S., under certain circumstances; providing for application of the course requirements; requiring a board or the Department of Health to adopt rules; amending s. 458.305, F.S.; defining the term “dispensing physician” as it relates to the practice of medicine in this state; prohibiting certain persons from using titles or displaying signs that would lead the public to believe that they engage in the dispensing of controlled substances; prohibiting certain persons, firms, or corporations from using a trade name, sign, letter, or advertisement that implies that the persons, firms, or corporations are licensed or registered to dispense prescription drugs; prohibiting certain persons, firms, or corporations from holding themselves out to the public as licensed or registered to dispense controlled substances; providing penalties; amending s. 458.3191, F.S.; revising the information in the physician survey that is submitted by persons who apply for licensure renewal as a physician under ch. 458 or ch. 459, F.S.; amending s. 458.3192, F.S.; requiring the Department of Health to provide nonidentifying information to the prescription drug monitoring program’s Implementation and Oversight Task Force regarding the number of physicians that are registered with the prescription drug monitoring program and that use the database from the program in their practice; amending s. 458.3265, F.S.; revising the list of entities that are not required to register as a pain-management clinic; deleting certain requirements for a physician to practice medicine in a pain-management clinic; requiring a physician, an advanced registered nurse practitioner, or a physician assistant to perform an appropriate medical examination of a patient on the same day that the physician dispenses or prescribes a controlled substance to the patient at a pain-management clinic; requiring a physician who works in a pain-management clinic to document the reason a prescription for a certain dosage of a controlled substance is within the proper standard of care; creating a felony of the third degree for any person to register or attempt to register a pain-management clinic through misrepresentation or fraud; amending s. 458.327, F.S.; providing additional penalties; amending s. 458.331, F.S.; providing additional grounds for disciplinary action by the Board of Medicine; amending s. 459.003, F.S.; defining the term “dispensing physician” as it relates to the practice of osteopathic medicine in this state; amending s. 459.013, F.S.; providing additional penalties; amending s. 459.0137, F.S.; providing an exemption from the requirement that all privately owned pain-management clinics, facilities, or offices that advertise in any medium for any type of pain-management services, or employ an osteopathic physician who is primarily engaged in the treatment of pain by prescribing or dispensing controlled substance medications, must register with the Department of Health; requiring a physician, an advanced registered nurse practitioner, or a physician

assistant to perform an appropriate medical examination of a patient on the same day that the physician dispenses or prescribes a controlled substance to the patient at a pain-management clinic; requiring an osteopathic physician who works in a pain-management clinic to document the reason a prescription for a certain dosage of a controlled substance is within the proper standard of care; creating a felony of the third degree for a licensee or other person who serves as the designated physician of a pain-management clinic to register a pain-management clinic through misrepresentation or fraud; amending s. 459.015, F.S.; providing additional grounds for disciplinary action by the Board of Osteopathic Medicine; amending s. 465.015, F.S.; prohibiting certain persons from knowingly failing to report to the local county sheriff's office the commission of a felony involving a person who acquires or obtains possession of a controlled substance by misrepresentation, fraud, forgery, deception, or subterfuge under certain conditions; providing penalties; providing requirements for reporting the commission of a felony that involves a person who acquires or obtains possession of a controlled substance by misrepresentation, fraud, forgery, deception, or subterfuge; providing that a licensed pharmacist or other person employed by or at a pharmacy is not subject to disciplinary action for reporting; amending s. 465.0276, F.S.; requiring a practitioner to register as a dispensing practitioner in order to dispense controlled substances; amending s. 766.101, F.S.; conforming a cross-reference; amending s. 810.02, F.S.; redefining the offense of burglary to include the theft of a controlled substance within a structure or conveyance; amending s. 812.014, F.S.; redefining the offense of theft to include the theft of a controlled substance; creating s. 893.021, F.S.; providing conditions in which a drug is considered adulterated; providing that a physician is not prevented from directing or prescribing a change to the recognized manufactured recommendations for use of any controlled substance for a patient under certain circumstances; requiring a prescribing physician to indicate on the original prescription any deviation of the recognized manufacturer's recommended use of a controlled substance; requiring a pharmacist or physician to indicate such deviation on the label of the prescription upon dispensing; amending s. 893.04, F.S.; revising the required information that must appear on the face of a prescription or written record of a controlled substance before it is dispensed by a pharmacist; amending s. 893.055, F.S.; requiring that the prescription drug monitoring program comply with the minimum requirements of the National All Schedules Prescription Electronic Reporting Act; requiring the Department of Health to establish a method to allow corrections to the database of the prescription drug monitoring program; requiring the number of refills ordered and whether the drug was dispensed as a refill or a first-time request to be included in the database of the prescription drug monitoring program; revising the number of days in which a dispensed controlled substance must be reported to the department through the prescription drug monitoring program; revising the list of acts of dispensing or administering which are exempt from reporting; requiring a pharmacy, prescriber, practitioner, or dispenser to register with the department by submitting a registering document in order to have access to certain information in the prescription drug monitoring program's database; requiring the department to approve the registering document before granting access to information in the prescription drug monitoring program's database; requiring criminal background screening for those persons who have direct access to the prescription drug monitoring program's database; authorizing the Attorney General to obtain confidential and exempt information for Medicaid fraud cases and Medicaid investigations; requiring certain documentation to be provided to the program manager in order to release confidential and exempt information from the prescription drug monitoring program's database to a patient, legal guardian, or a designated health care surrogate; authorizing the Agency for Health Care Administration to obtain confidential and exempt information from the prescription drug monitoring program's database for Medicaid fraud cases and Medicaid investigations involving controlled substances; deleting a provision requiring that administrative costs of the prescription drug monitoring program be funded through federal grants and private sources; requiring the State Surgeon General to enter into reciprocal agreements for the sharing of information in the prescription drug monitoring program with other states that have a similar prescription drug monitoring program; requiring the State Surgeon General to annually review a reciprocal agreement to determine its compatibility; providing requirements for compatibility; prohibiting the sharing of certain information; amending s. 893.0551, F.S.; requiring the Department of Health to disclose confidential and exempt information pertaining to the prescription drug monitoring program to the Attorney General and designee when working on Medicaid fraud cases and Medicaid investigations involving pre-

scribed controlled substances or when the Attorney General has initiated a review of specific identifiers that warrant a Medicaid investigation regarding prescribed controlled substances; prohibiting the Attorney General's Medicaid investigators from direct access to the prescription drug monitoring program's database; authorizing the Department of Health to disclose certain confidential and exempt information in the prescription drug monitoring program's database under certain circumstances involving reciprocal agreements with other states; prohibiting the sharing of information from the prescription drug monitoring program's database which is not for the purpose that is statutorily authorized or according to the State Surgeon General's determination of compatibility; amending s. 893.07, F.S.; requiring that a person report to the local sheriff's office the theft or loss of a controlled substance within a specified time; providing penalties; providing legislative intent; amending s. 893.13, F.S.; prohibiting a person from obtaining or attempting to obtain from a practitioner a controlled substance or a prescription for a controlled substance by misrepresentation, fraud, forgery, deception, subterfuge, or concealment of a material fact; prohibiting a health care provider from providing a controlled substance or a prescription for a controlled substance by misrepresentation, fraud, forgery, deception, subterfuge, or concealment of a material fact; prohibiting a person from adulterating a controlled substance for certain use without authorization by a prescribing physician; authorizing a law enforcement officer to seize as evidence the adulteration or off-label use of a prescribed controlled substance; providing that such adulterated or off-label use of the controlled substance may be returned to its owner only under certain conditions; providing penalties; prohibiting a prescribing practitioner from writing a prescription for a controlled substance and authorizing or directing the adulteration of the dispensed form of the controlled substance for the purpose of ingestion by means not medically necessary; amending s. 893.138, F.S.; providing circumstances in which a pain-management clinic may be declared a public nuisance; providing definitions; requiring the Board of Pharmacy to create a list of opioid analgesic drugs; providing requirements for the list of opioid analgesic drugs; providing an effective date.

—was referred to the Committees on Budget; and Rules.

By the Committee on Higher Education; and Senators Flores and Garcia—

**CS for SB 1616**—A bill to be entitled An act relating to the Dan Marino Foundation Florida Vocational College; establishing the Dan Marino Foundation Florida Vocational College in Broward County as a public residential postsecondary school for certain students who have developmental disabilities; providing funding for the school through the Department of Education; requiring that the school comply with the laws and rules applicable to state agencies unless otherwise provided by law; requiring that the school provide educational programs and services; requiring that the Auditor General conduct annual audits of the school's accounts and records; creating a board of trustees; providing membership, terms, and specifying powers and duties of the board; requiring that the board submit legislative budget requests for operations and fixed capital outlay; requiring that the board provide for the content and custody of student and employee personnel records; authorizing the board to provide legal services and reimbursement of expenses for officers and employees of the board; requiring notice and a public meeting under certain circumstances; requiring that all employees and applicants for employment with the board undergo personnel screening and security background investigations; providing a penalty for failure to disclose certain material facts and for use of confidential information for certain purposes; authorizing the employment of campus police and providing powers, duties, and qualifications; requiring reporting of on-campus crime statistics; amending s. 1000.04, F.S.; providing that the Dan Marino Foundation Florida Vocational College is a component of the delivery of public education within Florida's K-20 education system; amending s. 1001.20, F.S.; authorizing investigations by the Office of Inspector General within the Department of Education; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Budget.



## MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State CS for CS for SB 736 which he approved on March 24, 2011.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed HB 7003; has passed by the required constitutional two-thirds vote of the members present HB 93, HB 7001 and requests the concurrence of the Senate.

*Robert L. "Bob" Ward, Clerk*

By Community & Military Affairs Subcommittee and Representative(s) Workman—

**HB 7003**—A bill to be entitled An act relating to affordable housing; reenacting s. 159.807(4), F.S., relating to the state allocation pool used to confirm private activity bonds; reenacting s. 193.018, F.S., relating to lands that are owned by a community land trust and used to provide affordable housing; reenacting s. 196.196(5), F.S., relating to a tax exemption provided to organizations that provide low-income housing; reenacting s. 196.1978, F.S., relating to a property exemption for affordable housing owned by a nonprofit entity; reenacting s. 212.055(2)(d), F.S., relating to the use of a local government infrastructure surtax; reenacting s. 163.3202(2), F.S., relating to requirements for local land development regulations; reenacting s. 420.503(25), F.S., relating to a definition under the Florida Housing Finance Corporation Act; reenacting s. 420.507(47), F.S., relating to powers of the corporation to select developers and general contractors; reenacting s. 420.5087(6)(c) and (l), F.S., relating to the State Apartment Incentive Loan Program; reenacting s. 420.622(5), F.S., relating to the State Office on Homelessness; reenacting s. 420.628, F.S., relating to affordable housing for children and young adults leaving foster care; reenacting s. 420.9071(4), (8), (16), (25), (29), and (30), F.S., relating to definitions under the State Housing Initiatives Partnership Act; reenacting s. 420.9072(6) and (7), F.S., relating to the distribution of funds under the State Housing Initiatives Partnership Program; reenacting s. 420.9073(1), (2), (5), (6), and (7), F.S., relating to distributions of local housing funds; reenacting s. 420.9075(1), (3), (5), (8), (10)(a) and (h), (13)(b), and (14), F.S., relating to local housing assistance plans; reenacting s. 420.9076(2)(h), (5), (6), and (7)(a), F.S., relating to the adoption of affordable housing incentive strategies by the governing board of a county or municipality; repealing s. 420.9078, F.S., relating to the state administration of funds remaining in the Local Government Housing Trust Fund; reenacting s. 420.9079, F.S., relating to the Local Government Housing Trust Fund; reenacting s. 1001.43(12), F.S., relating to the use by school districts of certain lands for affordable housing; providing for retroactive operation of the act with respect to provisions of law amended, created, or repealed by chapter 2009-96, Laws of Florida; providing for an exception under specified circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Budget.

By Representative(s) Steube, Boyd, Brandes, Corcoran, Grant—

**HB 93**—A bill to be entitled An act relating to security cameras; reenacting s. 163.31802, F.S., relating to prohibited standards for security cameras; providing for retroactive operation of the act; providing for an exception under specified circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Budget.

By Community & Military Affairs Subcommittee and Representative(s) Workman—

**HB 7001**—A bill to be entitled An act relating to growth management; reenacting s. 1, chapter 2009-96, Laws of Florida, relating to a short title; reenacting s. 163.3164(29) and (34), F.S., relating to the definition of "urban service area" and "dense urban land area" for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; reenacting s. 163.3177(3)(b) and (f), (6)(h), and (12)(a) and (j), F.S., relating to certain required and optional elements of a comprehensive plan; reenacting s. 163.3180(5), (10), and (13)(b) and (e), F.S., relating to concurrency requirements for transportation facilities; reenacting s. 163.31801(3)(d), F.S., relating to a required notice for a new or increased impact fee; reenacting s. 163.3184(1)(b) and (3)(e), F.S., relating to the process for adopting a comprehensive plan or plan amendment; reenacting s. 163.3187(1)(b), (f), and (q), F.S., relating to amendments to a comprehensive plan; reenacting s. 163.32465(2), F.S., relating to a pilot program to provide an alternative to the state review process for local comprehensive plans; reenacting s. 171.091, F.S., relating to the recording of any change in municipal boundaries; reenacting s. 186.509, F.S., relating to a dispute resolution process for reconciling differences concerning planning and growth management issues; reenacting s. 380.06(7)(a), (24), (28), and (29), F.S., relating to preapplication procedures and certain exemptions from review provided for proposed developments of regional impact; reenacting ss. 13, 14, and 34 of chapter 2009-96, Laws of Florida, relating to a study and report concerning a mobility fee, the extension and renewal of certain permits issued by the Department of Environmental Protection or a water management district, and a statement of important state interest; providing a legislative finding of important state interest; providing for retroactive operation of the act with respect to provisions of law amended or created by chapter 2009-96, Laws of Florida; providing for an exception under specified circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Budget.

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 23 was corrected and approved.

## CO-INTRODUCERS

Senators Bennett—SB 1108; Garcia—CS for SB 578, CS for SB 1616; Sobel—CS for SB 578; Storms—SB 1902

## RECESS

On motion by Senator Thrasher, the Senate recessed at 5:03 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, March 29 or upon call of the President.