



Journal of the Senate

Number 11—Regular Session

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CALL TO ORDER

The Senate was called to order by President Gaetz at 10:00 a.m. A quorum present—40:

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

PRAYER

The following prayer was offered by Rev. Betsy Ouellette-Zierden, Pastor, Good Samaritan United Methodist Church, Tallahassee:

Almighty God, creator and sustainer of life, we give you thanks for your faithfulness to us. Springtime in Tallahassee is a reminder that the grass turns green again, the dogwoods and azaleas will bloom, and we can trust the rhythm that includes legislative session and the challenges and opportunities it brings to the citizens of our beloved state and to our leaders.

Grant our Florida State Senators good judgment, creative thinking, and the ability to hear from you, God, the people of Florida, and from one another so that the decisions they make are for the benefit of all concerned. Give their families and staffs the energy and grace to support them and stand beside them as the work of the Senate is carried out.

Where there is disagreement amongst our Senate leaders, let respect and humility carry the day. Where there is unity, may it be celebrated as an opportunity to pursue shared goals in the best interest of Florida.

Finally, this morning we give thanks to you, Lord God, for something we all can agree on—the blessing of living in a country of laws and good government. We ask for protection for those who are currently serving in our armed forces, and we remember those who have given their lives in service to our nation, one nation, under God, indivisible, with liberty and justice for all. Amen.

PLEDGE

Senate Pages Savannah Valentine of Winter Haven; Benjamin Sundook of Wellington; Lauren Maunus of Palm City; Breanna NeSmith of Tallahassee; and Gabriella Benacquisto of Fort Myers, daughter of Senator Benacquisto, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Ryan Jawitz of Bradenton, sponsored by Senator Galvano, as doctor of the day. Dr. Jawitz specializes in Dermatology.

ADOPTION OF RESOLUTIONS

On motion by Senator Galvano—

By Senator Galvano—

SR 1846—A resolution commending the Phi Theta Kappa 2013 All-Florida Academic Team.

WHEREAS, Phi Theta Kappa, the esteemed international honor society for state and community college students, is recognized internationally, nationally, and in this state as the primary community college organization for the recognition of academic achievement, leadership, and service to the community, and

WHEREAS, 125 students from the Florida College System and two private institutions were named to the Phi Theta Kappa 2013 All-Florida Academic Team, and

WHEREAS, based on the national ranking of these students in the All-USA Academic Team competition sponsored by USA Today and Phi Theta Kappa, the following students comprise the 2013 All-Florida Academic Team: Brenda Acevedo, Florida Gateway College; Naimah Alamin, Indian River State College; Juan Alderete, Broward College; Rachel Andrews, Pensacola State College; Amanda Arce, Hillsborough Community College; Frederick Ashby, Seminole State College of Florida; Angela Bardwell-Owens, Valencia College; Alexandria Beasley, College of Central Florida; Stacey Bowcott, Lake-Sumter State College; Garrett Bremer, Hillsborough Community College; Jessica Britt Viera, Seminole State College of Florida; Dawn Brooks, Keiser University; Richard Brown, Lake-Sumter State College; Jessica Brown, St. Johns River State College; Kristen Brown, St. Petersburg College; Susan Cabrera, Hillsborough Community College; Diane Castillo, Seminole State College of Florida; Lisa Charney, St. Johns River State College; Craig Corlis, St. Petersburg College; Casey Covell, Brevard Community College; Jennifer Creamer-White, Pasco-Hernando Community College; Alivia Dandurand, Brevard Community College; Maria Lourdes De Las Cuevas, Miami Dade College; Rosendo De Vicente, Miami Dade College; Rafael Diaz, Miami Dade College; Justin Donakowski, Lake-Sumter State College;

Jodian Dunann, Broward College; Kemone Eldridge, Indian River State College; Cameron Felski, Brevard Community College; Elizabeth Fernandez, Miami Dade College; Jessica Figueroa, Broward College; Vanessa Fleites, Miami Dade College; Brandon Fong, St. Petersburg College; Fiorella Gallo, Seminole State College of Florida; Christine Gambino, State College of Florida, Manatee-Sarasota; Brett Gernerdt, Daytona State College; Nicole Gomez, College of Central Florida; Samantha Gross, Daytona State College; Brittany Haas, Indian River State College; William Hammontree, Florida College; Tara Hazel, Indian River State College; Madeline Heath, State College of Florida, Manatee-Sarasota; Cameron Henry, Florida Keys Community College; Jennifer Hill, Pensacola State College; Catrina Hopkins, St. Petersburg College; Andres Hortensi, Miami Dade College; Blakelyn Hoyt, St. Johns River State College; Catherine Hudson, St. Johns River State College; Terrence Iles, Pasco-Hernando Community College; Katrina Jammer, Northwest Florida State College; Diana Jarrard, Hillsborough Community College; Jessica Johnston, Pasco-Hernando Community College; Jacob Jordan, South Florida State College; Sherry Katheren, College of Central Florida; Austin Kercheville, Florida College; Tecla Kindschi, Brevard Community College; Eunmi Ko, St. Petersburg College; Connie Koehler, Indian River State College; Stephanie Kupiec, Palm Beach State College; Erica Laboissoniere, Santa Fe College; Andrew Land, North Florida Community College; Stephanie Lansford, Florida Gateway College; Julia Lashure, Broward College; Karen Lewandowski, Hillsborough Community College; Charlene Maine, Daytona State College; Mahru Malekiha, Miami Dade College; Mahsa Malekiha, Miami Dade College; Monica Manjarres, Polk State College; Alexander Manjarres, Polk State College; Amanda Mazzella, Brevard Community College; Morgan McLaughlin, Northwest Florida State College; William McNair, Northwest Florida State College; McKenzie Merritt, Indian River State College; Christones Michel, Miami Dade College; Kimberly Miller, Edison State College; Steve Minciulescu, Daytona State College; Gustavo Monaco Berta, Indian River State College; Michelle Morales-Pineda, Valencia College; Jeffrey Morris, Broward College; Jessica Mueller, Edison State College; Christopher Naulty, Brevard Community College; Thao Nguyen, Hillsborough Community College; Jessica Ocariz, Miami Dade College; Lidia O'Shields, State College of Florida, Manatee-Sarasota; Richard Parada, Seminole State College of Florida; Hinesha Patel, Daytona State College; Tiffany Perez, Valencia College; Adriana Perez-Leyva, Miami Dade College; Bryana Perkins, Pasco-Hernando Community College; Selena Phillips, North Florida Community College; Thomas Luke Pittman, Valencia College; Johanna Poblano, Palm Beach State College; Sarah Power, Santa Fe College; Kamal Qumbargi, Indian River State College; Mc Harry Ramos, South Florida State College; Kristen Richard, Northwest Florida State College; Lisa Rios, Gulf Coast State College; Steven Rivadeneira, Miami Dade College; Andres Roque, Miami Dade College; Jessica Roubert, Pasco-Hernando Community College; Brian Rushing, Hillsborough Community College; Olben Saint Fleur, Indian River State College; Sara Sanchez, Miami Dade College; Duane Santana, Florida State College at Jacksonville; Nicole Schuyler, Hillsborough Community College; Gisella Segarra, Broward College; Kelly Simms, College of Central Florida; Laura Stevens, Palm Beach State College; Lisa Stevens, St. Petersburg College; Kim Stingo, Palm Beach State College; Elizabeth Stropole, Daytona State College; Stephanie Summers, Indian River State College; James Thermidor, Edison State College; Maria Thurber, St. Petersburg College; Kaylee Toole, Chipola College; Marsha Vickers, St. Johns River State College; Nattassia Wakey, State College of Florida, Manatee-Sarasota; John Whittington, Chipola College; Darrin Williams, Hillsborough Community College; Jacob Wilson, Polk State College; Shantel Young, Brevard Community College; Ashley Young, Hillsborough Community College; Ying Zhang, Lake-Sumter State College; Dora Zion, Gulf Coast State College; Jenna Zuyus, Daytona State College; and

WHEREAS, each member of the Phi Theta Kappa 2013 All-Florida Academic Team has demonstrated impressive intellect and leadership, and a determination to achieve academic excellence, and

WHEREAS, the outstanding efforts of the members of the Phi Theta Kappa 2013 All-Florida Academic Team have earned for themselves and their academic institutions the respect and admiration of this body and of all Floridians, NOW, THEREFORE,

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

That we commend the Phi Theta Kappa 2013 All-Florida Academic Team for their outstanding academic achievement and commitment to service to their respective communities.

—was introduced out of order and read by title. On motion by Senator Galvano, **SR 1846** was read the second time by title and adopted.

At the request of Senator Joyner—

By Senator Joyner—

SR 1298—A resolution recognizing April 2013 as “Fair Housing Month” in Florida.

WHEREAS, Title VIII of the Civil Rights Act of 1968 and the Fair Housing Act of 1988 prohibit discrimination based on race, color, religion, sex, national origin, disability, or familial status in the sale, rental, and financing of dwellings, and

WHEREAS, in 1983, the Florida Legislature enacted the Florida Fair Housing Act to ensure that the state make every effort to provide fair housing to all residents of this state and to prohibit discrimination in the sale or rental of any dwelling because of race, color, national origin, sex, or religion, and the act was amended in 1988 to include the bases of disability and familial status, and

WHEREAS, the United States Department of Housing and Urban Development has proclaimed April as “National Fair Housing Month,” launching awareness campaigns to commemorate the historical passage of this landmark legislation, increasing the public’s understanding of the many protections of the Civil Rights Act, and encouraging communities to remember and celebrate more than 45 years of housing successes, and

WHEREAS, because government and private entities may pursue certain practices that could have a disproportionately harmful effect on minorities protected by the Fair Housing Act of 1968, the United States Department of Housing and Urban Development recently issued regulations endorsing the use of “disparate impact” standards that will serve as a powerful tool in promoting fair housing opportunities, encouraging meaningful housing integration, and ensuring fair and equal treatment in the areas of mortgage lending, homeowners’ insurance, exclusionary zoning, and admissions and redevelopment or demolition practices in public housing, and

WHEREAS, the Florida Commission on Human Relations, as statutorily authorized, conducts thorough and timely investigations of housing discrimination complaints and, as a result of its investigative efforts, has found that housing discrimination continues to exist in this state, with disability, race, national origin, familial status, and sex constituting the top five bases for housing discrimination during the 2011-2012 fiscal year, and

WHEREAS, the Florida Commission on Human Relations continually strives to reach out and educate members of the housing industry to ensure that they are informed of fair housing laws and their responsibilities in educating the public on housing rights and engaging in community partnerships so that all persons are afforded every opportunity to be treated fairly and are provided equal access to adequate and affordable housing without undue discrimination, prejudice, or barriers, NOW, THEREFORE,

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

That we recognize April 2013 as “Fair Housing Month” in Florida and encourage state and local governmental leaders and communities and individuals throughout this state to observe Fair Housing Month through ceremonies and activities celebrating historical and future efforts to ensure fair and equal access to housing for all Floridians.

—**SR 1298** was introduced, read and adopted by publication.

At the request of Senator Bean—

By Senator Bean—

SR 1758—A resolution recognizing April 11, 2013, as “Higher Education Day” in Florida.

WHEREAS, Florida’s public higher education institutions educate more than 310,000 students annually in diverse fields, from archaeology

to zoology, and prepare them for careers of accomplishment and service, and

WHEREAS, the State University System of Florida is one of the largest public university systems in the United States, consisting of 12 institutions and 30 branch campuses across the state, and

WHEREAS, the Florida College System consists of 28 state and community colleges and educates more than 900,000 students annually, including 65 percent of high school graduates pursuing postsecondary education and 82 percent of freshman and sophomore minority students, and

WHEREAS, it is projected that graduates of the State University System and the Florida College System will continue, as they have in the past, to add value to Florida's economy by virtue of their lifetime earnings, and

WHEREAS, it is estimated that the present value of lifetime earnings attributed to State University System graduates employed in Florida will total \$30.9 billion over a 30-year work life, or approximately \$1 billion annually in 2010 dollars, and

WHEREAS, Florida College System institutions are nationally recognized for excellence, with the Aspen Institute selecting Valencia College as the winner of the 2011 Aspen Prize for best community college in the nation, with outstanding academic and workforce outcomes, and

WHEREAS, Santa Fe College, Miami Dade College, and Broward College have all been recent top-10 finalists for the Aspen Prize, and

WHEREAS, this state's public higher education institutions are known nationwide for offering students tremendous value for their education dollars, and

WHEREAS, enrollment in the State University System totaled 312,259 students during the 2009 fall semester, with more than 90 percent of those students Florida residents and nearly 80 percent of them enrolled in undergraduate programs, and

WHEREAS, the State University System has an annual economic impact of nearly \$80 billion and employs more than 58,000 faculty and staff, creating more than 771,000 Florida-based jobs, or nearly 8 percent of the state's total workforce, and

WHEREAS, a compelling 7 percent of this state's gross domestic product is directly linked to the State University System, which is significant given Florida's ranking among the world's top economies, and

WHEREAS, this state's public higher education institutions are leaders in their regions, providing academic, cultural, and economic contributions that enhance quality of life and build strong communities, NOW, THEREFORE,

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

That we recognize April 11, 2013, as "Higher Education Day" in Florida.

—**SR 1758** was introduced, read and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

SR 1790—A resolution recognizing November 11-17, 2013, as "Spinal Cord Injury Awareness Week" in Florida.

WHEREAS, the central nervous system is made up of two parts, the brain and the spinal cord, and

WHEREAS, the spinal cord is considered the "information superhighway" of the body because it contains bundles of neurons that carry signals to and from the brain, controlling many bodily functions, and

WHEREAS, after a spinal cord injury occurs, damaged neurons can no longer emit signals to or from the brain, and the injured person suffers permanent sensory loss and loss of muscle control, and

WHEREAS, currently there are approximately 270,000 individuals in the United States who have sustained a spinal cord injury, and

WHEREAS, it is estimated that the annual incidence of spinal cord injury in the United States, not including those who die at the scene of an accident, is approximately 12,000 new cases each year, and

WHEREAS, the most common age for spinal cord injuries is 19 years old, with 25 percent of all injuries occurring between the ages of 17 and 23, and 51 percent of all injuries occurring between the ages of 16 and 30, and

WHEREAS, more than 80 percent of spinal cord injuries occur in men and 20 percent occur in women, and

WHEREAS, the four leading causes of spinal cord injury for both men and women are auto accidents, falls, acts of violence, and recreational sporting activities, and

WHEREAS, the average annual cost of care for individuals who have a spinal cord injury ranges from \$334,170 to more than \$1 million the first year after injury, with an estimated lifetime cost ranging between \$1.5 million and \$4.5 million depending on the severity of injury, and

WHEREAS, over the past two decades, scientists have made major breakthroughs in understanding how to encourage damaged neurons to regenerate and restore function and how to improve the quality of life for patients in areas such as infertility and pain management, and

WHEREAS, the Darrell Gwynn Foundation has worked to help fund research aimed at finding a cure for paralysis, as well as improving the overall quality of life for individuals with paralysis, and

WHEREAS, the Darrell Gwynn Foundation will spend the week of November 11-17, 2013, working with local governments and schools to educate Floridians about the causes of and treatments for spinal cord injuries, as well as informing the public on how to prevent these injuries from taking place, NOW, THEREFORE,

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

That November 11-17, 2013, is recognized as "Spinal Cord Injury Awareness Week" in the State of Florida.

—**SR 1790** was introduced, read and adopted by publication.

BILLS ON THIRD READING

Consideration of **CS for CS for SB 86** was deferred.

CS for CS for SB 92—A bill to be entitled An act relating to searches and seizures; creating the "Freedom from Unwarranted Surveillance Act"; defining the terms "drone" and "law enforcement agency"; prohibiting a law enforcement agency from using a drone to gather evidence or other information; providing exceptions; authorizing an aggrieved party to initiate a civil action in order to prevent or remedy a violation of the act; prohibiting a law enforcement agency from using in any court of law in this state evidence obtained or collected in violation of the act; providing an effective date.

—was read the third time by title.

On motion by Senator Negron, **CS for CS for SB 92** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Clemens	Gibson
Abruzzo	Dean	Grimsley
Altman	Detert	Hays
Bean	Diaz de la Portilla	Hukill
Benacquisto	Evers	Joyner
Bradley	Flores	Latvala
Brandes	Galvano	Lee
Braynon	Garcia	Legg
Bullard	Gardiner	Margolis

Montford	Simmons	Soto
Negron	Simpson	Stargel
Richter	Smith	Thompson
Ring	Sobel	Thrasher

Nays—None

Nays—None

CS for CS for SB 1660—A bill to be entitled An act relating to quality cancer care and research; creating s. 381.925, F.S.; providing legislative intent and goals; establishing a Cancer Center of Excellence Award for providers that excel in providing cancer care and treatment in this state; requiring the Florida Cancer Control and Research Advisory Council and the Biomedical Research Advisory Council to jointly develop and periodically update performance measures, a rating system, and a rating standard in accordance with specified criteria for applicants to qualify for the award; providing minimum standards; authorizing a provider to apply to the Department of Health for the award; requiring the Florida Cancer Control and Research Advisory Council and the Biomedical Research Advisory Council to jointly develop an application form; requiring the department to conduct two application cycles each year; specifying that ch. 120, F.S., does not apply to the applications or notification of entities that are eligible for the award; requiring the State Surgeon General to assemble an evaluation team to assess applications; requiring each application to be evaluated independently of any other application; providing membership of and requirements for the evaluation team; providing duties of the members of the evaluation team; requiring the State Surgeon General to notify the Governor of the providers that are eligible to receive the award; limiting the duration of the award; authorizing an award-winning cancer provider to use the designation in its advertising and marketing; providing that an award-winning cancer provider is granted preference in competitive cancer care solicitations for a specified period of time; requiring the State Surgeon General to report to the Legislature by a specified date, and annually thereafter, the status of implementing the award program; requiring the Department of Health to adopt rules related to the application cycles and submission of the application forms; amending s. 215.5602, F.S.; revising the responsibilities of the Biomedical Research Advisory Council with regard to the Cancer Center of Excellence Award program; amending s. 381.922, F.S.; authorizing endowments under the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program for establishing funded research chairs at integrated research and care institutions contingent upon an appropriation; providing procedures if the endowed chair becomes vacant; requiring that research institutions report certain information regarding the selected research chair of the endowment and other information about the endowment; providing for qualifications of the chair; specifying the use of the funds in the endowment; amending s. 1004.435, F.S.; revising the responsibilities of the Florida Cancer Control and Research Advisory Council with regard to the Cancer Center of Excellence Award program; providing an effective date.

—as amended April 4 was read the third time by title.

On motions by Senator Flores, **CS for CS for SB 1660** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Consideration of **CS for SB 1762** was deferred.

CS for CS for SB 1720—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; revising actions to be taken by the Legislative Auditing Committee relating to audits of state universities and Florida College System institutions; amending s. 1001.02, F.S.; requiring the State Board of Education to specify the college credit courses that may be taken by Florida College System institution students who are concurrently participating in developmental education; requiring the State Board of Education to establish the tuition and out-of-state fees for certain credit instruction, rather than college-preparatory instruction; revising the minimum standards, definitions, and guidelines that the State Board of Education must prescribe by rule for Florida College System institutions; amending s. 1001.64, F.S.; authorizing a board of trustees at a Florida College System institution to contract with the board of trustees of a state university for the Florida College System institution to provide developmental education; creating s. 1001.7065, F.S.; establishing a collaborative partnership between the Board of Governors and the Legislature to elevate the academic and research preeminence of this state’s highest performing state research universities; establishing academic and research excellence standards for a university to be designated a preeminent state research university; providing for a preeminent state research university to establish an institute for online learning; providing duties and responsibilities of an advisory board, the university, and the Board of Governors to provide high-quality, fully online baccalaureate degree programs, including establishment of a tuition structure for the institute; providing for the award of funding to preeminent state research universities based upon performance and subject to appropriation; authorizing a preeminent state research university to establish special course requirements; providing for preeminent state research university flexibility; encouraging the Board of Governors to promote additional programs of excellence; amending s. 1004.02, F.S.; defining the term “developmental education” as it relates to public postsecondary education; amending s. 1004.43, F.S.; transferring oversight of the H. Lee Moffitt Cancer Center and Research Institute to the Board of Trustees of the University of South Florida; requiring the Board of Trustees to enter into a lease agreement for use of certain land and facilities; providing for the terms of the lease; requiring the University of South Florida and the Florida not-for-profit corporation that governs and operates the H. Lee Moffitt Cancer Center and Research Institute to enter into an agreement to review construction plans and specifications for consistency of certain criteria; revising the membership of the board of directors for the not-for-profit corporation; deleting the requirement that the Board of Governors provide for certain approvals of the articles of incorporation of the not-for-profit corporation and use of land and facilities for certain purposes; requiring the not-for-profit corporation to cause to be prepared annual financial audits; requiring the not-for-profit corporation to provide equal employment opportunities; providing for the governance and operation of the facilities if the agreement between the not-for-profit corporation and the Board of Trustees of the University of South Florida, rather than the Board of Governors, is terminated; requiring the chief executive officer to report annually to the Board of Governors on the educational activities of the not-for-profit corporation; providing for the creation and duties of an external advisory board; repealing s. 1004.58, F.S., relating to the Leadership Board for Applied Research and Public Service; amending s. 1004.93, F.S.; deleting provisions relating to the levels and courses of instruction to be funded through the college-preparatory program; amending s. 1006.735, F.S.; establishing the Complete Florida Degree Program to recruit, recover, and retain adult learners and assist them in completing degrees aligned to high-wage, high-skill workforce needs; specifying program components and the tuition and fee structure; requiring submission of a project plan to the Legislature; amending s. 1007.23, F.S.; revising the number of semester hours in which a student who is seeking an associate in arts degree is required to indicate a baccalaureate degree program; amending s. 1007.25, F.S.; revising general education courses, common prerequisites, and degree requirements; conforming terminology to changes made by the act; amending s. 1007.263, F.S.; revising the rules that the board of trustees of a Florida College System institution may adopt with regard to admissions counseling; requiring each board of trustees to establish policies that notify students about options they may use to attain the communication and

computation skills that are essential to perform college-level work; deleting a prohibition against a student's enrollment in credit courses under certain circumstances; amending s. 1007.271, F.S.; conforming provisions to changes made by the act; creating s. 1008.02, F.S.; providing definitions for the purpose of ch. 1008, F.S., relating to assessment and accountability for the K-20 education system; amending s. 1008.30, F.S.; providing that alternative assessments that may be accepted in lieu of the common placement test must be identified in rule; requiring the State Board of Education, in conjunction with the Board of Governors, to approve a series of meta-majors, academic pathways, and degree maps that identify the gateway courses required for success in each meta-major; providing requirements for the common placement testing program; requiring the State Board of Education to adopt rules that require high schools to evaluate certain students for college readiness; requiring the State Board of Education to establish by rule the test scores a student must achieve to demonstrate readiness to perform college-level work; deleting provisions to conform to changes made by the act; conforming terminology; requiring the State Board of Education to adopt rules by a specified date to implement developmental education; requiring local policies and practices set by each Florida College System institution board of trustees to outline the student achievements considered by the institution for placement determinations, identify instructional options available to students, and describe student costs and financial aid opportunities associated with each instructional option; creating s. 1008.322, F.S.; requiring the Board of Governors of the State University System to oversee the performance of state university boards of trustees in the enforcement of laws, rules, and regulations; providing that state university presidents are responsible for the accuracy of the information and data reported to the Board of Governors; authorizing the Chancellor of the State University System to investigate allegations of noncompliance with law or Board of Governors' rule or regulation and determine probable cause; requiring the chancellor to report determinations of probable cause to the Board of Governors; authorizing the Board of Governors to initiate specified actions if the board determines that the state university board of trustees is unwilling or unable to comply with the law, certain rules or regulations, or audit recommendations; amending ss. 1008.37, 1009.22, and 1009.23, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; authorizing certain Florida College System institutions to waive certain fees; repealing s. 1009.28, F.S., relating to fees for repeated enrollment in college-preparatory classes; amending s. 1009.285, F.S.; requiring a student enrolled in the same undergraduate college-credit course more than once, except for students enrolled in a gateway course for an extended period of time, to pay tuition at 100 percent of the full cost of instruction; reducing the number of times certain coursework, which is excluded for the reduction of fees, is repeated for certain purposes; amending s. 1009.286, F.S.; excluding remedial courses from those courses that are counted when calculating credit hours earned toward a baccalaureate degree; amending s. 1009.40, F.S.; providing that undergraduate students participating in developmental education are eligible to receive financial aid for a specified number of semesters or quarters; conforming provisions to changes made by the act; amending s. 1009.53, F.S.; conforming terminology to changes made by the act; repealing s. 1009.531(7), F.S., relating to the eligibility of a student for an initial reward or renewal reward under the Florida Bright Futures Scholarship Program; amending s. 1011.84, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; providing an effective date.

—as amended April 4 was read the third time by title.

Senator Galvano moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (386162) (with title amendment)—Delete lines 272-517.

And the title is amended as follows:

Delete lines 21-42 and insert: developmental education; amending s. 1004.02, F.S.; defining the

Amendment 2 (944710) (with title amendment)—Delete lines 835-949.

And the title is amended as follows:

Delete lines 78-85 and insert: the college-preparatory program; amending s. 1007.23, F.S.; revising the

Senator Gibson moved the following amendment which was adopted by two-thirds vote:

Amendment 3 (242598)—Delete lines 1315-1317 and insert:

4. *Limits on credit course enrollment for students indicating the need for preparatory assistance based on assessed skill levels.*

Senator Galvano moved the following amendment which was adopted by two-thirds vote:

Amendment 4 (892546) (with title amendment)—Delete lines 1456-1469.

And the title is amended as follows:

Delete lines 149 and 150.

On motions by Senator Galvano, **CS for CS for SB 1720** as amended was passed, ordered engrossed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—33

Mr. President	Galvano	Montford
Altman	Garcia	Negron
Bean	Gardiner	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Dean	Hukill	Smith
Detert	Latvala	Sobel
Diaz de la Portilla	Lee	Soto
Evers	Legg	Stargel
Flores	Margolis	Thrasher

Nays—7

Abruzzo	Clemens	Thompson
Braynon	Joyner	
Bullard	Sachs	

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Dave Aronberg, Palm Beach County State Attorney, who was present in the chamber.

CS for CS for SB 1076—A bill to be entitled An act relating to K-20 education; amending s. 1000.03, F.S.; providing for comprehensive K-20 career and education planning; amending s. 1000.21, F.S.; providing that Next Generation Sunshine State Standards include specified common core standards; amending s. 1001.42, F.S.; authorizing a district school board to appoint a governing board for a school district technical center; providing governing board membership and responsibilities; amending s. 1002.3105, F.S.; providing additional academically challenging curriculum options; amending s. 1002.33, F.S.; conforming provisions; amending s. 1002.37, F.S.; revising funding for the Florida Virtual School based on student completion of end-of-course assessments; repealing s. 1002.375, F.S., relating to an alternative credit for high school courses pilot project; amending s. 1002.45, F.S.; revising funding for virtual instruction programs based on student completion of end-of-course assessments; amending s. 1003.02, F.S.; conforming provisions; amending s. 1003.03, F.S.; revising implementation options to meet class size requirements; amending s. 1003.41, F.S.; revising requirements for the Next Generation Sunshine State Standards; repealing s. 1003.413, F.S., relating to the Florida Secondary School Redesign Act; amending s. 1003.4156, F.S.; revising middle grades promotion requirements; conforming provisions relating to the statewide, standardized assessment program; revising career and education planning course content; revising remediation strategies; amending s. 1003.4203, F.S.; requiring the availability of digital materials in prekindergarten through grade 12;

providing for digital recognition and certificate programs; amending s. 1003.428, F.S.; including financial literacy within the economics course required for high school graduation; conforming provisions; amending s. 1003.4281, F.S.; conforming provisions; creating s. 1003.4282, F.S.; providing requirements for a standard high school diploma; establishing a 24-credit requirement; providing for a standard college and career high school diploma and course and assessment requirements; providing requirements relating to online courses, remediation, grade forgiveness, award of a standard high school diploma, transfer of high school credits, and career education courses that earn high school credits; requiring the State Board of Education to adopt rules; amending s. 1003.4285, F.S.; revising standard high school diploma designations; providing for a scholar designation, an industry designation, or a waiver designation on the diploma; creating s. 1003.4286, F.S.; providing for the award of a standard high school diploma to honorably discharged veterans pursuant to rule; repealing s. 1003.429, F.S., relating to accelerated high school graduation options; amending s. 1003.4295, F.S.; conforming provisions; repealing s. 1003.43, F.S., relating to general requirements for high school graduation; amending s. 1003.433, F.S.; conforming provisions; amending s. 1003.435, F.S.; deleting a rulemaking requirement relating to high school equivalency diplomas; amending s. 1003.436, F.S.; providing a reference to the Credit Acceleration Program for purposes of defining the term “credit”; amending ss. 1003.438, 1003.491, 1003.4935, 1003.51, 1003.621, and 1004.935, F.S.; conforming provisions; amending s. 1007.271, F.S.; authorizing career dual enrollment students to earn industry certifications for credit toward high school graduation; amending s. 1008.22, F.S.; substantially rewording the student assessment program for public schools; providing requirements for a statewide, standardized assessment program aligned to core curricular content in the Next Generation Sunshine State Standards; providing requirements for end-of-course assessments; providing requirements for instruction for students with disabilities; providing for transition to common core assessments in English Language Arts and mathematics; providing requirements for assessment scores, achievement levels, assessment schedules, and reporting of assessment results; providing prohibited and authorized assessment-preparation activities; authorizing contracts for assessments; requiring analysis of data, administration of local assessments, and identification of concordant and comparative scores; requiring annual reporting of student performance data; requiring the state board to adopt rules; amending s. 1008.25, F.S.; providing for instructional sequencing of courses, including industry certifications; conforming provisions relating to student assessment, remediation, retention, and progression; deleting unfunded and inactive programs and reporting requirements; revising school district reporting requirements; amending ss. 1008.30 and 1008.34, F.S.; conforming provisions; creating s. 1008.44, F.S.; providing requirements for industry certifications, an industry certification funding list, and a postsecondary industry certification funding list for distribution of funding to school districts and Florida College System institutions; amending s. 1011.61, F.S.; revising provisions relating to funding for students in virtual instruction programs, the Florida Virtual School, and regular instructional programs based on student completion of end-of-course assessments; amending s. 1011.62, F.S.; revising provisions relating to bonuses awarded to teachers providing advanced placement instruction; revising the calculation of additional full-time equivalent membership based on completion of career-themed courses and issuance of industry certification; providing for teacher bonuses related to industry certification instruction; providing for certain recognitions and performance payments to schools in which students earn digital competency certificates; amending ss. 1012.22 and 1012.56, F.S.; conforming provisions; amending s. 1012.98, F.S.; revising requirements for professional development systems developed by school districts; providing that students participating in an accelerated high school graduation option may continue participation; providing a directive to the Division of Law Revision and Information; amending s. 1001.706, F.S.; requiring the strategic plan of the Board of Governors to include criteria for designating high-demand degree programs of emphasis; creating s. 1001.7065, F.S.; creating the preeminent state research universities program; establishing a collaborative partnership between the Board of Governors and the Legislature to elevate the academic and research preeminence of the highest-performing state research universities; establishing academic and research excellence standards for a university to be designated a preeminent state research university; providing for a preeminent state research university to establish an institute for online learning; directing the Board of Governors to convene an advisory board; providing duties and responsibilities of the advisory board, the university, and the

Board of Governors to provide high-quality, fully online baccalaureate degree programs, including establishment of a tuition structure for the institute; providing for the award of funding to preeminent state research universities based upon performance; authorizing a preeminent state research university to establish special course requirements; providing for preeminent state research university flexibility; encouraging the Board of Governors to promote additional programs of excellence; amending s. 1004.02, F.S.; revising definitions relating to adult general education and instruction to attain academic and workforce readiness skills; creating s. 1004.082, F.S.; providing for support for talent retention programs for certain middle school and high school students; amending s. 1004.91, F.S.; revising requirements for basic skills instruction for career education programs; amending s. 1004.93, F.S.; requiring certain adult education students to complete action-steps-to-employment; amending s. 1006.735, F.S.; establishing the Complete Florida Degree Program and providing requirements for its implementation; amending s. 1007.263, F.S.; conforming provisions; amending s. 1008.37, F.S.; conforming provisions; amending s. 1009.22, F.S.; revising provisions relating to fees for students in adult education programs; amending s. 1009.25, F.S.; revising provisions relating to fee exemptions; amending s. 1009.26, F.S.; providing for fee waivers for certain baccalaureate degree programs; amending s. 1009.531, F.S.; deleting an eligibility requirement for a Florida Bright Futures Scholarship Program award; amending s. 1011.80, F.S.; revising provisions relating to the basis for funding workforce education programs; providing requirements for performance funding for industry certifications for school district workforce education programs; revising provisions relating to funding for coenrolled students; amending s. 1011.81, F.S.; providing requirements for performance funding for industry certifications for Florida College System institutions; providing for performance funding based on accountability metrics; amending s. 1011.905, F.S.; revising the formula upon which performance funding for state universities is based and awarded; requiring the State Board of Education and the Board of Governors to provide recommendations to the Legislature by a specified date; providing an effective date.

—as amended April 4 was read the third time by title.

On motions by Senator Legg, **CS for CS for SB 1076** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—33

Mr. President	Galvano	Montford
Altman	Garcia	Negron
Bean	Gardiner	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Dean	Hukill	Simpson
Detert	Latvala	Sobel
Diaz de la Portilla	Lee	Soto
Evers	Legg	Stargel
Flores	Margolis	Thrasher

Nays—7

Abruzzo	Clemens	Thompson
Braynon	Joyner	
Bullard	Smith	

CS for SB 1762—A bill to be entitled An act relating to state technology; transferring, renumbering, and amending s. 14.204, F.S.; creating the Department of State Technology; providing for the organizational structure of the department; creating a Technology Advisory Council and providing for membership; amending s. 282.0041, F.S.; revising and providing definitions for terms used in the Enterprise Information Technology Services Management Act; amending s. 282.0055, F.S.; requiring the department to develop a long-range plan; providing the powers and duties of the department; amending s. 282.0056, F.S.; conforming provisions to changes made by the act; deleting the requirement that the department’s work plan be presented at a public hearing; expressly exempting certain entities from data center consolidation;

creating s. 282.0057, F.S.; providing a schedule for the initiation of department information technology projects; specifying tasks to be approved and completed; repealing s. 282.201, relating to the state data center system; amending s. 282.203, F.S.; conforming provisions to changes made by the act; providing for future repeal; repealing s. 282.204, F.S., relating to Northwood Shared Resource Center; repealing s. 282.205, F.S., relating to Southwood Shared Resource Center; creating s. 282.206, F.S.; establishing the Fletcher Shared Resource Center within the Department of Financial Services to provide enterprise information technology services to the department, co-location services to the Department of Legal Services and the Department of Agriculture and Consumer Services, and host the Legislative Appropriations System/Planning and Budgeting Subsystem; providing for governance of the center; authorizing the Department of Legal Affairs and the Department of Agriculture and Consumer Services to move data center equipment to the center; amending s. 282.318, F.S.; conforming provisions to changes made by the act; repealing s. 282.33, F.S., relating to objective standards for data center energy efficiency; repealing s. 282.34, F.S., relating to enterprise email service; amending ss. 282.604, 282.702, 282.703, 20.22, 110.205, 215.22, 215.322, 215.96, 216.292, 287.012, 287.057, 318.18, 320.0802, 328.72, 364.0135, 365.171, 365.172, 365.173, 365.174, 401.013, 401.015, 401.018, 401.021, 401.024, 401.027, 445.011, 445.045, 668.50, and 1006.73, F.S.; conforming provisions to changes made by the act; transferring the personnel, functions, and funds of the Agency for Enterprise Information Technology to the Department of State Technology; transferring specified personnel, functions, funds, trust funds, administrative orders, contracts, and rules relating to technology programs from the Department of Management Services to the Department of State Technology; transferring the Northwood Shared Resource Center and the Southwood Shared Resource Center to the department; providing that the status of any employee positions transferred to the department is retained; providing an appropriation; providing effective dates.

—was read the third time by title.

Senator Hays moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (745958)—Delete line 466 and insert: *Licensing, the Justice Administrative Commission, the Division of Administrative Hearings, and the*

On motions by Senator Ring, **CS for SB 1762** as amended was passed, ordered engrossed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

CS for CS for SB 878—A bill to be entitled An act relating to education accountability; amending s. 1002.22, F.S.; requiring the State Board of Education to notify the Legislature of any major changes in federal law which may affect the state's K-20 education performance accountability system; amending s. 1004.015, F.S.; providing that one of the purposes of the Higher Education Coordinating Council is to facilitate solutions to data issues identified by the Articulation Coordinating Committee to improve the K-20 education performance accountability

system; revising the guiding principles for recommendations of the Higher Education Coordinating Council; amending s. 1005.22, F.S.; revising the duties of the Commission for Independent Education with regard to collecting and distributing current data regarding institutions licensed by the commission; providing reporting requirements; requiring the commission to annually report the data to the department by a specified date; amending s. 1007.01, F.S.; requiring the Articulation Coordinating Committee to make recommendations related to statewide policies and issues regarding access, quality, and reporting of data maintained by the K-20 data warehouse; revising the committee's duties related to collecting and reporting of statewide education data; amending s. 1008.31, F.S.; requiring the Board of Governors to make available to the Department of Education all data within the State University Database System which is to be integrated into the K-20 data warehouse; requiring the Commissioner of Education to have access to certain data for the added purpose of providing data to organizations and certain authorized representatives; requiring all public educational institutions to annually provide data from the prior year to the K-20 data warehouse in a format based on data elements identified by the commissioner; requiring colleges and universities eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program to report current data from the prior year for each student who receives state funds in a format prescribed by the Department of Education; providing reporting requirements; requiring these colleges and universities to annually report the data to the department by a specified date; requiring the commissioner to collaborate with the Department of Economic Opportunity to develop procedures for the ability to tie student-level data to student and workforce outcome data; deleting a provision that requires the commissioner to prepare a report that assists the school districts in eliminating or consolidating paperwork, data, and reports by providing suggestions, technical assistance, and guidance; requiring the commissioner to improve and streamline by a specified date access to data maintained by the K-20 data warehouse by creating and fully implementing a web-based interface and a self-service, restricted access component of the K-20 data warehouse called the "Research Engine"; providing requirements for the Research Engine; providing requirements for a written agreement to access the Research Engine; providing termination of data access privileges and an administrative penalty for violating the written agreement; requiring the adoption of rules and procedures; deleting a provision that requires the commissioner to use existing data being collected to reduce duplication and minimize paperwork; requiring the Department of Education to share data with organizations and authorized representatives pursuant to the studies and audit and evaluation exceptions under the Family Educational Rights and Privacy Act; amending s. 1008.34, F.S.; revising provisions relating to schools that are assigned school grades, including colocated schools; amending s. 1008.341, F.S.; revising provisions relating to alternative schools that are assigned a school improvement rating; revising the student data used in determining an alternative school's school improvement rating; providing requirements for the content and distribution of student report cards for alternative schools; amending s. 1008.385, F.S.; requiring the commissioner to provide information relating to master school identification numbers for purposes of the comprehensive management information system; providing an effective date.

—as amended April 4 was read the third time by title.

Senator Galvano moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (197570)—Delete line 308 and insert: *pursuant to subsection (4) shall not include personally*

On motions by Senator Galvano, **CS for CS for SB 878** as amended was passed, ordered engrossed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

Mr. President	Brandes	Diaz de la Portilla
Abruzzo	Braynon	Evers
Altman	Bullard	Flores
Bean	Clemens	Galvano
Benacquisto	Dean	Garcia
Bradley	Detert	Gibson

Grimsley	Margolis	Simpson
Hays	Montford	Smith
Hukill	Negron	Sobel
Joyner	Richter	Soto
Latvala	Ring	Stargel
Lee	Sachs	Thompson
Legg	Simmons	Thrasher

Nays—None

SPECIAL ORDER CALENDAR**SENATOR RICHTER PRESIDING**

SB 1500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2013, and ending June 30, 2014, to pay salaries, and other expenses, capital outlay-buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

—was read the second time by title.

Senator Gardiner moved the following amendment which was adopted:

Amendment 1 (995061)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF State Board Of Education 48800000		
In Section 02 On Page 035		
129 Expenses 040000 IOEA		

DELETE the proviso immediately following Specific Appropriation 129:

From the funds in Specific Appropriation 129, \$500,000 from General Revenue shall be provided for a task force to examine and make recommendations for postsecondary educational opportunity for adults with disabilities once the students exit the K-12 system.

AND INSERT:

From the funds in Specific Appropriation 129, \$500,000 from general revenue funds is provided for a K-20 Students with Disabilities Education Pathway Task Force. The Commissioner of Education shall convene at least 9 members to serve on the task force. The task force may include, but is not limited to the following members: a representative from the Florida College System; a representative from the State University System; a representative from Independent Colleges and Universities; a representative from the disability advocacy community; a School District Superintendent; a parent of a student with disabilities who is seeking postsecondary options; a curriculum specialist; an assessment specialist; an ESE teacher; a Senate President designee; and a Speaker of the House of Representatives designee. The Department of Education shall provide staff and administrative support to the task force. All appointments must be made by July 15, 2013.

The purpose of the task force is to make recommendations on a rigorous K-12 academic pathway that will enable students with disabilities to earn a diploma that will matriculate into postsecondary education college credit programs. In addition, the task force shall recommend options for expanding access of students with disabilities to a traditional postsecondary academic experience. The task force shall submit recommendations by December 1, 2013, to the President of the Senate, Speaker of the House of Representatives, and Executive Office of the Governor.

Amendment 2 (995062) was withdrawn.

Senators Galvano and Negron offered the following amendment which was moved by Senator Galvano and adopted:

Amendment 3 (995065)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Universities, Division Of Program: Educational And General Activities 48900100		
In Section 01 On Page 005		
12 Aid To Local Governments 052310 Grants And Aids - Education And General Activities IOEB		

2178 Educational Enhancement Trust Fund	218,854,015	220,554,015
CA 1,700,000 FSI1NR 1,700,000		

DELETE the below portion of the proviso immediately following Specific Appropriation 12:

University of Florida..... 39,479,555

AND INSERT:

University of Florida..... 41,179,555

State Board Of Education 48800000		
11A Data Processing Services 210020 Education Technology And Information Services IOEA		

2178 Educational Enhancement Trust Fund	5,766,227	4,066,227
CA -1,700,000 FSI1NR -1,700,000		

Amendment 4 (995066) was withdrawn.

Senator Galvano moved the following amendments which were adopted:

Amendment 5 (995073)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400		

In Section 01 On Page 004		
9A Special Categories 104052 Grants And Aids - School And Instructional Enhancements IOEB		

2178 Educational Enhancement Trust Fund	400,000	550,000
CA 150,000 FSI1NR 150,000		

At the end of existing proviso following Specific Appropriation 9A,
INSERT:

Sandra DeLucca Developmental Center in Miami..... 150,000

From the funds in Specific Appropriation 9A, \$150,000 is provided for the Sandra DeLucca Developmental Center in Miami to fund the Project SEARCH education program for job training for developmentally disabled students transitioning from the school system.

State Board Of Education 48800000		
In Section 01 On Page 005		
11A Data Processing Services 210020 Education Technology And Information Services IOEA		

2178 Educational Enhancement Trust Fund	5,766,227	5,616,227
CA -150,000 FSI1NR -150,000		

Amendment 6 (995074)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Program: Private Colleges And Universities 48190000		
60A In Section 02 On Page 000 Special Categories 102118 Grants And Aids - Academic Program Contracts IOEB		
2178 Educational Enhancement Trust Fund CA 473,520 FSI1NR 473,520		473,520

Following Specific Appropriation 60A, INSERT:

Funds in Specific Appropriation 60A shall be allocated as follows:

Barry University - Nursing/Social Work.....73,520
Barry University - School of Podiatry.....200,000
Barry University - Juvenile Justice Program.....200,000

State Board Of Education 48800000

11A In Section 01 On Page 005 Data Processing Services 210020 Education Technology And Information Services IOEA		
2178 Educational Enhancement Trust Fund CA -473,520 FSI1NR -473,520	5,766,227	5,292,707

Amendment 7 (995076)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400		
102A In Section 02 On Page 024 Special Categories 104026 Grants And Aids - Strategic Statewide Initiatives IOEB		

Following Specific Appropriation 102A, DELETE:

Funds in Specific Appropriation 102A for Safe Schools Security Assessments shall be provided to the Department of Education to contract with a security consulting firm to conduct independent assessments of safety and security systems and procedures at each public school site in the state. The department shall issue a request for proposals (RFP) to procure assessment services from a security consulting firm with experience in conducting security assessments of educational facilities. At a minimum, the assessments must address the following issues: (1) school emergency and crisis preparedness planning; (2) security, crime and violence prevention policies and procedures; (3) physical security measures; (4) professional development training needs; (5) an examination of support service roles in school safety, security, and emergency planning; (6) school security and school police staffing, operational practices, and related services; and (7) school-community collaboration on school safety. The selected firm must submit assessment findings and recommendations in a written report to the Department of Education and school and district officials. The final report must identify the positive school safety measures in place at the time of the assessment, as well as the areas for continued school safety planning and improvement.

AND INSERT:

Funds in Specific Appropriation 102A for Safe Schools Security Assessments shall be provided to the Department of Education (DOE) to contract with a security consulting firm to provide a risk assessment tool for conducting security assessments for use by school officials at each public school site in the state. Such a tool should be able to help school officials to identify threats, vulnerabilities and appropriate safety controls for the schools that they supervise. The

department shall issue a request for proposals (RFP) to procure the assessment tool from a consulting firm that specializes in development of risk assessment software solutions with experience in conducting security assessments of public facilities. At a minimum, the assessments must address the following issues: (1) school emergency and crisis preparedness planning; (2) security, crime and violence prevention policies and procedures; (3) physical security measures; (4) professional development training needs; (5) an examination of support service roles in school safety, security, and emergency planning; (6) school security and school police staffing, operational practices, and related services; (7) school-community collaboration on school safety; and (8) return on investment analysis (ROI) of the recommended physical security controls. The selected software solution must be able to generate written automated reports on assessment findings for review by the DOE and school and district officials. The final report must identify the positive school safety measures in place at the time of the assessment, as well as the areas for continued school safety planning and improvement. Additionally, the selected firm should be able to provide training to the DOE and school officials in the use of the assessment tool.

Senator Bullard moved the following amendment which failed:

Amendment 8 (995078)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400		
9A In Section 01 On Page 004 Special Categories 104052 Grants And Aids - School And Instructional Enhancements IOEB		
2178 Educational Enhancement Trust Fund CA 1,500,000 FSI1NR 1,500,000	400,000	1,900,000

At the end of existing proviso language, following Specific Appropriation 9A, INSERT:

From the funds in Specific Appropriation 9A, \$1,500,000 is provided for the Florida Children's Initiative as referenced in Senate Bill 1322.

Program: Education - Fixed Capital Outlay 48150000

0A In Section 01 On Page 001 Fixed Capital Outlay 089000 Maintenance, Repair, Renovation, And Remodeling IOEL		
2178 Educational Enhancement Trust Fund CA -1,500,000 FSI1NR -1,500,000	55,209,106	53,709,106

Senators Benacquisto and Richter offered the following amendment which was moved by Senator Benacquisto and adopted:

Amendment 9 (995079)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Program: Education - Fixed Capital Outlay 48150000		
0C In Section 01 On Page 000 Fixed Capital Outlay 089007 State University System Projects IOEL		
2178 Educational Enhancement Trust Fund CA 2,500,000 FSI1NR 2,500,000		2,500,000

Funds in Specific Appropriation 0C shall be allocated as follows:

FLORIDA GULF COAST UNIVERSITY
Renewable Energy Institute.....2,500,000

State Board Of Education 48800000

11A In Section 01 On Page 005
Data Processing Services 210020
Education Technology And Information
Services IOEA

2178 Educational Enhancement Trust Fund 5,766,227 3,266,227
CA -2,500,000 FSI1NR -2,500,000

Senator Gibson moved the following amendments which were adopted:

Amendment 10 (995064)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Mental Health Program Mental Health Services 60910506		

354 In Section 03 On Page 069
Special Categories 100610
Grants And Aids - Community Mental Health
Services IOEB

1000 General Revenue Fund 181,168,358 180,988,358
CA -180,000 FSI2NR -180,000

Immediately following Specific Appropriation 354, DELETE:

The Manor - Mental Health Services..... 430,000

AND INSERT:

The Manor - Mental Health Services..... 250,000

Program: Substance Abuse Program
Substance Abuse Services 60910604

375 In Section 03 On Page 072
Special Categories 100618
Grants And Aids - Community Substance
Abuse Services IOEB

1000 General Revenue Fund 43,452,696 43,632,696
CA 180,000 FSI2NR 180,000

At the end of existing proviso language, following Specific
Appropriation 375, INSERT:

Outreach to the Elderly for Medical Compliance..... 180,000

Amendment 11 (995067)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Mental Health Program Mental Health Services 60910506		

354 In Section 03 On Page 069
Special Categories 100610
Grants And Aids - Community Mental Health
Services IOEB

1000 General Revenue Fund 181,168,358 180,918,358
CA -250,000 FSI2NR -250,000

Immediately following Specific Appropriation 354, DELETE:

The Manor - Mental Health Services..... 430,000

AND INSERT:

The Manor - Mental Health Services..... 180,000

Program: Substance Abuse Program
Substance Abuse Services 60910604

375 In Section 03 On Page 072
Special Categories 100618
Grants And Aids - Community Substance
Abuse Services IOEB

1000 General Revenue Fund 43,452,696 43,702,696
CA 250,000 FSI2NR 250,000

At the end of existing proviso language, following Specific
Appropriation 375, INSERT:

River Regions Services - Women's HIV and Substance Abuse..... 250,000

Amendments 12 (995086) and 13 (995087) were withdrawn.

Pursuant to Rule 7.1(1), there being no objection, consideration of the
following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was adopted:

Amendment 33 (995090)—

	DELETE	INSERT
In Section On Page 000 AGENCY FOR HEALTH CARE ADMINISTRATION Program: Health Care Services Executive Direction And Support Services 68500200		
189 In Section 03 On Page 045 Special Categories 100777 Contracted Services IOEA		

1000 General Revenue Fund 18,638,650 17,638,650
CA -1,000,000 FSI2NR -1,000,000

CHILDREN AND FAMILIES, DEPARTMENT OF
Services
Program: Mental Health Program
Mental Health Services 60910506

354 In Section 03 On Page 069
Special Categories 100610
Grants And Aids - Community Mental Health
Services IOEB

1000 General Revenue Fund 181,168,358 182,168,358
CA 1,000,000 FSI2NR 1,000,000

At the end of existing proviso language, following Specific
Appropriation 354, INSERT:

Ft. Walton Beach Medical Center Crisis Stabilization Unit.....\$1,000,000

Senator Latvala moved the following amendment which was adopted:

Amendment 14 (995060)—

	DELETE	INSERT
CORRECTIONS, DEPARTMENT OF Program: Security And Institutional Operations Public Service Worksquads And Work Release Transition 70031600		
662 In Section 04 On Page 107 Special Categories 100777 Contracted Services IOEA		

At the end of existing proviso language, following Specific
Appropriation 662, INSERT:

From the funds in Specific Appropriation 662, no privately operated work
release center may house more than 200 inmates at any given time and no
transportation shall be provided to inmates unless it is provided by the
contractor and paid for by the inmate or group of inmates requiring

transportation. In addition, each facility must have at least one certified correctional officer on premises at all times.

Senators Gardiner and Simpson offered the following amendment which was moved by Senator Gardiner and adopted:

Amendment 15 (995058)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Historical Resources Historical Resources Preservation And Exhibition 45200700		
In Section 06 On Page 349		
3116 Special Categories 101548		
Grants And Aids - Historic Preservation		
Grants IOEB		
1000 General Revenue Fund	6,872,773	6,772,773
CA -100,000 FSI1NR -100,000		

DELETE the proviso immediately following Specific Appropriation 3116:

Funds from the General Revenue Fund in Specific Appropriation 3116, shall be allocated as follows:

Golden Gate Building Interior Renovations, Martin County....	200,000
Calhoun County Historic Courthouse Renovation and Repairs...	649,000
City of Port St. Joe, Historic Cape San Blas Lighthouse Complex Rescue and Relocation Project.....	325,000
Ximenez-Fatio House Museum Restoration, St. Johns County....	300,000
St. Augustine Historical Documentary Film.....	500,000
Government House Phase II Renovations, City of St. Augustine	1,000,000
Alcazar Hotel/Lightner Museum Restoration, City of St. Augustine.....	750,000
Chinesgut Hill Historic Plantation - The Manor House Restoration.....	250,000
Restoration of Capital Theatre - City of St. Petersburg....	750,000
Historic Properties - 40 St. George Street - St. Augustine..	750,000
Historic Preservation Small Matching Grants - Statewide....	1,398,773

AND INSERT:

Funds from the General Revenue Fund in Specific Appropriation 3116, shall be allocated as follows:

Golden Gate Building Interior Renovations, Martin County....	200,000
Calhoun County Historic Courthouse Renovation and Repairs...	649,000
City of Port St. Joe, Historic Cape San Blas Lighthouse Complex Rescue and Relocation Project.....	325,000
Ximenez-Fatio House Museum Restoration, St. Johns County....	300,000
St. Augustine Historical Documentary Film.....	500,000
Government House Phase II Renovations, City of St. Augustine	1,000,000
Alcazar Hotel/Lightner Museum Restoration, City of St. Augustine.....	750,000
Chinesgut Hill Historic Plantation - The Manor House Restoration.....	150,000
Restoration of Capital Theatre - City of St. Petersburg....	750,000
Historic Properties - 40 St. George Street - St. Augustine..	750,000
Historic Preservation Small Matching Grants - Statewide....	1,398,773

ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Strategic Business Development Strategic Business Development 40400100		
In Section 06 On Page 275		
2223A Special Categories 100562		
Economic Development Projects IOEA		
1000 General Revenue Fund	5,700,000	5,800,000
CA 100,000 FSI1NR 100,000		

At the end of existing proviso language, following Specific Appropriation 2223A, INSERT:

From the nonrecurring general revenue funds provided in Specific

Appropriation 2223A, \$100,000 is provided to Hernando County as follows: \$50,000 for improvements to Rogers Park located along the Weeki Wachee River, and \$50,000 to implement a county-wide broadband network.

Senators Gardiner and Latvala offered the following amendment which was moved by Senator Gardiner and adopted:

Amendment 16 (995063)—

	DELETE	INSERT
In Section On Page 000		
ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Community Development Community Planning 40300100		
In Section 6 On Page 000		
2194A Special Categories 103056		
Grants And Aids - Regional Planning Councils IOEB		
1000 General Revenue Fund		-2,500,000
CA -2,500,000 FSI1NR -2,500,000		

DELETE the proviso immediately following Specific Appropriation 2194A

Program: Strategic Business Development
Strategic Business Development 40400100

In Section 6 On Page 276	
2226A Special Categories 103056	
Grants And Aids - Regional Planning Councils IOEB	

1000 General Revenue Fund	2,500,000
CA 2,500,000 FSI1NR 2,500,000	

Insert proviso immediately following Specific Appropriation 2226A :

Funds in Specific Appropriation 2226A are provided to the Regional Planning Councils, 75 percent of which must be divided equally among the councils and 25 percent of which must be allocated according to population. The funds must be used to implement the Florida Five-Year Strategic Plan for Economic Development, address problems of greater than local concern, and provide technical services to local governments, economic development organizations, and other stakeholders.

Senators Gardiner and Richter offered the following amendment which was moved by Senator Gardiner and adopted:

Amendment 17 (995070)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Cultural Affairs Cultural Affairs 45500300		
In Section 06 On Page 353		
3155A Grants And Aids To Local Governments And 140015		
Nonstate Entities - Fixed Capital Outlay Grants And Aids - Special Categories - Cultural Facilities Program IOEM		
1000 General Revenue Fund	600,000	1,100,000
CA 500,000 FSI1NR 500,000		

DELETE the proviso immediately following Specific Appropriation 3155A:

The nonrecurring general revenue funds in Specific Appropriation 3155A, shall be allocated as follows:

Frank Lloyd Wright Tourism and Education Center, Florida Southern College.....	500,000
Miami Science Museum.....	100,000

AND INSERT:

The nonrecurring general revenue funds in Specific Appropriation 3155A, shall be allocated as follows:

Frank Lloyd Wright Tourism and Education Center, Florida	
Southern College.....	500,000
Miami Science Museum.....	100,000
Naples Botanical Gardens.....	500,000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Workforce Services
Workforce Development 40200100

2162	In Section 06 On Page 267 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
2195	Employment Security Administration Trust Fund CA -500,000 FSI3 -500,000	19,794,979	19,294,979
	Program: Strategic Business Development Strategic Business Development 40400100		
2230	In Section 06 On Page 276 Special Categories 108445 Grants And Aids - Space Florida IOEB		
1000	General Revenue Fund CA -500,000 FSI1NR -500,000	7,000,000	6,500,000
2041	State Economic Enhancement And Development Trust Fund CA 500,000 FSI1 500,000	5,000,000	5,500,000

Senators Gardiner and Grimsley offered the following amendment which was moved by Senator Gardiner and adopted:

Amendment 18 (995071)—

		DELETE	INSERT
3122A	STATE, DEPARTMENT OF Program: Historical Resources Historical Resources Preservation And Exhibition 45200700		
	In Section 06 On Page 000 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Special Categories - Acquisition, Restoration Of Historic Properties IOEM	140020	
1000	General Revenue Fund CA 1,045,724 FSI1NR 1,045,724		1,045,724

Immediately following Specific Appropriation 3122A, INSERT:

Funds in Specific Appropriation 3122A shall be allocated as follows:
Stephen Foster Carillon Tower Restoration 347,000
Completion of Historic Roof - Archbold Biological Station.. 348,724
Bok Tower Gardens Tower Restoration Phase V..... 350,000

2230	ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Strategic Business Development Strategic Business Development 40400100		
	In Section 06 On Page 276 Special Categories 108445 Grants And Aids - Space Florida IOEB		
1000	General Revenue Fund CA -1,045,724 FSI1NR -1,045,724	7,000,000	5,954,276
2041	State Economic Enhancement And Development Trust Fund CA 1,045,724 FSI1 1,045,724	5,000,000	6,045,724
	Program: Workforce Services Workforce Development 40200100		

2162	In Section 06 On Page 267 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
2195	Employment Security Administration Trust Fund CA -1,045,724 FSI3 -1,045,724	19,794,979	18,749,255

Senator Gardiner moved the following amendment which was adopted:

Amendment 19 (995072)—

		DELETE	INSERT
2210A	ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Community Development Housing And Community Development 40300200		
	In Section 6 On Page 273 Special Categories 100931 G/A- Community Development IOEB		
1000	General Revenue Fund CA 1,300,000 FSI1NR 1,300,000		1,300,000

Immediately following Specific Appropriation 2210A, INSERT:

Funds in Specific Appropriation 2210A are provided for the Metropolitan Ministries Transitional Family Housing Project in Pasco County.

	Program: Strategic Business Development Strategic Business Development 40400100		
	In Section 6 On Page 276		
2230	Special Categories 108445 Grants And Aids - Space Florida IOEB		
1000	General Revenue Fund CA -1,300,000 FSI1NR -1,300,000	7,000,000	5,700,000
2041	State Economic Enhancement And Development Trust Fund CA 1,300,000 FSI1 1,300,000	5,000,000	6,300,000
	Program: Workforce Services Workforce Development 40200100		
2162	In Section 6 On Page 267 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
2195	Employment Security Administration Trust Fund CA -1,300,000 FSI3 -1,300,000		-1,300,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Evers moved the following amendment which failed:

Amendment 20 (995081)—

		DELETE	INSERT
2627A	HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF Program: Motorist Services Motorist Services 76210100		
	In Section 06 On Page 000 Aid To Local Governments 050235 Grants And Aids - Projects, Contracts And Grants IOEB		
2009	Highway Safety Operating Trust Fund CA 250,000 FSI1NR 250,000		250,000

Following Specific Appropriation 2627A, INSERT:

From the funds in Specific 2627A, \$250,000 of nonrecurring funds from the Highway Safety Operating Trust Fund are for the purpose of promoting motorcycle safety awareness through public information and education campaigns. These funds are provided to the American Bikers Aiming Toward Education of Florida, Inc. The American Bikers Aiming Toward Education of Florida, Inc., is required to provide an independent program audit to the Department of Highway Safety and Motor Vehicles to ensure that these funds were utilized to enhance motorcycle safety education. The expense of the required independent program audit may be funded from a portion of the funds provided.

Amendments 21 (995082), 22 (995083), 23 (995084), and 24 (995085) were withdrawn.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Gardiner and Brandes offered the following amendment which was moved by Senator Gardiner and adopted:

Amendment 31 (995088)—

	DELETE	INSERT
	ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Strategic Business Development Strategic Business Development 40400100	
	In Section 06 On Page 275	
2223A	Special Categories 100562	
	Economic Development Projects IOEA	

In the proviso immediately following Specific Appropriation 2223A, DELETE:

From the general revenue funds provided in Specific Appropriation 2223A, \$400,000 of nonrecurring funds is provided to the Tampa Bay Innovation Center to establish the St. Petersburg Technology Incubator. The purpose of these funds is to leverage federal and private resources in the delivery and support of services to the research community to stimulate the economy and create jobs.

AND INSERT:

From the general revenue funds provided in Specific Appropriation 2223A, \$350,000 of nonrecurring funds is provided to the Tampa Bay Innovation Center to establish the St. Petersburg Technology Incubator. The purpose of these funds is to leverage federal and private resources in the delivery and support of services to the research community to stimulate the economy and create jobs.

From the general revenue funds provided in Specific Appropriation 2223A, \$50,000 of nonrecurring funds is provided to the Urban League of Broward County for economic development activities in coordination with The Florida Consortium of Urban League Affiliates.

Senator Smith moved the following amendment which failed:

Amendment 25 (995059)—

	DELETE	INSERT
	FINANCIAL SERVICES, DEPARTMENT OF Program: Financial Services Commission Office Of Insurance Regulation Compliance And Enforcement - Insurance 43900110	
	In Section 06 On Page 295	
In Section 06, on Page 295,	DELETE the following:	

The Office of Insurance Regulation shall investigate unfair and deceptive business practices in the secondary life insurance market, including but not limited to: the failure to advise policy owners that a policy has an insurance interest; denied benefits on life insurance policies after the two year contestability period; illegal increases in the insurance rate; and refusing to return premiums to life insurance

policy owners after a policy is rescinded or determined to be invalid. The Office of Insurance Regulation shall issue a report on the findings by September 30, 2013.

AND INSERT:

The Office of Insurance Regulation shall study and hold hearings regarding the unfair and deceptive business practices in the secondary life insurance market in Florida, including but not limited to: the failure to advise policy owners that a policy has an insurable interest; denied benefits on life insurance policies after the two year contestability period; illegal increases in the insurance rate; failure to return premiums to policyholders after a policy is rescinded or determined to be invalid; the use of multiple life insurance trusts to disguise the true owner of the policy; the use of non-recourse premium financing to purchase the policy; the level of due diligence exercised by a secondary purchaser/investor; whether the secondary purchaser/investor required warranties in the sales agreements for protection against policies issued without an insurable interest and without fraud; whether the secondary purchaser/investor has sought reimbursement from the seller of the policies; and knowledge of a secondary purchaser/investor that stranger originated life insurance policies were or may be included in the portfolio of policies purchased. The Office of Insurance Regulation shall issue a report on the findings by December 31, 2013.

Senators Hays and Richter offered the following amendment which was moved by Senator Hays and adopted:

Amendment 26 (995068)—

	DELETE	INSERT
	ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Resource Management Beach Management 37350100	
	In Section 05 On Page 213	
1626	Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Beach Projects - Statewide IOEM	140126

At the end of existing proviso language, following Specific Appropriation 1626, INSERT:

From the funds in Specific Appropriation 1626, \$998,000 shall also be provided from any unobligated state share balance for engineering costs associated with the Collier County beach nourishment project.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF 37000000

In Section 38 On Page 372

At the end of existing proviso in Section 38, insert the following language:

From the funds in Specific Appropriation 1626, \$998,000 shall also be provided from any unobligated state share balance for engineering costs associated with the Collier County beach nourishment project.

Senators Latvala, Legg, Brandes, and Simpson offered the following amendment which was moved by Senator Latvala and adopted:

Amendment 27 (995069)—

	DELETE	INSERT
	PUBLIC SERVICE COMMISSION Program: Utility Regulation And Consumer Assistance Utility Regulation 61030100	
	In Section 06 On Page 340	

Insert proviso immediately preceding Specific Appropriation 2967:

From the funds provided in Specific Appropriations 2967 through 2973, the Public Service Commission shall perform a comprehensive review of the continuing prudency, cost effectiveness and need of any proposed

nuclear power plant for which cost recovery under section 366.93, Florida Statutes, has been authorized if the currently anticipated inservice date for the plant has been extended more than six years beyond its original proposed inservice date and if the most recent estimate of the plant's total cost has increased by more than 50 percent of the original cost estimate for the plant. In making this determination, the commission must consider all relevant factors, including but not limited to, the utility's need for that plant, technology and fuel choices, applicable federal and state licensing and permitting factors, and near and long-term cost to its ratepayers. Based on its review, the commission shall determine whether to authorize for recovery under section 366.93, Florida Statutes, any new or future costs for which cost recovery has not already been authorized. Such review shall commence on or before July 1, 2013, and shall be complete by February 1, 2014.

Amendment 28 (995080) was withdrawn.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Hays and Thompson offered the following amendment which was moved by Senator Hays and adopted:

Amendment 32 (995089)—

	DELETE	INSERT
	AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Agricultural Economic Development Agricultural Products Marketing 42170200	
1441B	In Section 05 On Page 194 Special Categories 100634 Grants and Aids - Mobile Farmer's Market IOEM	
1000	General Revenue Fund CA 150,000 FSI1NR 150,000	150,000
	ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Recreation And Parks Coastal And Aquatic Managed Areas 37500400	
1691	In Section 05 On Page 221 Special Categories 100021 Acquisition Of Motor Vehicles IOEA	
1000	General Revenue Fund CA -150,000 FSI1NR -150,000	560,976 410,976

Amendments 29 (995075), 30 (995077), and 34 (995091) were withdrawn.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Evers moved the following amendment which was adopted:

Amendment 35 (995092)—

	DELETE	INSERT
	HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF Program: Motorist Services Motorist Services 76210100	
2627A	In Section 06 On Page 000 Aid To Local Governments 050235 Grants And Aids - Projects, Contracts And Grants IOEB	
2009	Highway Safety Operating Trust Fund CA 250,000 FSI1NR 250,000	250,000

Following Specific Appropriation 2627A, INSERT:

From the funds in Specific 2627A, \$250,000 of nonrecurring funds from the Highway Safety Operating Trust Fund are for the purpose of promoting motorcycle safety awareness through public information and education campaigns. These funds are provided to the American Bikers Aiming Toward Education of Florida, Inc. The American Bikers Aiming Toward Education of Florida, Inc., is required to provide an independent program audit to the Department of Highway Safety and Motor Vehicles to ensure that these funds were utilized to enhance motorcycle safety education. The expense of the required independent program audit may be funded from a portion of the funds provided.

	In Section 06 On Page 310 Special Categories 100777 Contracted Services IOEA	
2009	Highway Safety Operating Trust Fund CA -250,000 FSI1NR -250,000	2,833,857 2,583,857

On motions by Senator Negron, by two-thirds vote **SB 1500** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richters
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

DISCLOSURE

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **SB 1500** which comes before the Senate floor for a vote on April 10, 2013.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

RECESS

The President declared the Senate in recess at 12:43 p.m. to reconvene at 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order by President Gaetz at 1:30 p.m. A quorum present—40:

Mr. President	Benacquisto	Bullard
Abruzzo	Bradley	Clemens
Altman	Brandes	Dean
Bean	Braynon	Detert

Diaz de la Portilla	Joyner	Simmons
Evers	Latvala	Simpson
Flores	Lee	Smith
Galvano	Legg	Sobel
Garcia	Margolis	Soto
Gardiner	Montford	Stargel
Gibson	Negron	Thompson
Grimsley	Richter	Thrasher
Hays	Ring	
Hukill	Sachs	

MOTIONS

On motion by Senator Negron, the rules were waived and staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 1500** as necessary.

SPECIAL ORDER CALENDAR

SB 1502—A bill to be entitled An act relating to implementing the General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program for the 2013-2014 fiscal year; amending s. 216.292, F.S.; authorizing the transfer of funds between appropriation categories to fund fixed capital outlay projects for charter schools upon certain approval; incorporating by reference certain calculations of the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Exemptions Programs for the 2013-2014 fiscal year; prohibiting the Department of Children and Families from requiring managing entities to conduct provider network procurement during the next fiscal year; providing requirements governing the continuation of Phase 3 of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study; specifying certain prohibitions before completion of the study; prioritizing which categories of individuals on the Agency for Persons with Disabilities wait list will be offered a slot on the Medicaid home and community-based waiver programs; providing that individuals remaining on the wait list are not entitled to an administrative proceeding; amending s. 216.262, F.S.; authorizing the Department of Corrections to submit a budget amendment for additional positions to operate additional prison bed capacity under certain circumstances; authorizing the Department of Legal Affairs to spend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; authorizing a municipality to expend funds from its special law enforcement trust fund to reimburse the municipality's general fund; requiring the Department of Juvenile Justice to comply with specified reimbursement limitations with respect to payments to hospitals or health care providers for health care services; authorizing certain payments pursuant to a contracted rate only until the contract expires or is renewed; defining the term "hospital" for purposes of such limitations; amending s. 215.18, F.S.; providing for trust fund loans to the state court system sufficient to meet its appropriation; providing that any funds remaining in the Clerks of the Court Trust Fund remain available to the clerks; amending s. 29.008, F.S., relating to county funding of court-related functions; providing counties with an exemption from the requirement to annually increase certain expenditures by a specified percentage; providing performance and reporting requirements for the Department of Corrections relating to the implementation of proviso language in the appropriations act; providing salary sanctions for failing to meet those requirements; requiring the Department of Management Services to use certain interest earnings to fund the administration of the MyFlorida.com portal; directing the Department of Management Services to use a tenant broker to renegotiate certain leases and provide a report to the Executive Office of the Governor and the Legislature; authorizing funds available in the Audit and Warrant Clearing Trust Fund to be available for certain interest payments to the Federal Government; amending s. 375.041, F.S.; providing for the transfer of moneys from the Land Acquisition Trust Fund to support the Total Maximum Daily Loads Program; providing for the transfer of moneys in the Land Acquisition Trust Fund to the Save Our Everglades Trust Fund for Everglades restoration; amending s. 373.59, F.S.; revising the allocation of moneys from the Water Management Lands Trust Fund; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain

counties for solid waste programs; amending s. 259.105, F.S.; providing that certain funds in the Florida Forever Trust Fund be distributed to the Division of State Lands for certain Board of Trustees Florida Forever Priority List land acquisition projects; amending s. 339.135, F.S.; authorizing the Department of Transportation to use appropriated funds for land acquisition, design, and construction of multiuse trails and related facilities; amending s. 335.065, F.S.; authorizing the Department of Transportation to use certain funds for the acquisition and development of a system of interconnected multi-use trails; amending s. 339.08, F.S.; authorizing the Department of Transportation to expend funds to pay certain administrative costs of the multicounty transportation authority established under ch. 343, F.S.; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 110.123, F.S., relating to the state group insurance program; providing the amounts of the state's monthly contribution; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency; providing that the annual salary of the members of the Legislature be maintained at a specified level; reenacting s. 215.32, F.S.; relating to the source and use of certain trust funds; reenacting s. 215.5601(4)(b), F.S., relating to the administration of the Lawton Chiles Endowment Fund; providing a legislative determination that the issuance of new debt is in the best interests of the state and necessary to address a critical state emergency; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; authorizing certain agencies to request the transfer of resources between Data Processing Services appropriation categories and appropriation categories for operation based upon changes to the data center services consolidation schedule; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers; reenacting and amending s. 110.12315, F.S., relating to the state employee prescription drug program; updating provisions specifying copayment amounts; repealing section 53, Laws of Florida, providing for the reversion of provisions relating to the prescription drug program to the 2010 statutes; providing for reversion of statutory text of certain provisions; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing for severability; providing effective dates.

—was read the second time by title. On motions by Senator Negron, by two-thirds vote **SB 1502** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simpson
Bradley	Grimsley	Smith
Brandes	Hays	Sobel
Braynon	Hukill	Soto
Bullard	Joyner	Stargel
Clemens	Latvala	Thompson
Dean	Lee	Thrasher
Detert	Legg	
Diaz de la Portilla	Montford	

Nays—None

Vote after roll call:

Yea—Margolis, Simmons

DISCLOSURE

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the

company may be affected by **SB 1502** which comes before the Senate floor for a vote on April 10, 2013.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

SB 1504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was read the second time by title. On motions by Senator Negron, by two-thirds vote **SB 1504** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Negron
Abruzzo	Flores	Richter
Altman	Galvano	Ring
Bean	Garcia	Sachs
Benacquisto	Gardiner	Simpson
Bradley	Grimsley	Smith
Brandes	Hays	Sobel
Braynon	Hukill	Soto
Bullard	Joyner	Stargel
Clemens	Latvala	Thompson
Dean	Lee	Thrasher
Detert	Legg	
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Gibson, Simmons

SB 1506—A bill to be entitled An act relating to trust funds; creating s. 282.221, F.S.; creating the State Technology Working Capital Trust Fund within the Department of State Technology; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or recreation of the trust fund; providing a contingent effective date.

—was read the second time by title. On motions by Senator Hays, by two-thirds vote **SB 1506** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Margolis
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	Thrasher
Diaz de la Portilla	Legg	

Nays—None

Vote after roll call:

Yea—Simmons

SB 1508—A bill to be entitled An act relating to court-appointed counsel; amending s. 27.40, F.S.; eliminating limited registry provisions; amending s. 27.5304, F.S.; revising statutory caps for certain flat fees; providing an effective date.

—was read the second time by title. On motions by Senator Bradley, by two-thirds vote **SB 1508** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 1510—A bill to be entitled An act relating to postconviction capital collateral proceedings; amending s. 27.701, F.S.; providing for the elimination of a capital collateral counsel pilot program in the northern region of the state; amending s. 27.702, F.S.; requiring each capital collateral regional counsel to provide a report to the Justice Administrative Commission; amending ss. 27.710 and 27.711, F.S.; providing for the assumption of certain duties of the Chief Financial Officer by the Justice Administrative Commission; providing an effective date.

—was read the second time by title. On motions by Senator Bradley, by two-thirds vote **SB 1510** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

Vote after roll call:

Yea—Negron

SB 1512—A bill to be entitled An act relating to clerks of court; transferring the Clerks of the Court Trust Fund from the Justice Administrative Commission to the Department of Revenue; amending s. 11.90, F.S.; providing additional duties of the Legislative Budget Commission relating to clerks of court; amending s. 28.241, F.S.; revising distribution of filing fees; revising references to trust funds; repealing s. 28.2455, F.S., relating to the transfer of trust funds in excess of the amount needed for clerk budgets; amending s. 28.246, F.S.; conforming provisions to changes made by the act; amending s. 28.35, F.S.; revising duties of the corporation; defining terms; providing requirements for

annual submission of a proposed budget and related information; revising provisions concerning functions that may and may not be funded from specified sources; revising distribution of the corporation's audit report; amending s. 28.36, F.S.; specifying that only certain functions may be funded from fees, service charges, costs, and fines retained by the clerks of the court; revising provisions relating to preparation of budget requests by clerks; providing for reporting and certification of revenue deficits; providing procedures for retention of additional revenues by clerks in the event of a deficit; providing for the release of funds from a specified trust fund to relieve such a deficit in certain circumstances; providing for increases in previously authorized budgets in certain circumstances; deleting provisions relating to review of budgets and related information; creating s. 28.365, F.S.; providing that clerks of court and the Florida Clerks of Court Operations Corporation are subject to specified procurement requirements for expenditures made pursuant to specified provisions; amending s. 28.37, F.S.; providing that a portion of all fines, fees, service charges, and costs collected by the clerks of the court that exceeds a specified portion of the clerk's annual budget be remitted to a specified trust fund; providing for remission of certain excess collections to the department for deposit into the General Revenue Fund on specified dates; providing for deposit of such funds in a specified trust fund in certain circumstances; providing for collection of certain funds by the department; amending s. 34.041, F.S.; conforming provisions to changes made by the act; revising distribution of certain fees; amending s. 142.01, F.S.; deleting provisions specifying that certain moneys are considered state funds; amending s. 213.131, F.S.; conforming provisions to changes made by the act; amending s. 215.22, F.S.; exempting certain moneys deposited in the Clerks of the Court Trust Fund from a specified deduction; specifying the authorized budget for the clerks of the circuit court and the corporation for specified periods; requiring the corporation to determine budget amounts for the individual clerks for those periods; providing an effective date.

—was read the second time by title. On motions by Senator Bradley, by two-thirds vote **SB 1512** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 1514—A bill to be entitled An act relating to education funding; amending s. 1002.3305, F.S.; revising a definition; authorizing the state's program of education to receive state and federal funding that may be transferred between state agencies to provide for operations of the college-preparatory boarding academy; authorizing the college-preparatory boarding academy to enter into an agreement with the Department of Children and Families to admit certain students and to develop an alternative admissions process; amending s. 1002.45, F.S.; authorizing a district to report full-time equivalent membership for credit earned by a student who is enrolled in a virtual education course under certain circumstances; amending s. 1003.498, F.S.; authorizing a district to report full-time equivalent membership for credit earned by a student who is enrolled in a virtual education course under certain circumstances; amending s. 1009.24, F.S.; authorizing a university to increase its athletic fee to defray the costs associated with adding National Collegiate Athletic Association Division II football; amending s. 1011.61, F.S.; revising the definition of the term "full-time equivalent student" as it relates to the Florida Education Finance Program; amending s. 1011.62, F.S.; revising the fiscal years in which certain school districts

may use funds for supplemental academic instruction and research-based reading instruction to provide additional intensive reading instruction; revising the rate of nonvoted current operating discretionary millage that is used to calculate a discretionary millage compression supplement; eliminating the annual virtual education contribution in the Florida Education Finance Program; amending s. 1011.71, F.S.; conforming a cross-reference; authorizing a district school board to levy additional millage for critical capital outlay needs under certain circumstances; deleting a provision that prohibits additional millage and state funds from being included in the calculation of the Florida Education Finance Program; deleting a provision that authorizes the districts to levy millage that was authorized by the voters in the 2010 general election; amending s. 1011.80, F.S.; revising the funding for operation of workforce education programs with regard to students who are coenrolled in a K-12 education program and an adult education program; amending s. 1013.64, F.S.; revising the capital outlay full-time equivalent membership used to calculate the amount that district school boards receive from the Public Education Capital Outlay and Debt Service Trust Fund; specifying the formula to be used for the 2012-2013 fiscal year in calculating the alternate compliance calculation amounts to the class size operating categorical fund, notwithstanding certain other provisions of law; requiring that the Commissioner of Education modify payments to school districts; providing effective dates.

—was read the second time by title.

Senator Abruzzo moved the following amendment which was adopted:

Amendment 1 (460850) (with title amendment)—Between lines 61 and 62 insert:

Section 1. Paragraph (a) of subsection (9) of section 1002.32, Florida Statutes, is amended to read:

1002.32 Developmental research (laboratory) schools.—

(9) FUNDING.—Funding for a lab school, including a charter lab school, shall be provided as follows:

(a) Each lab school shall be allocated its proportional share of operating funds from the Florida Education Finance Program as provided in s. 1011.62 based on the county in which the lab school is located and the General Appropriations Act. The nonvoted ad valorem millage that would otherwise be required for lab schools shall be allocated from state funds. The required local effort funds calculated pursuant to s. 1011.62 shall be allocated from state funds to the schools as a part of the allocation of operating funds pursuant to s. 1011.62. Each eligible lab school ~~in operation as of September 1, 2002,~~ shall also receive a proportional share of the sparsity supplement as calculated pursuant to s. 1011.62. In addition, each lab school shall receive its proportional share of all categorical funds, with the exception of s. 1011.68, and new categorical funds enacted after July 1, 1994, for the purpose of elementary or secondary academic program enhancement. The sum of funds available as provided in this paragraph shall be included annually in the Florida Education Finance Program and appropriate categorical programs funded in the General Appropriations Act.

And the title is amended as follows:

Delete line 2 and insert: An act relating to education funding; amending s. 1002.32, F.S.; deleting an obsolete provision; amending s.

Senator Galvano moved the following amendment which was adopted:

Amendment 2 (911308) (with title amendment)—Delete lines 185-229.

And the title is amended as follows:

Delete lines 19-22 and insert: circumstances; amending s.

On motions by Senator Galvano, by two-thirds vote **SB 1514** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Altman	Benacquisto
Abruzzo	Bean	Bradley

Brandes	Gibson	Ring	Negron	Simmons	Stargel
Braynon	Grimsley	Sachs	Richter	Simpson	Thompson
Bullard	Hays	Simmons	Ring	Sobel	Thrasher
Clemens	Hukill	Simpson	Sachs	Soto	
Dean	Joyner	Smith			
Detert	Latvala	Sobel	Nays—None		
Diaz de la Portilla	Lee	Soto			
Evers	Legg	Stargel			
Flores	Margolis	Thompson			
Galvano	Montford	Thrasher			
Garcia	Negron				
Gardiner	Richter				

Nays—None

SB 1516—A bill to be entitled An act relating to the Internal Revenue Code; amending s. 220.03, F.S.; adopting the 2013 version of the code for the purposes of ch. 220, F.S.; amending s. 220.13, F.S.; incorporating a reference to a recent federal act into state law for the purpose of defining the term “adjusted federal income”; authorizing the executive director of the Department of Revenue to adopt emergency rules; providing for retroactive application; providing an effective date.

—was read the second time by title. On motions by Senator Hukill, by two-thirds vote **SB 1516** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gardiner	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	Thrasher

Nays—None

Vote after roll call:

Yea—Montford

SB 1518—A bill to be entitled An act relating to Department of Children and Families; amending s. 394.9082, F.S.; providing for the carrying forward, expenditure, and return of unexpended funds paid to entities contracting with the department to manage the delivery of behavioral health services; amending s. 409.16713, F.S.; revising recurring core services funding for community-based care lead agencies; providing an effective date.

—was read the second time by title. On motions by Senator Grimsley, by two-thirds vote **SB 1518** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Clemens	Gibson
Abruzzo	Dean	Grimsley
Altman	Detert	Hays
Bean	Diaz de la Portilla	Hukill
Benacquisto	Evers	Latvala
Bradley	Flores	Lee
Brandes	Galvano	Legg
Braynon	Garcia	Margolis
Bullard	Gardiner	Montford

DISCLOSURE

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **SB 1518** which comes before the Senate floor for a vote on April 10, 2013.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

SB 1520—A bill to be entitled An act relating to Medicaid; amending s. 395.602, F.S.; providing that certain rural hospitals remain rural hospitals under specified circumstances; amending s. 409.905, F.S.; requiring the Agency for Health Care Administration to implement a prospective payment system for inpatient hospital services using diagnosis-related groups (DRGs); deleting provisions directing the agency to develop a plan to convert hospital reimbursement for inpatient services to a prospective payment system; requiring hospital reimbursement for outpatient services to be based on allowable costs; providing that adjustments may not be made after a certain date; providing for the reconciliation of errors in source data or calculations; amending s. 409.908, F.S.; revising exceptions to limitations on hospital reimbursement for inpatient services; providing parameters for submission of letters of agreement by local governmental entities to the agency relating to funds for special payments; creating s. 409.909, F.S.; establishing the State-wide Medicaid Residency Program; providing the purposes of the program; providing definitions; providing a formula and limitations for allocating funds to participating hospitals; authorizing the agency to adopt rules; amending s. 409.911, F.S.; updating references to data used for calculations in the disproportionate share program; amending s. 409.9118, F.S.; amending parameters for the disproportionate share program for specialty hospitals; limiting reimbursement to tuberculosis services provided under contract with the Department of Health; providing an effective date.

—was read the second time by title. On motions by Senator Grimsley, by two-thirds vote **SB 1520** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gardiner	Richter
Abruzzo	Gibson	Ring
Altman	Grimsley	Sachs
Bean	Hays	Simmons
Benacquisto	Hukill	Simpson
Bradley	Joyner	Smith
Brandes	Latvala	Sobel
Clemens	Lee	Soto
Dean	Legg	Stargel
Detert	Margolis	Thompson
Evers	Montford	Thrasher
Galvano	Negron	

Nays—4

Braynon	Bullard	Diaz de la Portilla
Garcia		

DISCLOSURE

I have an ownership interest in Caregivers, Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers, Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **SB 1520** which comes before the Senate floor for a vote on April 10, 2013.

Therefore, I believe that, because Caregivers, Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

SB 1522—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 320.0804, F.S.; revising and directing the distribution of the vehicle license tax surcharge into the State Transportation Trust Fund and the Highway Safety Operating Trust Fund; providing an effective date.

—was read the second time by title. On motions by Senator Gardiner, by two-thirds vote **SB 1522** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

SB 1802—A bill to be entitled An act relating to state employee health insurance; amending s. 110.123, F.S.; modifying the terms “full-time state employee” and “part-time state employee” for the purposes of expressly excluding persons paid from other-personal-services funds who work less than a certain number of hours per week from the state group insurance program; revising provisions relating to employer contributions to employee health savings accounts; requiring each agency or entity that participates in the program to provide information about its employees which is necessary to determine eligibility for the program; reenacting s. 110.12315(2)(b) and (7)(a), F.S., relating to the state employee’s prescription drug program; repealing s. 53 of chapter 2012-119, Laws of Florida, relating to the reversion of certain state employee’s prescription drug provisions to those in previous existence; amending s. 110.131, F.S.; providing that OPS employees working 30 hours or more per week may be eligible for the state group health insurance program; providing effective dates.

—was read the second time by title. On motions by Senator Ring, by two-thirds vote **SB 1802** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores

Galvano	Lee	Simpson
Garcia	Legg	Smith
Gardiner	Margolis	Sobel
Gibson	Montford	Soto
Grimsley	Negron	Stargel
Hays	Richter	Thompson
Hukill	Ring	Thrasher
Joyner	Sachs	
Latvala	Simmons	

Nays—None

SB 1810—A bill to be entitled An act relating to the Florida Retirement System; amending ss. 112.363, 121.052, 121.055, and 121.071, F.S.; revising the employer contribution rates for the retiree health insurance subsidy; amending s. 121.71, F.S.; revising the required employer retirement contribution rates for members of each membership class and subclass of the Florida Retirement System; providing findings of an important state interest; providing an effective date.

—was read the second time by title. On motions by Senator Ring, by two-thirds vote **SB 1810** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gardiner	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Evers	Margolis	Thrasher

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla

CS for SB 406—A bill to be entitled An act relating to economic development; establishing the Economic Development Programs Evaluation; requiring the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to present the evaluation; requiring the offices to develop and submit a work plan for completing the evaluation by a certain date; requiring the offices to provide an analysis of certain economic development programs and specifying a schedule; requiring the Office of Economic and Demographic Research to make certain evaluations in its analysis; limiting the office’s evaluation for the purposes of tax credits, tax refunds, sales tax exemptions, cash grants, and similar programs; requiring the office to use a certain model to evaluate each program; requiring the Office of Program Policy Analysis and Government Accountability to make certain evaluations in its analysis; providing the offices access to all data necessary to complete the evaluation; amending s. 20.60, F.S.; revising the date on which the Department of Economic Opportunity and Enterprise Florida, Inc., are required to report on the business climate and economic development in the state; specifying reports and information that must be included; amending s. 212.08, F.S.; revising definitions; clarifying the application of certain amendments; contingently amending s. 212.20, F.S.; requiring the Department of Revenue to distribute a specified amount of money to certain applicants if a spring training franchise uses the applicant’s facility; specifying time periods and limitations on distributions; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the director of the Office of Program Policy Analysis and Government Accountability and the coordinator of the Office of Economic and Demo-

graphic Research; authorizing the offices to share certain information; amending s. 220.194, F.S.; requiring the annual report for the Florida Space Business Incentives Act to be included in the annual incentives report; deleting certain reporting requirements; amending s. 288.005, F.S.; providing a definition; amending s. 288.012, F.S.; requiring each State of Florida international office to submit a report to Enterprise Florida, Inc., for inclusion in its annual report; deleting a reporting date; amending s. 288.061, F.S.; requiring the Department of Economic Opportunity to analyze each economic development incentive application; prohibiting the executive director from approving an economic development incentive application unless a specified written declaration is received; amending s. 288.0656, F.S.; requiring the Rural Economic Development Initiative to submit a report to supplement the Department of Economic Opportunity's annual report; deleting certain reporting requirements; creating s. 288.076, F.S.; providing definitions; requiring the department to publish on a website specified information concerning state investment in economic development programs; requiring the department to use methodology and formulas established by the Office of Economic and Demographic Research for specified calculations; requiring the Office of Economic and Demographic Research to provide a description of specified methodology and formulas to the department and requiring the department to publish this description on its website within a specified period; providing procedures and requirements for reviewing, updating, and supplementing specified published information; requiring the department to annually publish information relating to the progress of Quick Action Closing Fund projects; requiring the department to publish certain confidential information pertaining to participant businesses upon expiration of a specified confidentiality period; requiring the department to publish certain reports concerning businesses that fail to complete tax refund agreements under the tax refund program for qualified target industry businesses; providing for construction and legislative intent; authorizing the department to adopt rules; repealing s. 288.095(3)(c), F.S., relating to the annual report by Enterprise Florida, Inc., of programs funded by the Economic Development Incentives Account; amending s. 288.106, F.S.; deleting and adding provisions relating to the application and approval process of the tax refund program for qualified target industry businesses; requiring the Department of Economic Opportunity to include information on qualified target industry businesses in the annual incentives report; deleting certain reporting requirements; amending 288.107, F.S.; revising definitions; revising provisions to conform to changes made by the act; revising the minimum criteria for participation in the brownfield redevelopment bonus refund; amending s. 288.1081, F.S.; requiring the use of loan funds from the Economic Gardening Business Loan Pilot Program to be included in the department's annual report; deleting certain reporting requirements; amending s. 288.1082, F.S.; requiring the progress of the Economic Gardening Technical Assistance Pilot Program to be included in the department's annual report; deleting certain reporting requirements; amending s. 288.1088, F.S.; requiring the department to validate contractor performance for the Quick Action Closing Fund and include the performance validation in the annual incentives report; deleting certain reporting requirements; amending s. 288.1089, F.S.; requiring that certain projects in the Innovation Incentive Program provide a cumulative break-even economic benefit; requiring the department to report information relating to the Innovation Incentive Program in the annual incentives report; deleting certain reporting requirements; deleting provisions that require the Office of Program Policy Analysis and Government Accountability and the Auditor General's Office to report on the Innovation Incentive Program; contingently creating s. 288.11631, F.S.; providing definitions; establishing a certification process to retain spring training baseball franchises; authorizing and prohibiting certain uses of the awarded funds; requiring a certified applicant to submit an annual report and requiring the Department of Economic Opportunity to publish such information; providing for decertification of a certified applicant; requiring the department to adopt rules; authorizing the Auditor General to conduct audits; amending s. 288.1253, F.S.; revising a reporting date; requiring expenditures of the Office of Film and Entertainment to be included in the annual entertainment industry financial incentive program report; amending s. 288.1254, F.S.; revising a reporting date; requiring the annual entertainment industry financial incentive program report to include certain information; amending s. 288.1258, F.S.; revising a reporting date; requiring the report detailing the relationship between tax exemptions and incentives to industry growth to be included in the annual entertainment industry financial incentive program report; amending s. 288.714, F.S.; requiring the Department of Economic Opportunity's annual report to include a report on the Black Business Loan

Program; deleting certain reporting requirements; amending s. 288.7771, F.S.; requiring the Florida Export Finance Corporation to submit a report to Enterprise Florida, Inc.; amending s. 288.903, F.S.; requiring Enterprise Florida, Inc., with the Department of Economic Opportunity, to prepare an annual incentives report; repealing s. 288.904(6), F.S., relating to Enterprise Florida, Inc., which requires the department to report the return on the public's investment; amending s. 288.906, F.S.; requiring certain reports to be included in the Enterprise Florida, Inc., annual report; amending s. 288.907, F.S.; requiring Enterprise Florida, Inc., with the Department of Economic Opportunity, to prepare the annual incentives report; requiring the annual incentives report to include certain information; deleting a provision requiring the Division of Strategic Business Development to assist Enterprise Florida, Inc., with the report; amending s. 288.92, F.S.; requiring each division of Enterprise Florida, Inc., to submit a report; amending s. 288.95155, F.S.; requiring the financial status of the Florida Small Business Technology Growth Program to be included in the annual incentives report; amending s. 290.0056, F.S.; revising a reporting date; requiring the enterprise zone development agency to submit certain information for the Department of Economic Opportunity's annual report; amending s. 290.014, F.S.; revising a reporting date; requiring certain reports on enterprise zones to be included in the Department of Economic Opportunity's annual report; amending s. 331.3051, F.S.; revising a reporting date; requiring Space Florida's annual report to include certain information; amending s. 331.310, F.S.; requiring the Board of Directors of Space Florida to supplement Space Florida's annual report with operations information; deleting certain reporting requirements; amending s. 446.50, F.S.; requiring the Department of Economic Opportunity's annual report to include a plan for the displaced homemaker program; deleting certain reporting requirements; providing an effective date.

—was read the second time by title.

Senator Gardiner moved the following amendments which were adopted:

Amendment 1 (271164) (with title amendment)—Delete lines 405-524.

And the title is amended as follows:

Delete lines 28-33 and insert: amendments; amending s. 213.053, F.S.; authorizing

Amendment 2 (317276) (with title amendment)—Delete lines 1060-1284.

And the title is amended as follows:

Delete lines 118-128 and insert: Incentive Program; amending s. 288.1253, F.S.;

On motions by Senator Gardiner, by two-thirds vote **CS for SB 406** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Negron
Abruzzo	Galvano	Richter
Altman	Garcia	Ring
Bean	Gardiner	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Detert	Legg	Thrasher
Diaz de la Portilla	Margolis	
Evers	Montford	

Nays—None

MOTIONS

On motion by Senator Negron, the House was requested to pass the following Senate appropriations bills as passed by the Senate; or agree to include these bills in the appropriations conference: **SB 1500, SB 1502, SB 1504, SB 1506, SB 1508, SB 1510, SB 1512, SB 1514, SB 1516, SB 1518, SB 1520, SB 1522, SB 1802, SB 1810, CS for SB 406, CS for CS for SB 1660, CS for SB 1762, CS for CS for SB 1720, CS for CS for SB 1076, and CS for CS for SB 878.**

On motion by Senator Thrasher, by two-thirds vote, the following Senate appropriations bills passed this day were ordered immediately certified to the House: **SB 1500, SB 1502, SB 1504, SB 1506, SB 1508, SB 1510, SB 1512, SB 1514, SB 1516, SB 1518, SB 1520, SB 1522, SB 1802, SB 1810, CS for SB 406, CS for CS for SB 1660, CS for SB 1762, CS for CS for SB 1720, CS for CS for SB 1076, and CS for CS for SB 878.**

On motion by Senator Grimsley—

CS for SB 1258—A bill to be entitled An act relating to a comprehensive health information system; amending s. 408.05, F.S.; renaming the Florida Center for Health Information and Policy Analysis as the Florida Health Information Transparency Initiative; providing a statement of purpose for the initiative; providing the duties of the Agency for Health Care Administration; revising the data and information required to be included in the health information system; revising the functions that the agency must perform in order to collect and disseminate health information and statistics; deleting provisions that require the center to provide technical assistance to persons and organizations engaged in health planning activities; deleting provisions that require the center to provide widespread dissemination of data; requiring the agency to implement the transparency initiative in a manner that recognizes state-collected data as an asset and rewards taxpayer investment in information collection and management; authorizing the agency to apply for, receive, and accept grants, gifts, and other payments, including property and services, from a governmental or other public or private entity or person; requiring the agency to ensure that certain vendors do not inhibit or impede consumer access to state-collected health data and information; abolishing the State Consumer Health Information and Policy Advisory Council; amending ss. 381.026, 395.301, 465.0244, 627.6499, and 641.54, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1258** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sobel—

CS for SB 646—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid prepaid behavioral health plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid prepaid behavioral health plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health; requiring the case manager assigned to a mental health resident of an assisted living facility that holds a limited mental health license to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the responsible entity for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; providing that an administrative assessment conducted by a local council be comprehensive in nature and focus on factors affecting the rights, health, safety, and welfare of the residents of a nursing home; requiring a local council to conduct an exit consultation with the facility administrator or

administrator designee to discuss issues and concerns in areas affecting rights, health, safety, and welfare of residents and make recommendations for improvement; amending s. 400.0078, F.S.; requiring that residents of long-term care facilities be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; providing that an extended congregate care license is issued to certain facilities that have been licensed as assisted living facilities under certain circumstances; providing the purpose of an extended congregate care license; providing that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring the licensee to notify the Agency for Health Care Administration whenever it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license for certain reasons or on certain grounds; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that the agency's monitoring visits may be in conjunction with other agency inspections; authorizing the agency to waive one of the required yearly monitoring visits for certain facilities; amending s. 429.075, F.S.; requiring an assisted living facility that serves one or more mental health residents to obtain a limited mental health license; amending s. 429.14, F.S.; revising the actions in which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; revising the criteria upon which the agency must deny or revoke the license of an assisted living facility; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; deleting factors that the agency is required to consider to determine penalties and fines; amending s. 429.28, F.S.; requiring that residents of facilities be informed that the identity of the resident and complainant in a complaint made to the State Long-Term Care Ombudsman Program is confidential and that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; providing that a facility that terminates an individual's residency is fined if good cause is not shown in court; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect every licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to adjust the fee; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign an affidavit upon completion of the preservice orientation; requiring the assisted living facility to maintain the signed affidavit in each employee's work file; conforming a cross-reference; requiring the Agency for Health Care Administration to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to propose a rating system of assisted living facilities for consumers and create content for the agency's website that makes available to consumers information regarding assisted living facilities; providing criteria for the content; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 646** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 112** was deferred.

On motion by Senator Lee—

CS for SB 934—A bill to be entitled An act relating to stormwater management permits; amending s. 373.4131, F.S.; deleting an obsolete reference; requiring that rules for environmental resource permitting provide for conceptual permits and associated general permits for a municipality or county that creates a stormwater management master plan for urban infill and redevelopment areas or community redevelopment areas; specifying requirements for a conceptual permit; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 934** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hays—

CS for CS for SB 1106—A bill to be entitled An act relating to agritourism; amending s. 570.96, F.S.; providing legislative intent; restricting a local government's ability to regulate agritourism activity on agricultural land; amending s. 570.961, F.S.; revising the definition of the term "agritourism activity," changing the term "agritourism professional" to "agritourism operator," and adding a definition of the term "inherent risks of agritourism activity"; creating s. 570.963, F.S.; limiting the liability of an agritourism operator, his or her employer or employee, or the owner of the underlying land on which the agritourism activity occurs if certain conditions are met; creating s. 570.964, F.S.; requiring that signs and contracts notify participants of certain inherent risks and the assumption of that risk; preventing an agritourism operator, his or her employer, and any employee, and the owner of the underlying land from invoking the privileges of immunity if certain conditions are not met; providing criteria for the notice; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1106** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for CS for SB 534—A bill to be entitled An act relating to publicly funded defined benefit retirement plans; amending s. 112.63, F.S.; deleting the requirement that required actuarial reports for retirement plans include a disclosure of the present value of the plan's benefits; amending s. 112.66, F.S.; providing that the state is not liable for shortfalls in local government retirement systems or plans; creating s. 112.664, F.S.; requiring a defined benefit system or plan to report certain information to the Department of Management Services by a certain date; requiring the plan sponsor to make certain information available on certain websites; providing consequences for failure to timely submit the required information; providing a method for a plan sponsor to request a hearing to contest such consequences; amending s. 112.665, F.S.; requiring the department to provide a fact sheet specifying certain information; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 534** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1792** was deferred.

On motion by Senator Diaz de la Portilla—

CS for SB 186—A bill to be entitled An act relating to the jurisdiction of the courts; amending s. 48.193, F.S.; providing that a person submits to the jurisdiction of the courts of this state by entering into a contract that specifies that the law of this state governs the contract and that the person agrees to submit to the jurisdiction of the courts of this state; amending s. 55.502, F.S.; revising the definition of the term "foreign judgment" for purposes of the Florida Enforcement of Foreign Judg-

ments Act; amending s. 684.0002, F.S.; clarifying the circumstances under which an arbitration is international; amending s. 684.0003, F.S.; correcting a cross-reference; amending s. 684.0019, F.S.; limiting the application of certain provisions to instances in which an arbitral tribunal orders a party to preserve evidence that may be relevant and material to the resolution of a dispute; amending s. 684.0026, F.S.; correcting a cross-reference in the Florida International Commercial Arbitration Act; creating s. 684.0049, F.S.; providing that the initiation of arbitration in this state, or the making of a written agreement to arbitrate which provides for arbitration in this state, constitutes a consent to exercise in personam jurisdiction by the courts of this state; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 186** was placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

CS for SB 464—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.124, F.S.; authorizing the Department of Financial Services to adopt rules that allow an apparent owner of unclaimed property to submit a claim to the department electronically; providing for applicability with respect to specified property reported and remitted to the Chief Financial Officer; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 464** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

CS for SB 454—A bill to be entitled An act relating to Florida College System institution police officers; amending s. 23.1225, F.S.; providing for mutual aid agreements involving Florida College System institution police officers; amending s. 316.640, F.S.; providing for enforcement of traffic laws in certain areas by Florida College System institution police officers; amending s. 1012.88, F.S.; revising provisions relating to the jurisdictional authority of Florida College System institution police officers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 454** was placed on the calendar of Bills on Third Reading.

On motion by Senator Abruzzo—

SB 356—A bill to be entitled An act relating to financial guaranty insurance corporations; amending ss. 627.971 and 627.972, F.S.; providing that such corporations include licensed mutual insurers as well as licensed stock insurers; providing an effective date.

—was read the second time by title.

Senator Abruzzo moved the following amendment which was adopted:

Amendment 1 (655700) (with title amendment)—Between lines 53 and 54 insert:

Section 3. Subsection (7) of section 617.01401, Florida Statutes, is amended to read:

617.01401 Definitions.—As used in this chapter, the term:

(7) "Distribution" means the payment of a dividend or any part of the income or profit of a corporation to its members, directors, or officers.

(a) A donation or transfer of corporate assets or income to or from another not-for-profit corporation qualified as tax-exempt under s. 501(c) of the Internal Revenue Code or a governmental organization exempt from federal and state income taxes, if such corporation or governmental

organization is a member of the corporation making such donation or transfer, is not a distribution for purposes of this chapter.

(b) *A dividend or distribution by a not-for-profit insurance company subsidiary to its mutual insurance holding company organized under part III of chapter 628, directly or indirectly through one or more intermediate holding companies authorized under that part, is not a distribution for the purposes of this chapter.*

Section 4. Subsection (5) is added to section 628.371, Florida Statutes, to read:

628.371 Dividends to stockholders.—

(5) *A dividend or distribution by a not-for-profit insurance company subsidiary to its mutual insurance holding company, directly or indirectly through one or more intermediate holding companies, pursuant to part III of this chapter, which meets the requirements of this section and which applies to a stock insurer, is permitted under this section.*

Section 5. Section 628.703, Florida Statutes, is reordered and amended to read:

628.703 Definitions.—For purposes of this part:

(2)(1) “Mutual insurance holding company” means an incorporated entity without permanent capital stock ~~which that~~ is organized under this part and whose members are determined in accordance with this part.

(5)(2) “Subsidiary insurance company” means:

(a) A stock insurance company, *of which* the majority of the voting shares of the capital stock ~~of which~~ are at all times owned by a mutual insurance holding company. ~~As used in For purposes of this part, the term “majority of the voting shares of the capital stock” means the shares of the capital stock of such company which carry the right to cast a majority of the votes entitled to be cast by all of the outstanding shares of the capital stock for the election of directors. The ownership of a majority of the voting shares of the capital stock of a former mutual reorganized insurance company which are required by this part to be at all times owned by a mutual insurance holding company includes indirect ownership through one or more intermediate holding companies. However, indirect ownership through one or more intermediate holding companies may shall not result in a mutual insurance holding company owning less than the equivalent of a majority of the voting shares of the capital stock of the former mutual reorganized insurance company; or~~

(b) *A not-for-profit insurance company or nonprofit health care plan, of which the majority of the voting membership interests are at all times owned by a mutual insurance holding company, which entitles the mutual insurance holding company to elect the board of directors of the not-for-profit insurance company or nonprofit health care plan. This also applies to the indirect ownership of the not-for-profit insurance company or nonprofit health care plan through one or more intermediate holding companies. A not-for-profit insurance company subsidiary resulting from reorganization into a not-for-profit mutual insurance company under this part, or which is subsequently organized as an additional subsidiary insurance company of the holding company, is subject to the Florida Insurance Code and chapter 617 applies to the organization of such company.*

(1)(3) “Intermediate holding company” means:

(a) A holding company ~~that which~~ is a subsidiary of a mutual insurance holding company, and which directly or through a subsidiary intermediate holding company owns a majority of the voting shares of the capital stock of one or more subsidiary insurance companies; or

(b) *A holding company that is a not-for-profit corporation and a subsidiary of a mutual insurance holding company, of which a majority of the voting membership interests entitled to elect the board of directors of such corporation are owned, directly or through a subsidiary intermediate holding company, by the mutual insurance holding company.*

(3) “Nonprofit health care plan” means a not-for-profit domestic or foreign hospital or medical and surgical service plan or corporation that is licensed in one or more states, issues no capital stock, and is engaged in the business of providing prepaid indemnity or health care benefits.

(4) “Paid premiums” means all premiums paid for insurance by a member of a mutual insurance holding company to a subsidiary insurance company.

Section 6. Subsection (5) of section 628.707, Florida Statutes, is amended to read:

628.707 Applicability of general corporation statutes.—The applicable statutes of this state relating to the powers and procedures of domestic private corporations formed for profit shall apply to domestic mutual insurance holding companies, except:

(5) In the case of the reorganization of a ~~any~~ mutual insurance company organized as a *not-for-profit nonprofit* corporation under chapter 617, a mutual insurance holding company organized under this part shall be deemed to be a *not-for-profit nonprofit* corporation.

Section 7. Subsection (1) of section 628.715, Florida Statutes, is amended to read:

628.715 Merger and acquisitions.—Subject to applicable requirements of this chapter, a mutual insurance holding company may:

(1)(a) Merge or consolidate with, or acquire the assets of, a mutual insurance holding company licensed pursuant to this ~~part act~~ or any similar entity organization pursuant to laws of any other state;

(b) Either alone or together with one or more intermediate ~~stock~~ holding companies, or other subsidiaries, directly or indirectly acquire the stock of a stock insurance company or a mutual insurance company that reorganizes under this ~~part act~~ or the law of its state of organization;

(c) Together with one or more of its ~~stock insurance company~~ subsidiaries, acquire the assets of a stock insurance company or a mutual insurance company, *or the membership interests of a not-for-profit insurance company or nonprofit health care plan;*

(d) Acquire a stock insurance company through the merger of ~~the such~~ stock insurance subsidiary with a stock insurance company or interim stock insurance company subsidiary of the mutual insurance holding company, *or acquire a not-for-profit insurance company or nonprofit health care plan through the merger of such entities with a mutual insurance company, or with a not-for-profit insurance company subsidiary of the mutual insurance holding company or intermediate holding company;*

(e) Acquire the stock or assets of any other person to the same extent as would be permitted for any not-for-profit corporation under chapter 617 or, if the mutual insurance holding company writes insurance, a mutual insurance company;

(f) Jointly, with a domestic or foreign mutual insurance company ~~that which~~ redomesticates pursuant to s. 628.520, file an application with the office, pursuant to ~~the provisions of~~ this part, to merge the domestic or foreign mutual insurance company policyholder’s membership interests into the mutual insurance holding company. The reorganizing mutual insurance company may merge with the mutual insurance holding company’s stock subsidiary or continue its corporate existence as a domestic stock insurance company subsidiary. The members of the foreign mutual insurance company may approve in a contemporaneous vote both the redomestication plan and the agreement for merger and reorganization; or

(g) Merge or consolidate with, or acquire the assets of, a domestic or foreign reciprocal insurance company, a group self-insurance fund, or any other similar entity.

Section 8. Subsection (1) of section 628.727, Florida Statutes, is amended to read:

628.727 Membership.—

(1) Membership in a mutual insurance holding company shall be determined in accordance with the mutual insurance holding company’s articles of incorporation and bylaws and ~~shall~~ be based upon each member holding a policy of insurance with a subsidiary insurance company or a health maintenance contract with a subsidiary health maintenance organization. Group certificateholders may also be mem-

bers of the mutual insurance holding company if specified in the bylaws. *The articles of incorporation and bylaws may provide for one or more classes of members and may restrict the voting or other rights of a class of policyholders of a nonprofit health care plan from receiving distributions pursuant to this chapter if the assets of the nonprofit health care plan may not be treated as assets available for distribution.*

And the title is amended as follows:

Delete lines 2-5 and insert: An act relating to mutual insurance corporations; amending ss. 627.971 and 627.972, F.S.; providing that such corporations include licensed mutual insurers as well as licensed stock insurers; amending s. 617.01401, F.S.; revising the definition of the term “distribution” to exclude a not-for-profit insurance company subsidiary from ch. 617, F.S., relating to not-for-profit corporations; amending s. 628.371, F.S.; providing that certain dividends or distributions by a not-for-profit insurance company to its mutual insurance holding company which meet certain requirements are permitted under part I of ch. 628, F.S., relating to stock and mutual insurers; amending s. 628.703, F.S.; amending definitions relating to mutual insurance holding companies to add provisions for not-for-profit insurance companies and nonprofit health care plans; amending s. 628.707, F.S.; conforming terminology; amending s. 628.715, F.S.; adding not-for-profit insurance companies and nonprofit health plans to provisions relating to mergers and acquisitions; amending s. 628.727, F.S.; authorizing the articles of incorporation and bylaws of a mutual insurance holding company to restrict certain rights of policyholders to receive distributions;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Abruzzo moved the following amendment which was adopted:

Amendment 2 (577342)—Delete line 54 and insert:

Section 9. Except for sections 3 through 8, which shall take effect January 1, 2014, this act shall take effect upon becoming a law.

Pursuant to Rule 4.19, **SB 356** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Thrasher—

CS for SB 248—A bill to be entitled An act relating to treatment programs for impaired licensees and applicants; amending s. 456.076, F.S.; exempting an entity retained by the Department of Health as an impaired practitioner consultant from certain licensure requirements; authorizing impaired practitioner consultants to contract with schools or programs to provide services to impaired students who are enrolled for the purpose of preparing for licensure as a specified health care practitioner or as a veterinarian; limiting the liability of those schools or programs when they refer a student to an impaired practitioner consultant; authorizing each board and profession within the division to delegate to its chair or other designee the authority to determine that an applicant for licensure under its jurisdiction may be impaired before certifying or declining to certify an application for licensure; authorizing the chair or other designee to refer the applicant to the consultant for an evaluation before the board certifies or declines to certify the applicant’s application to the department; tolling the department’s deadline for approving or denying the application until the evaluation is completed and the result of the evaluation and recommendation by the consultant is communicated to the board by the consultant if the applicant agrees to be evaluated by the consultant; requiring the board to certify or decline to certify the applicant’s application to the department notwithstanding the lack of an evaluation and recommendation by the consultant if the applicant declines to be evaluated by the consultant; providing that the impaired practitioner consultant is the official custodian of records relating to the referral of the licensee or applicant to the consultant and any other interaction between them; clarifying the circumstances under which an impaired practitioner consultant may disclose certain information concerning an impaired licensee or applicant; authorizing the Department of Health and others that contract with an impaired practitioner consultant to have administrative control over the consultant to the extent necessary to receive disclosures allowed under federal law; authorizing an impaired licensee to obtain confidential information from the department regarding a pending disciplinary proceeding; amending ss. 458.331 and 459.015, F.S.; conforming cross-references; creating s.

468.315, F.S.; providing that radiological personnel are subject to a treatment program for impaired licensees; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 248** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

CS for CS for CS for SB 112—A bill to be entitled An act relating to filing false documents against real or personal property; creating s. 817.535, F.S.; defining terms; prohibiting a person from filing or causing to be filed, with intent to defraud or harass another, a document relating to the ownership, transfer, or encumbrance of, or claim against, real or personal property, or any interest in real or personal property; providing criminal penalties; establishing reclassified penalties for persons who commit the specified offenses a second or subsequent time when the person is a convicted offender who commits the specified offenses while incarcerated in a jail or participating in a community correctional program and when the victim of the offense is a public officer or employee or incurs financial losses under certain circumstances; authorizing the court to issue an injunction; authorizing a court to seal specified public or private records under certain circumstances; providing that the subject of the false statements has a civil cause of action against the perpetrator; providing for actual and punitive damages; providing that the prevailing party is entitled to costs and reasonable attorney fees; providing duties of the custodian of the official record; providing applicability; requiring that attorney fees be paid to the government agency that provides legal representation under certain circumstances; amending s. 843.0855, F.S.; revising definitions; defining the term “public officer or employee”; revising criminal penalties for criminal actions under color of law or through use of simulated legal process; providing legislative intent; amending s. 921.0022, F.S.; revising provisions of the offense severity ranking chart of the Criminal Punishment Code to conform to changes made by the act; providing severability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 112** was placed on the calendar of Bills on Third Reading.

On motion by Senator Ring—

CS for CS for SB 458—A bill to be entitled An act relating to firefighter and police officer pension plans; amending s. 175.021, F.S.; revising the legislative declaration to require all plans to meet the requirements of ch. 175, F.S., in order to receive insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and adding new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising existing payment provisions and providing for an additional mandatory payment by the municipality or special fire control district to the firefighters’ pension trust fund; amending s. 175.162, F.S.; deleting a limitation on state contributions funding additional benefits; amending s. 175.351, F.S., relating to municipalities and special fire control districts that have their own pension plans and want to participate in the distribution of a tax fund; revising criteria governing the use of income from the premium tax; requiring plan sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 175, F.S., under certain time-limited circumstances; amending s. 185.01, F.S.; revising the legislative declaration to require all plans to meet the requirements of ch. 185, F.S., in order to receive insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and adding new definitions; deleting a provision allowing a local law plan to limit the amount of overtime payments which can be used for retirement benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising existing payment provisions and providing for an additional mandatory payment by the municipality to the police officers’ retirement trust fund; amending s. 185.16, F.S.; deleting a limitation on state contributions funding additional benefits; amending s. 185.35, F.S., relating to municipalities that have their own pension plans for police officers and want to participate in the distribution of a tax fund; revising criteria governing the use of income from the premium tax; requiring plan

sponsors to have a defined contribution plan in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., under certain time-limited circumstances; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

SENATOR RICHTER PRESIDING

Senator Ring moved the following amendment which was adopted:

Amendment 1 (766314)—Delete lines 565-569 and insert: *continue to implement proposed changes. Such reliance must be evidenced by a written collective bargaining proposal, collective bargaining agreement, or formal correspondence between the municipality or district and the department which describes the specific changes to the local law plan, with the initial proposal, agreement, or correspondence from the municipality or district dated prior to February 1, 2013. The*

Senator Clemens moved the following amendment which failed:

Amendment 2 (396902) (with title amendment)—Between lines 574 and 575 insert:

(10) *Notwithstanding any other provision of this chapter, a municipality or special fire control district that implemented a change in the use of premium tax revenues on or after January 1, 2005, and before February 1, 2013, which was agreed to by a majority of plan members and approved by the department may maintain such use of premium tax revenues.*

And the title is amended as follows:

Delete line 25 and insert: *circumstances; authorizing certain municipalities or districts to maintain changes in the use of their premium tax revenues; amending s. 185.01, F.S.; revising the*

Senator Ring moved the following amendment which was adopted:

Amendment 3 (831682)—Delete lines 1056-1059 and insert: *Such reliance must be evidenced by a written collective bargaining proposal, collective bargaining agreement, or formal correspondence between the municipality and the department which describes the specific changes to the local law plan, with the initial proposal, agreement, or correspondence from the municipality dated prior to February 1, 2013. The*

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Ring moved the following amendments which were adopted:

Amendment 4 (768272)—Delete lines 930-970 and insert:

(1) If a municipality has a ~~retirement pension~~ plan for police officers, or for police officers and firefighters if *both* are included, which, in the opinion of the division, meets the required ~~minimum~~ benefits and minimum standards set forth in this chapter, the board of trustees of the pension plan ~~must, as approved by a majority of police officers of the municipality, may:~~

~~(a)~~ place the income from the premium tax in s. 185.08 in such ~~pension~~ plan for the sole and exclusive use of its police officers, or its police officers and firefighters if *both* are included, where it shall become an integral part of that ~~pension~~ plan and ~~shall~~ be used to fund benefits as follows:

(a) *The base premium tax revenues must be used to fund required benefits. To the extent the base premium tax revenues exceed the annual actuarial cost of the plan's required benefits, such revenues may be used to fund the plan's base benefits, or a portion thereof, if the plan's base benefits are greater than the plan's required benefits. Otherwise, such excess revenues must be used as directed in paragraph (b).*

(b) *Of the additional premium tax revenues received which are in excess of the amount received for the 2012 calendar year and any accumulations of additional premium tax revenues which have not been applied to fund benefits in excess of the plan's base benefits:*

1. *If the plan has a supplemental plan in effect as of September 30, 2012, whereby all premium tax revenues received in excess of the amount received for the 2012 calendar year are scheduled to be used to fund defined contribution plan benefits and:*

a. *If the plan has a long-term funded ratio of less than 70 percent, 50 percent of the additional premium tax revenues subject to this paragraph must be used as additional contributions to pay the plan's actuarial deficiency and the remainder must be used to fund special benefits; or*

b. *If the plan has a long-term funded ratio of 70 percent or greater, the additional premium tax revenues subject to this paragraph must be used to fund special benefits.*

2. *If subparagraph 1. is not applicable and the plan has a long-term funded ratio of less than 80 percent:*

a. *Fifty percent of the additional premium tax revenues subject to this paragraph must be used as additional contributions to pay the plan's actuarial deficiency;*

b. *Twenty-five percent of the additional premium tax revenues subject to this paragraph must be used to fund base benefits; and*

c. *The remainder must be placed in a defined contribution plan to fund special benefits.*

3. *If subparagraph 1. is not applicable and the plan has a long-term funded ratio of 80 percent or greater:*

a. *Fifty percent of the additional premium tax revenues subject to this paragraph must be used to fund base benefits; and*

b. *The remainder must be placed in a defined contribution plan to fund special benefits.*

Any additional premium tax revenues used to fund the plan's actuarial deficiency pursuant to this paragraph may not be considered in determining the mandatory payment described in s. 175.091(1)(d).

~~(c) Additional premium tax revenues not described in paragraph (b) must be used to fund benefits that were not included in the base benefits pay extra benefits to the police officers included in that pension plan; or~~

~~(b) May place the income from the premium tax in s. 185.08 in a separate supplemental plan to pay extra benefits to the police officers, or police officers and firefighters if included, participating in such separate supplemental plan.~~

Amendment 5 (629342)—Delete lines 437-477 and insert:

(1) If a municipality has a pension plan for firefighters, or ~~a pension plan~~ for firefighters and police officers if *both* are included, which in the opinion of the division meets the required ~~minimum~~ benefits and minimum standards set forth in this chapter, the board of trustees of the pension plan ~~must, as approved by a majority of firefighters of the municipality, may:~~

~~(a)~~ place the income from the premium tax in s. 175.101 in such ~~pension~~ plan for the sole and exclusive use of its firefighters, or for firefighters and police officers if *both* are included, where it shall become an integral part of that ~~pension~~ plan and ~~shall~~ be used to fund benefits as follows:

(a) *The base premium tax revenues must be used to fund required benefits. To the extent the base premium tax revenues exceed the annual actuarial cost of the plan's required benefits, such revenues may be used to fund the plan's base benefits, or a portion thereof, if the plan's base benefits are greater than the plan's required benefits. Otherwise, such excess revenues must be used as directed in paragraph (b).*

(b) *Of the additional premium tax revenues received which are in excess of the amount received for the 2012 calendar year and any accumulations of additional tax revenues which have not been applied to fund benefits in excess of the plan's base benefits:*

1. *If the plan has a supplemental plan in effect as of September 30, 2012, whereby all premium tax revenues received in excess of the amount*

received for the 2012 calendar year are scheduled to be used to fund defined contribution plan benefits and:

a. If the plan has a long-term funded ratio of less than 70 percent, 50 percent of the additional premium tax revenues subject to this paragraph must be used as additional contributions to pay the plan's actuarial deficiency and the remainder must be used to fund special benefits; or

b. If the plan has a long-term funded ratio of 70 percent or greater, the additional premium tax revenues subject to this paragraph must be used to fund special benefits.

2. If subparagraph 1. is not applicable and the plan has a long-term funded ratio of less than 80 percent:

a. Fifty percent of the additional premium tax revenues subject to this paragraph must be used as additional contributions to pay the plan's actuarial deficiency;

b. Twenty-five percent of the additional premium tax revenues subject to this paragraph must be used to fund base benefits; and

c. The remainder must be placed in a defined contribution plan to fund special benefits.

3. If subparagraph 1. is not applicable and the plan has a long-term funded ratio of 80 percent or greater:

a. Fifty percent of the additional premium tax revenues subject to this paragraph must be used to fund base benefits; and

b. The remainder must be placed in a defined contribution plan to fund special benefits.

Any additional premium tax revenues used to fund the plan's actuarial deficiency pursuant to this paragraph may not be considered in determining the mandatory payment described in s. 175.091(1)(d).

(c) Additional premium tax revenues not described in paragraph (b) must be used to fund benefits that were not included in the base benefits to pay extra benefits to the firefighters included in that pension plan; or

~~(b) Place the income from the premium tax in s. 175.101 in a separate supplemental plan to pay extra benefits to firefighters, or to firefighters and police officers if included, participating in such separate supplemental plan.~~

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz de la Portilla moved the following amendment:

Amendment 6 (741332)—Delete line 297 and insert:

(21) "Required benefits" means the greater of the minimum

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Diaz de la Portilla and Latvala offered the following substitute amendment which was moved by Senator Diaz de la Portilla and adopted:

Amendment 7 (860988)—Delete lines 297-301 and insert:

(21) "Required benefits" means the base benefits of the plan. For local law plans created after March 12, 1999, the required benefits are the minimum benefits set forth in this chapter.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz de la Portilla moved the following amendment:

Amendment 8 (552312)—Delete line 808 and insert:

(20) "Required benefits" means the greater of the minimum

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Diaz de la Portilla and Latvala offered the following substitute amendment which was moved by Senator Diaz de la Portilla and adopted:

Amendment 9 (462050)—Delete lines 808-812 and insert:

(20) "Required benefits" means the base benefits of the plan. For local law plans created after March 12, 1999, the required benefits are the minimum benefits set forth in this chapter.

Pursuant to Rule 4.19, **CS for CS for SB 458** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 810—A bill to be entitled An act relating to wrap-up insurance policies; creating s. 627.4138, F.S.; providing definitions; providing that wrap-up insurance policies may include workers' compensation claim deductibles equal to or greater than a specified amount if specified standards are met; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 810** was placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

Consideration of **SB 1700** was deferred.

On motion by Senator Montford—

CS for CS for SB 674—A bill to be entitled An act relating to animal shelters and animal control agencies; amending s. 823.15, F.S.; declaring legislative priorities relating to the importation and uncontrolled breeding of dogs and cats; requiring that each public or private animal shelter, humane organization, or animal control agency operated by a humane society or by a county, municipality, or other incorporated political subdivision prepare and maintain specified records; specifying the information that must be included in the records; providing a maximum fee for copies of such records; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Braynon moved the following amendment which was adopted:

Amendment 1 (263762) (with title amendment)—Between lines 96 and 97 insert:

Section 2. Subsection (4) of section 828.27, Florida Statutes, is amended to read:

828.27 Local animal control or cruelty ordinances; penalty.—

(4)(a)1. County-employed animal control officers shall, and municipally employed animal control officers may, successfully complete a 40-hour minimum standards training course. Such course shall include, but is not limited to, training for: animal cruelty investigations, search and seizure, animal handling, courtroom demeanor, and civil citations. The course curriculum must be approved by the Florida Animal Control Association. An animal control officer who successfully completes such course shall be issued a certificate indicating that he or she has received a passing grade.

2. Any animal control officer who is authorized prior to January 1, 1990, by a county or municipality to issue citations is not required to complete the minimum standards training course.

3. In order to maintain valid certification, every 2 years each certified county-employed animal control officer shall complete 4 hours of postcertification continuing education training. Such training may include, but is not limited to, training for: animal cruelty investigations,

search and seizure, animal handling, courtroom demeanor, and civil citations.

(b) The governing body of a county or municipality may impose and collect a surcharge of up to \$5 upon each civil penalty imposed for violation of an ordinance relating to animal control or cruelty. The proceeds from such surcharges shall be used to pay the costs of training for animal control officers.

(c) *In addition to the uses set forth in paragraph (b), a county as defined in s. 125.011 may use the proceeds specified in that paragraph and any carryover or fund balance from such proceeds for animal shelter operating expenses. This paragraph shall expire July 1, 2014.*

And the title is amended as follows:

Delete line 12 and insert: maximum fee for copies of such records; amending s. 828.27, F.S.; providing that proceeds, carryover, and fund balances may be used to fund animal shelter operating expenses; providing an

Pursuant to Rule 4.19, **CS for CS for SB 674** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

SB 1700—A bill to be entitled An act relating to agricultural lands; repealing s. 604.006, F.S., relating to the mapping and monitoring of agricultural lands by the Department of Economic Opportunity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1700** was placed on the calendar of Bills on Third Reading.

SB 1792—A bill to be entitled An act relating to medical negligence actions; amending s. 456.057, F.S.; authorizing a health care practitioner or provider who reasonably expects to be deposed, to be called as a witness, or to receive discovery requests to consult with an attorney on certain matters; authorizing the disclosure of patient information in connection with litigation under certain circumstances; prohibiting a medical liability insurer from selecting an attorney for a health care practitioner or provider; authorizing a medical liability insurer to recommend an attorney to a health care practitioner or provider under certain circumstances; restricting the health care practitioner's or provider's attorney from disclosing information to the medical liability insurer under certain circumstances; authorizing the health care practitioner's or provider's attorney to represent the insurer or other insureds of the insurer in unrelated matters; specifying exceptions to the limitations on disclosures by the attorney to the insurer of the practitioner or provider; amending s. 766.102, F.S.; revising qualifications to give expert testimony on the prevailing professional standard of care; deleting provision regarding limitations of section; amending s. 766.106, F.S.; providing that a prospective defendant may conduct an ex parte interview with a claimant's treating health care provider as a tool of informal discovery; amending s. 766.1065, F.S.; revising the form for the authorization of release of protected health information; providing for the release of protected health information to certain treating health care providers, insurers, and attorneys; authorizing a treating health care provider, insurer, or attorney to use protected health information in connection with legal services relating to a medical negligence claim; authorizing certain individuals and entities to conduct ex parte interviews with the claimant's health care providers; amending s. 381.028, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1 (688034) (with title amendment)—Delete lines 119-123 and insert:

(I) *The insurer for the health care practitioner or provider may not contact the health care practitioner or provider to recommend that the*

health care practitioner or provider seek legal counsel relating to a particular matter.

(II) *The insurer may not select an attorney for the practitioner or the provider. However, the insurer may recommend attorneys who do not represent a defendant or prospective defendant in the matter if the practitioner or provider contacts an insurer relating to the practitioner's or provider's potential involvement in the matter.*

(III) *The attorney selected by the practitioner or the*

And the title is amended as follows:

Delete line 11 and insert: practitioner or provider or recommending that a practitioner or provider seek legal counsel on a particular matter; authorizing a medical

Senator Smith moved the following amendment which failed:

Amendment 2 (386448) (with title amendment)—Delete lines 137-171.

And the title is amended as follows:

Delete lines 22-25 and insert: practitioner or provider; amending

The vote was:

Yeas—13

Abruzzo	Gibson	Smith
Braynon	Joyner	Soto
Bullard	Margolis	Thompson
Clemens	Ring	
Diaz de la Portilla	Sachs	

Nays—26

Mr. President	Galvano	Montford
Altman	Garcia	Negron
Bean	Gardiner	Richter
Benacquisto	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Sobel
Dean	Latvala	Stargel
Evers	Lee	Thrasher
Flores	Legg	

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Flores moved the following amendment:

Amendment 3 (683406) (with title amendment)—Delete lines 222-369 and insert:

5. *Interviews of treating health care providers.—A prospective defendant or his or her legal representative may interview the claimant's treating health care providers consistent with the authorization for release of protected health information. This subparagraph does not require a claimant's treating health care provider to submit to a request for an interview. Notice of the intent to conduct an interview shall be provided to the claimant or the claimant's legal representative, who shall be responsible for arranging a mutually convenient date, time, and location for the interview within 15 days after the request is made. For subsequent interviews, the prospective defendant or his or her representative shall notify the claimant and his or her legal representative at least 72 hours before the subsequent interview. If the claimant's attorney fails to schedule an interview, the prospective defendant or his or her legal representative may attempt to conduct an interview without further notice to the claimant or the claimant's legal representative.*

6.5. *Unsworn statements of treating health care providers.—A prospective defendant or his or her legal representative may also take unsworn statements of the claimant's treating health care providers. The statements must be limited to those areas that are potentially relevant to the claim of personal injury or wrongful death. Subject to the proce-*

dural requirements of subparagraph 1., a prospective defendant may take unsworn statements from a claimant's treating physicians. Reasonable notice and opportunity to be heard must be given to the claimant or the claimant's legal representative before taking unsworn statements. The claimant or claimant's legal representative has the right to attend the taking of such unsworn statements.

Section 4. Subsection (3) of section 766.1065, Florida Statutes, is amended to read:

766.1065 Authorization for release of protected health information.—

(3) The authorization required by this section shall be in the following form and shall be construed in accordance with the "Standards for Privacy of Individually Identifiable Health Information" in 45 C.F.R. parts 160 and 164:

AUTHORIZATION FOR RELEASE OF PROTECTED HEALTH INFORMATION

A. I, (...Name of patient or authorized representative...) [hereinafter "Patient"], authorize that (...Name of health care provider to whom the presuit notice is directed...) and his/her/its insurer(s), self-insurer(s), and attorney(s), *and the designated treating health care provider(s) listed below and his/her/its insurer(s), self-insurer(s), and attorney(s)* may obtain and disclose (within the parameters set out below) the protected health information described below for the following specific purposes:

1. Facilitating the investigation and evaluation of the medical negligence claim described in the accompanying presuit notice; ~~or~~
2. Defending against any litigation arising out of the medical negligence claim made on the basis of the accompanying presuit notice; *or*,
3. *Obtaining legal advice or representation arising out of the medical negligence claim described in the accompanying presuit notice.*

B. The health information obtained, used, or disclosed extends to, and includes, ~~the~~ verbal health information as well as ~~the~~ written health information and is described as follows:

1. The health information in the custody of the following health care providers who have examined, evaluated, or treated the Patient in connection with injuries complained of after the alleged act of negligence: (List the name and current address of all health care providers). This authorization extends to any additional health care providers that may in the future evaluate, examine, or treat the Patient for the injuries complained of.
2. The health information in the custody of the following health care providers who have examined, evaluated, or treated the Patient during a period commencing 2 years before the incident that is the basis of the accompanying presuit notice.

(List the name and current address of such health care providers, if applicable.)

C. This authorization does not apply to the following list of health care providers possessing health care information about the Patient because the Patient certifies that such health care information is not potentially relevant to the claim of personal injury or wrongful death that is the basis of the accompanying presuit notice.

(List the name of each health care provider to whom this authorization does not apply and the inclusive dates of examination, evaluation, or treatment to be withheld from disclosure. If none, specify "none.")

D. The persons or class of persons to whom the Patient authorizes such health information to be disclosed or by whom such health information is to be used:

1. Any health care provider providing care or treatment for the Patient.

2. Any liability insurer or self-insurer providing liability insurance coverage, self-insurance, or defense to any health care provider to whom presuit notice is given, *or to any health care provider listed in subsections B.1.-2. above*, regarding the care and treatment of the Patient.

3. Any consulting or testifying expert employed by or on behalf of (name of health care provider to whom presuit notice was given) and his/her/its insurer(s), self-insurer(s), or attorney(s) regarding the matter of the presuit notice accompanying this authorization.

4. Any attorney (including ~~his/her~~ ~~secretarial, clerical, or para-legal~~ staff) employed by or on behalf of (name of health care provider to whom presuit notice was given) *or employed by or on behalf of any health care provider(s) listed in subsections B.1.-2. above*, regarding the matter of the presuit notice accompanying this authorization *or the care and treatment of the Patient*.

5. Any trier of the law or facts relating to any suit filed seeking damages arising out of the medical care or treatment of the Patient.

E. This authorization expressly allows the persons or class of persons listed in subsections D.2.-4. above to interview the health care providers listed in subsections B.1.-2. above, without the presence of the Patient or the Patient's attorney.

~~F.F.~~ This authorization expires upon resolution of the claim or at the conclusion of any litigation instituted in connection with the matter of the presuit notice accompanying this authorization, whichever occurs first.

~~G.F.~~ The Patient understands that, without exception, the Patient has the right to revoke this authorization in writing. The Patient further understands that the consequence of any such revocation is that the presuit notice under s. 766.106(2), Florida Statutes, is deemed retroactively void from the date of issuance, and any tolling effect that the presuit notice may have had on any applicable statute-of-limitations period is retroactively rendered void.

~~H.G.~~ The Patient understands that signing this authorization is not a condition for continued treatment, payment, enrollment, or eligibility for health plan benefits.

~~I.H.~~ The Patient understands that information used or disclosed under this authorization may be subject to additional disclosure by the recipient and may not be protected by federal HIPAA privacy regulations.

Signature of Patient/Representative:

Date:

Name of Patient/Representative:

Description of Representative's Authority:

And the title is amended as follows:

Delete lines 27-39 and insert: defendant may conduct an interview with a claimant's treating health care provider as a tool of informal discovery; amending s. 766.1065, F.S.; revising the form for the authorization of release of protected health information; providing for the release of protected health information to certain treating health care providers, insurers, and attorneys; authorizing a treating health care provider, insurer, or attorney to use protected health information in connection with legal services relating to a medical negligence claim; authorizing certain individuals and entities to conduct interviews with the claimant's health care providers;

On motion by Senator Lee, further consideration of **SB 1792** as amended with pending **Amendment 3 (683406)** was deferred.

On motion by Senator Diaz de la Portilla—

CS for SB 444—A bill to be entitled An act relating to domestic wastewater discharged through ocean outfalls; amending s. 403.086,

F.S.; revising the measurement standard for the wastewater flow; revising the requirements for installation of a functioning reuse system by a utility that had a permit for a domestic wastewater facility on a specified date to discharge through ocean outfall; revising the definition of the term “functioning reuse system”; changing the term “facility’s actual flow on an annual basis” to “baseline flow”; revising plan requirements for the elimination of ocean outfalls; providing that certain utilities that shared a common ocean outfall on a specified date are individually responsible for meeting the reuse requirement; requiring that the Department of Environmental Protection approve certain apportionment of reuse if a facility contracts with another facility to install a functioning reuse system; requiring a facility that contracts with another facility to provide a copy of the contract to the department; revising provisions authorizing the backup discharge of domestic wastewater through ocean outfalls; requiring a holder of a department permit authorizing the discharge of domestic wastewater through an ocean outfall to submit certain information; deleting an obsolete provision; requiring the Department of Environmental Protection, the South Florida Water Management District, and affected utilities to consider certain information for the purpose of adjusting reuse requirements; requiring the department to submit a report to the Legislature; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 444** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee, the Senate resumed consideration of—

SB 1792—A bill to be entitled An act relating to medical negligence actions; amending s. 456.057, F.S.; authorizing a health care practitioner or provider who reasonably expects to be deposed, to be called as a witness, or to receive discovery requests to consult with an attorney on certain matters; authorizing the disclosure of patient information in connection with litigation under certain circumstances; prohibiting a medical liability insurer from selecting an attorney for a health care practitioner or provider; authorizing a medical liability insurer to recommend an attorney to a health care practitioner or provider under certain circumstances; restricting the health care practitioner’s or provider’s attorney from disclosing information to the medical liability insurer under certain circumstances; authorizing the health care practitioner’s or provider’s attorney to represent the insurer or other insureds of the insurer in unrelated matters; specifying exceptions to the limitations on disclosures by the attorney to the insurer of the practitioner or provider; amending s. 766.102, F.S.; revising qualifications to give expert testimony on the prevailing professional standard of care; deleting provision regarding limitations of section; amending s. 766.106, F.S.; providing that a prospective defendant may conduct an ex parte interview with a claimant’s treating health care provider as a tool of informal discovery; amending s. 766.1065, F.S.; revising the form for the authorization of release of protected health information; providing for the release of protected health information to certain treating health care providers, insurers, and attorneys; authorizing a treating health care provider, insurer, or attorney to use protected health information in connection with legal services relating to a medical negligence claim; authorizing certain individuals and entities to conduct ex parte interviews with the claimant’s health care providers; amending s. 381.028, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

—which was previously considered and amended this day. Pending **Amendment 3 (683406)** by Senator Flores was adopted.

Senator Lee moved the following amendment which was adopted:

Amendment 4 (188446) (with title amendment)—Between lines 395 and 396 insert:

Section 6. (1) *The amendments made by this act to ss. 456.057, 766.106, and 766.1065, Florida Statutes, apply to causes of action accruing before, on, or after the effective date of this act.*

(2) *The amendments made by this act to s. 766.102, Florida Statutes, apply to causes of action accruing on or after the effective date of this act.*

And the title is amended as follows:

Delete line 41 and insert: reference to changes made by the act; providing for application of the act to certain causes of action; providing an

Pursuant to Rule 4.19, **SB 1792** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Abruzzo, by two-thirds vote **SB 762** was withdrawn from the committees of reference and further consideration.

CONFEREES APPOINTED

The President appointed the following conferees for **SB 1500, SB 1502, SB 1504, SB 1506, SB 1508, SB 1510, SB 1512, SB 1514, SB 1516, SB 1518, SB 1520, SB 1522, SB 1802, SB 1810, CS for SB 406, CS for CS for SB 1660, CS for SB 1762, CS for CS for SB 1720, CS for CS for SB 1076, and CS for CS for SB 878**: Appropriations Conference Committee: Senator Negron, Chair; Senator Benacquisto, Vice Chair; Senator Flores, At Large-Chair; Senators Gardiner, Margolis, Richter, Smith, and Thrasher, Members at Large; Appropriations Conference Committee on Criminal and Civil Justice: Senator Bradley, Chair; Senators Clemens, Diaz de la Portilla, Garcia, and Joyner; Appropriations Conference Committee on Education: Senator Galvano, Chair; Senators Bullard, Detert, Legg, Montford, Sachs, and Thrasher; Appropriations Conference Committee on Finance and Tax: Senator Hukill, Chair; Senators Abruzzo, Altman, Brandes, Evers, Ring, and Simmons; Appropriations Conference Committee on General Government: Senator Hays, Chair; Senators Braynon, Dean, Simpson, Soto, and Stargel; Appropriations Conference Committee on Health and Human Services: Senator Grimsley, Chair; Senators Bean, Flores, Gibson, and Sobel; Appropriations Conference Committee on Transportation, Tourism, and Economic Development: Senator Gardiner, Chair; Senators Latvala, Lee, Margolis, and Thompson.

The action of the Senate was certified to the House.

MOTIONS

On motion by Senator Thrasher, the rules were waived and the amendment deadline for Bills on Third Reading to be considered April 11 was set for 10:00 a.m., Thursday, April 11.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 10, 2013 and Thursday, April 11, 2013: **SB 1500, SB 1502, SB 1504, SB 1506, SB 1508, SB 1510, SB 1512, SB 1514, SB 1516, SB 1518, SB 1520, SB 1522, SB 1802, SB 1810, CS for SB 406, SB 1792, SB 1770, CS for CS for CS for SB 112, CS for SB 186, CS for SB 248, SB 356, CS for SB 444, CS for SB 454, CS for SB 464, CS for SB 458, CS for CS for SB 534, CS for SB 646, CS for CS for SB 674, CS for CS for SB 810, CS for SB 934, CS for CS for SB 1106, SB 1258, SB 1700.**

Respectfully submitted,
John Thrasher, Rules Chair
Lizbeth Benacquisto, Majority Leader
Christopher L. Smith, Minority Leader

The Committee on Community Affairs recommends the following pass: **SB 1322**

The Committee on Environmental Preservation and Conservation recommends the following pass: **CS for SB 1104**

The Committee on Health Policy recommends the following pass: **SB 662**

The Committee on Rules recommends the following pass: **SB 1090**

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

The Committee on Banking and Insurance recommends the following pass: SB 1006

The Committee on Community Affairs recommends the following pass: SB 1246

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Regulated Industries recommends the following pass: CS for SB 156 with 1 amendment

The bill was referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Banking and Insurance recommends the following pass: CS for SB 360; CS for SB 844

The Committee on Health Policy recommends the following pass: SB 1358

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends the following pass: CS for SB 582

The Committee on Rules recommends the following pass: CS for SB 632

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 418

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 1174 with 1 amendment

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

The Committee on Health Policy recommends the following pass: SB 818

The bill was referred to the Committee on Regulated Industries under the original reference.

The Committee on Banking and Insurance recommends the following pass: CS for SB 536

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 834; CS for SB 1260; SB 1424; SB 1848; SB 1850

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

The Committee on Community Affairs recommends the following pass: CS for SB 300; SB 1480; SB 1784

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 606; SB 1806

The Committee on Health Policy recommends the following pass: CS for SB 648

The Committee on Rules recommends the following pass: CS for SB 102; CS for SB 142; CS for CS for CS for SB 390; CS for SB 496; SB 604; CS for CS for SB 658; CS for CS for SB 682; CS for SB 778; SB 832; CS for CS for SB 972; SB 1042; SB 1066; CS for SB 1768

The bills were placed on the Calendar.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1192

The Committee on Health Policy recommends a committee substitute for the following: CS for CS for SB 500

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

The Committee on Judiciary recommends committee substitutes for the following: SB 288; CS for SB 672

The bills with committee substitute attached were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Rules recommends a committee substitute for the following: CS for SB 274

The bill with committee substitute attached was referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1472

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1080

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 Health Policy recommends a committee substitute for the following: SB 808

The Committee on Judiciary recommends a committee substitute for the following: SB 962

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1442

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 394

The Committee on Health Policy recommends a committee substitute for the following: SB 1636

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1840

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: CS for SB 1160

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1122

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1016

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 Banking and Insurance recommends a committee substitute for the following: SB 1302

The Committee on Community Affairs recommends a committee substitute for the following: SB 1808

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 320

The Committee on Judiciary recommends committee substitutes for the following: CS for CS for SB 52; CS for SB 292; CS for CS for SB 726; SB 1398; CS for SB 1644

The Committee on Rules recommends committee substitutes for the following: SB 376; SB 402; CS for SB 544; CS for CS for SB 600; CS for CS for SB 1382; CS for CS for SB 1632

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Community Affairs recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Executive Director, Department of Economic Opportunity

Appointee: Panuccio, Jesse

Pleasure of
Governor

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Fish and Wildlife Conservation Commission

Appointees: Bergeron, Ronald M.
Corbett, Richard A.
Rivard, Adrien A. III

08/01/2017
01/06/2018
08/01/2017

Governing Board of the Southwest Florida Water Management District

Appointee: Beswick, Bryan K.

03/01/2016

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Board of Administration:

*For Term
Ending*

Office and Appointment

Participant Local Government Advisory Council

Appointees: Belden, Douglas R.	01/12/2017
Heffner, Patsy	01/12/2017
Lovoy, Amy	01/12/2017
Price, Gary B., Jr.	01/12/2017

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Garcia—

SCR 1826—A concurrent resolution relating to a joint legislative organization; creating a Joint Legislative Task Force on Turkish and Florida Relations.

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

Senate Bills 1828-1858—Previously referenced.

By the Committee on Criminal Justice—

SB 1860—A bill to be entitled An act relating to drug trafficking; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of oxycodone or hydrocodone, or who is knowingly in actual or constructive possession of such quantities of such drugs, commits a felony of the first degree; providing criminal penalties; providing an effective date.

—was referred to the Committees on Judiciary; Health Policy; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Judiciary; Communications, Energy, and Public Utilities; and Transportation; and Senators Detert, Montford, Margolis, Richter, Latvala, Abruzzo, Benacquisto, and Soto—

CS for CS for CS for SB 52—A bill to be entitled An act relating to the use of wireless communications devices while driving; creating s. 316.305, F.S.; creating the “Florida Ban on Texting While Driving Law”; providing legislative intent; prohibiting the operation of a motor vehicle while using a wireless communications device for certain purposes; defining the term “wireless communications device”; providing exceptions; specifying information that is admissible as evidence of a violation; providing penalties; providing for enforcement as a secondary action; amending s. 322.27, F.S.; providing for points to be assessed against a driver license for the unlawful use of a wireless communications device within a school safety zone or resulting in a crash; providing an effective date.

By the Committees on Rules; and Transportation; and Senators Dean, Evers, and Latvala—

CS for CS for SB 274—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.;

creating a Freemasonry license plate; establishing an annual use fee for the plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

By the Committee on Judiciary; and Senator Bradley—

CS for SB 288—A bill to be entitled An act relating to costs of prosecution, investigation, and representation; amending s. 903.286, F.S.; providing for the withholding of unpaid costs of prosecution and representation from the return of a cash bond posted on behalf of a criminal defendant; requiring a notice on bond forms of such possible withholding; amending s. 938.27, F.S.; clarifying the types of cases that are subject to the collection and dispensing of cost payments by the clerk of the court; amending s. 985.032, F.S.; providing for assessment of costs of prosecution against a juvenile who has been adjudicated delinquent or has adjudication of delinquency withheld; amending s. 985.455, F.S.; providing that a child adjudicated delinquent may perform community service in lieu of certain costs and fees; providing an effective date.

By the Committees on Judiciary; and Commerce and Tourism; and Senators Richter, Flores, Bean, Brandes, and Grimsley—

CS for CS for SB 292—A bill to be entitled An act relating to deceptive and unfair trade practices; amending s. 501.975, F.S.; conforming provisions; creating s. 501.98, F.S.; requiring a claimant to provide a demand letter to the motor vehicle dealer as a condition precedent to initiating civil litigation, including arbitration, against such dealer under the Florida Deceptive and Unfair Trade Practices Act; providing for expiration of the demand letter after a specified period; providing for the tolling of applicable time limitations for initiating actions; requiring a stay of civil litigation, including arbitration, brought without compliance with the demand letter requirements; providing an additional opportunity for claimants to comply with specified provisions; providing a condition that constitutes waiver of notice; providing for applicability; requiring that a specified notice be provided to consumers and acknowledged before provisions may apply; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Evers—

CS for SB 320—A bill to be entitled An act relating to gasoline; amending s. 526.203, F.S.; providing that gasoline sold in this state is encouraged to be, rather than must be, blended gasoline; providing an effective date.

By the Committee on Rules; and Senator Hays—

CS for SB 376—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the names of the spouses and children of active or former sworn or civilian law enforcement personnel, including children and spouses of correctional and correctional probation officers, personnel of the Department of Children and Families whose duties include the investigation of abuse, neglect, exploitation, fraud, theft, or other criminal activities, personnel of the Department of Health whose duties are to support the investigation of child abuse or neglect, and personnel of the Department of Revenue or local governments whose responsibilities include revenue collection and enforcement or child support enforcement; providing for future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Hays—

CS for SB 394—A bill to be entitled An act relating to ticket sales; amending s. 817.355, F.S.; providing enhanced criminal penalties for second and subsequent violations concerning fraudulent creation or possession of an admission ticket; providing criminal penalties for persons who commit such violations involving more than a specified number

of tickets; amending s. 817.361, F.S.; providing definitions; prohibiting the fraudulent repurchase of a multiuse ticket; providing enhanced criminal penalties for second or subsequent violations of provisions relating to the resale or repurchase of multiuse tickets; providing an effective date.

By the Committee on Rules; and Senator Joyner—

CS for SB 402—A bill to be entitled An act relating to homelessness; amending ss. 320.02, 322.08, and 322.18, F.S.; requiring the motor vehicle registration form and registration renewal form, the driver license application form, and the driver license application form for renewal issuance or renewal extension to include an option to make a voluntary contribution to aid the homeless; providing for such contributions to be deposited into the Grants and Donations Trust Fund of the Department of Children and Families and used by the State Office on Homelessness for certain purposes; providing exemption from certain application fee requirements; providing that voluntary contributions for the homeless are not income of a revenue nature for the purpose of applying certain service charges; creating s. 414.161, F.S.; establishing a homelessness prevention grant program; requiring grant applicants to be ranked competitively; providing preference for certain grant applicants; providing eligibility requirements; providing grant limitations and restrictions; requiring lead agencies for local homeless assistance continuums of care to track, monitor, and report on assisted families for a specified period; amending s. 420.622, F.S.; limiting the percentage of funding that lead agencies may spend on administrative costs; amending s. 420.625, F.S.; deleting a cross-reference to conform; repealing s. 414.16, F.S., relating to the emergency assistance program for families with children that have lost shelter or face loss of shelter due to an emergency; transferring emergency assistance program funds to the homelessness prevention grant program; providing an effective date.

By the Committees on Health Policy; Community Affairs; and Regulated Industries; and Senators Clemens and Sobel—

CS for CS for CS for SB 500—A bill to be entitled An act relating to massage practice; amending s. 480.033, F.S.; revising the definition of the term “board-approved massage school”; amending s. 480.043, F.S.; requiring an application to be denied upon specified findings; amending s. 480.046, F.S., adding additional grounds for denial of a license; amending s. 480.047, F.S.; revising penalties; creating s. 480.0475, F.S.; prohibiting the operation of a massage establishment during specified times; providing exceptions; prohibiting the use of a massage establishment as a principal domicile unless the establishment is zoned for residential use under a local ordinance; providing criminal penalties; amending s. 480.052, F.S., authorizing a county or municipality to waive the restriction on operating hours of a massage establishment in certain instances; amending s. 823.05, F.S.; declaring that a massage establishment operating in violation of specified statutes is a nuisance that may be abated or enjoined; providing an effective date.

By the Committees on Rules; and Ethics and Elections; and Senator Braynon—

CS for CS for SB 544—A bill to be entitled An act relating to legislative lobbying expenditures; amending s. 11.045, F.S., and reenacting subsections (4)-(8), relating to lobbying before the Legislature; revising the term “expenditure” to exclude the use of a public facility or public property that is made available by a governmental entity to a legislator for a public purpose, to exempt such use from legislative lobbying requirements; providing exceptions when a member or an employee of the Legislature may accept certain expenditures made by a lobbyist or a principal; providing for the future expiration and the reversion as of a specified date of statutory text; providing an effective date.

By the Committees on Rules; Community Affairs; and Ethics and Elections; and Senator Latvala—

CS for CS for CS for SB 600—A bill to be entitled An act relating to elections; amending s. 97.0555, F.S.; revising qualifications for late voter registration; amending s. 97.061, F.S.; revising restrictions relating to electors requiring assistance; prohibiting an individual from providing assistance to more than 10 electors during any election; creating s. 100.032, F.S.; requiring supervisors of elections to submit a report to the Secretary of State at least 3 months before a general election; specifying the content of the report; amending s. 100.061, F.S.; decreasing the time period between a primary election and a general election; amending s. 101.051, F.S.; revising restrictions relating to electors requiring assistance in casting ballots; conforming a provision to changes made by the act; amending s. 101.161, F.S.; providing a limitation on the number of words for certain ballot summaries in joint resolutions proposed by the Legislature; deleting a provision providing that a ballot statement consisting of the full text of a constitutional amendment or revision is presumed to be a clear and unambiguous statement; amending s. 101.5605, F.S.; requiring a person to provide the name, mailing address, and telephone number of a registered agent of a voting systems vendor to the Department of State under certain circumstances; providing that proof of delivery or attempt to deliver constitutes valid notice; creating s. 101.56065, F.S.; providing definitions; requiring a vendor to file a written disclosure with the department; providing requirements for the disclosure; providing what constitutes a cure of a defect; requiring a vendor to file a new disclosure with the department if a vendor becomes aware of a defect within a specified period; authorizing the department to suspend all sales or leases or use in an election of a defective voting system; providing procedures for the suspension of voting systems; authorizing the department to withdraw approval of voting systems under certain circumstances; authorizing the department to initiate an investigation of a defective voting system; establishing procedures and requirements of investigations; providing a penalty; repealing s. 101.56075(4), F.S., relating to the requirement that all voting systems used by voters in a state election allow placement of the full text of a constitutional amendment or revision containing stricken or underlined text by a specified date; amending s. 101.591, F.S.; authorizing use of automated, independent audits of voting systems; providing audit requirements; requiring the Division of Elections to adopt rules; amending s. 101.62, F.S.; revising the requirements for a valid absentee ballot request; requiring the supervisor to record the absence of the voter's signature on the voter's certificate under specified circumstances; prohibiting the supervisor from providing an absentee ballot on the day of an election under certain circumstances; requiring a person who requests an absentee ballot to complete an affidavit under certain circumstances; amending s. 101.64, F.S.; revising the requirements for a voter's certificate; amending s. 101.65, F.S.; revising the instructions to absent electors; amending s. 101.657, F.S.; revising the list of permissible sites available for early voting; authorizing the supervisor to designate one additional early voting site per election; providing requirements; requiring each county to operate at least the same number of early voting sites as used for the 2012 general election; revising the number of days and hours for early voting; amending s. 101.67, F.S.; conforming a provision to changes made by the act; amending s. 101.68, F.S., and reenacting subsection (2), relating to the canvassing of absentee ballots; authorizing the supervisor to use the elector's signature in a precinct register to compare with the elector's signature on the voter's certificate; providing that an absentee ballot must clearly identify the name of the witness in order to be considered legal; requiring the supervisor to provide the elector with the specific reason his or her ballot was rejected; requiring the supervisor to allow electors to complete an affidavit to cure an unsigned absentee ballot prior to canvassing; providing the form and contents of the affidavit; providing instructions to accompany each absentee ballot affidavit; requiring the affidavit, instructions, and the supervisor's office mailing address to be posted on certain websites; requiring the supervisor to attach a received affidavit to the appropriate absentee ballot mailing envelope; amending s. 101.6921, F.S.; revising the voter's certificate accompanying a special absentee ballot; amending s. 101.6923, F.S.; revising special absentee ballot instructions; amending s. 101.6952, F.S.; providing that absentee ballots received from overseas voters in certain elections may be received up to 10 days after the date of the election; amending s. 102.031, F.S.;

revising restrictions relating to the solicitation of voters; amending s. 102.141, F.S.; revising methods of selecting canvassing board members; requiring a supervisor to upload certain canvassed election results into a county's election management system prior to the election; prohibiting public disclosure of uploaded results before the close of the polls on election day; amending s. 104.0616, F.S.; providing a definition for the term "immediate family"; prohibiting possession of more than two absentee ballots under certain circumstances; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Evers—

CS for CS for SB 672—A bill to be entitled An act relating to juvenile justice; repealing s. 945.75, F.S.; deleting a requirement that the Department of Corrections and counties develop programs under which a judge may order juveniles who have committed delinquent acts to tour correctional facilities; repealing s. 985.105, F.S., relating to the creation, duties, and qualifications of the youth custody officer position within the Department of Juvenile Justice; amending s. 121.0515, F.S.; conforming provisions to changes made by the act; creating s. 985.702, F.S.; providing definitions; providing for the imposition of criminal penalties against specified employees who inflict cruel or inhuman treatment upon juvenile offenders; providing enhanced penalties for such treatment that results in great bodily harm, permanent disability, or permanent disfigurement to a juvenile offender; specifying that such conduct constitutes sufficient cause for an employee's dismissal from employment; prohibiting such employee from future employment with the juvenile justice system; providing incident reporting requirements; prohibiting an employee who witnesses such an incident from knowingly or willfully failing to report; prohibiting false reporting, preventing another from reporting, or coercing another to alter testimony or reports; providing penalties; amending s. 985.701, F.S.; defining the term "juvenile offender" for purposes of prohibiting sexual misconduct with juvenile offenders; providing an effective date.

By the Committees on Judiciary; Health Policy; and Community Affairs; and Senator Simmons—

CS for CS for CS for SB 726—A bill to be entitled An act relating to the regulation of family or medical leave benefits for employees; providing definitions; prohibiting a political subdivision from requiring or otherwise regulating family or medical leave benefits for employees; preempting regulation of family or medical leave benefits to the state; creating the Employer-Sponsored Benefits Study Task Force; directing Workforce Florida, Inc., to provide administrative and staff support services for the task force; establishing the purpose and composition of the task force; providing for reimbursement for per diem and travel expenses; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing report requirements; providing for future repeal of the task force; providing that the act does not prohibit a political subdivision from establishing family or medical leave benefits for its employees; providing that the act does not prohibit a federally authorized or recognized tribal government from requiring family or medical leave benefits under certain conditions; providing an effective date.

By the Committee on Health Policy; and Senator Margolis—

CS for SB 808—A bill to be entitled An act relating to a needle and syringe exchange pilot program; amending s. 381.0038, F.S.; requiring the Department of Health to establish a needle and syringe exchange pilot program in Miami-Dade County; providing for administration of the pilot program by the department or a designee; establishing pilot program criteria; providing that the distribution of needles and syringes under the pilot program is not a violation of the Florida Comprehensive Drug Abuse Prevention and Control Act or any other law; providing conditions under which a pilot program staff member or participant may be prosecuted; prohibiting the collection of participant identifying information; providing for the pilot program to be funded through private grants and donations; providing for expiration of the pilot program; re-

quiring a report to the Legislature; providing rulemaking authority; providing for severability; providing an effective date.

By the Committee on Judiciary; and Senator Gardiner—

CS for SB 962—A bill to be entitled An act relating to warrants; amending s. 901.02, F.S.; specifying when an arrest warrant may be issued; authorizing a judge to electronically sign an arrest warrant if certain conditions are met; providing that an arrest warrant is signed by a judge at the time the judge affixes his or her signature or electronic signature to the warrant; defining the term “electronic signature”; amending s. 933.07, F.S.; authorizing a judge to electronically sign a search warrant if certain conditions are met; providing that a search warrant is signed by a judge at the time the judge affixes his or her signature or electronic signature to the warrant; defining the term “electronic signature”; providing an effective date.

By the Committees on Judiciary; and Health Policy; and Senator Hays—

CS for CS for SB 1016—A bill to be entitled An act relating to dentistry; amending s. 627.6474, F.S.; prohibiting a contract between a health insurer and a dentist from requiring the dentist to provide services at a fee set by the insurer under certain circumstances; providing that covered services are those services listed as a benefit that the insured is entitled to receive under a contract; prohibiting an insurer from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting a health insurer from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 636.035, F.S.; prohibiting a contract between a prepaid limited health service organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; providing that covered services are those services listed as a benefit that a subscriber of a prepaid limited health service organization is entitled to receive under a contract; prohibiting a prepaid limited health service organization from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting the prepaid limited health service organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 641.315, F.S.; prohibiting a contract between a health maintenance organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; providing that covered services are those services listed as a benefit that a subscriber of a health maintenance organization is entitled to receive under a contract; prohibiting a health maintenance organization from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting the health maintenance organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; providing for application of the act; amending s. 766.1115, F.S.; revising a definition; requiring a contract with a governmental contractor for health care services to include a provision for a health care provider licensed under ch. 466, F.S., as an agent of the governmental contractor, to allow a patient or a parent or guardian of the patient to voluntarily contribute a fee to cover costs of dental laboratory work related to the services provided to the patient without forfeiting sovereign immunity; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; providing that the contribution complies with the requirements of s. 766.1115, F.S.; providing for applicability; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Evers—

CS for SB 1080—A bill to be entitled An act relating to public construction projects; amending ss. 255.20 and 255.2575, F.S.; requiring governmental entities to specify certain products associated with public works projects; providing for applicability; amending s. 255.257, F.S.; requiring state agencies to use certain building rating systems and

building codes for each new construction and renovation project; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senators Simpson and Dean—

CS for CS for SB 1122—A bill to be entitled An act relating to the Florida Fire Prevention Code; amending s. 633.0215, F.S.; requiring fire officials to enforce Florida Building Code provisions for occupancy separation for certain structures with certain occupancies; exempting certain farming and ranching structures from the code; providing an effective date.

By the Committees on Environmental Preservation and Conservation; and Health Policy; and Senator Bullard—

CS for CS for SB 1160—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; requiring onsite sewage treatment and disposal systems to comply with rules of the Department of Environmental Protection and provide a certain level of treatment; providing that certain onsite sewage treatment and disposal systems installed after a specified date are not required to connect to a sewer until a specified date; providing for non-applicability; deleting a provision that requires a maintenance entity to obtain a system operating permit; authorizing the department to approve and permit a property owner of an owner-occupied, single-family residence as a maintenance entity for the property owner's own aerobic treatment unit system under certain circumstances; requiring the maintenance entity service agreement to conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from certain contractor registration requirements; prohibiting a septic tank contractor from being denied access by the manufacturer to aerobic treatment unit system training or spare parts for maintenance entities; providing that component parts for an aerobic treatment unit system may be replaced with parts that meet manufacturer's specifications; requiring the maintenance entity to maintain documentation for a specified period of time and to provide the documentation to the department upon request; providing an effective date.

By the Committees on Community Affairs; and Health Policy; and Senator Grimsley—

CS for CS for SB 1192—A bill to be entitled An act relating to the provision of health care with controlled substances; amending s. 456.44, F.S.; limiting the application of requirements for prescribing controlled substances; requiring a physician to consult the prescription drug monitoring program database before prescribing certain controlled substances; authorizing the appropriate board to adopt a penalty for failure to consult the database; exempting nursing home residents and certain physicians from requirements regarding prescriptions of controlled substances; amending s. 465.003, F.S.; defining a term; conforming a cross-reference; creating s. 465.0065, F.S.; providing notice requirements for inspection of a pharmacy; amending s. 465.016, F.S.; providing additional grounds for disciplinary action; conforming a cross-reference; amending s. 465.022, F.S.; conforming a cross-reference; requiring a pharmacy permittee to commence operations within 180 days after permit issuance or show good cause why operations were not commenced; requiring the Board of Pharmacy to establish rules; requiring a pharmacy permittee to be supervised by a prescription department manager or consultant pharmacist of record; amending s. 465.023, F.S.; providing additional grounds for disciplinary action; conforming a cross-reference; creating s. 465.1902, F.S.; providing that regulation of the licensure, activity, and operation of pharmacies and pharmacists is preempted to the state; prohibiting a local government or political subdivision of the state from enacting or enforcing an ordinance that imposes a levy, charge, or fee upon, or that otherwise regulates, pharmacies and pharmacists, except for ordinances regarding local business taxes and land development; amending s. 893.055, F.S.; deleting an obsolete provision; deleting a provision that prohibits funds from prescription drug manufacturers to be used to implement the prescription drug monitoring program; authorizing the prescription drug mon-

itoring program to be funded by state funds; revising the sources of money which are inappropriate for the direct-support organization of the prescription drug monitoring program to receive; creating s. 893.0552, F.S.; providing that regulation of the licensure, activity, and operation of pain-management clinics is preempted to the state under certain circumstances; authorizing a local government or political subdivision of the state to enact certain ordinances regarding local business taxes and land development; amending ss. 409.9201, 458.331, 459.015, 465.014, 465.015, 465.0156, 465.0197, 465.1901, 499.003, and 893.02, F.S.; conforming cross-references; providing an effective date.

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

CS for SB 1302—A bill to be entitled An act relating to temporary certificates for visiting physicians; amending s. 458.3137, F.S.; providing that a physician who has been invited by certain medical or surgical training programs or educational symposiums may be issued a temporary certificate for limited privileges solely to provide educational training; modifying criteria; revising the requirements for proof of medical malpractice insurance; providing an effective date.

By the Committees on Rules; Community Affairs; and Ethics and Elections; and Senator Latvala—

CS for CS for CS for SB 1382—A bill to be entitled An act relating to campaign finance; repealing s. 106.04, F.S., relating to the certification and political activities of committees of continuous existence; prohibiting a committee of continuous existence from accepting a contribution after a certain date; providing for revocation of the certification of each committee of continuous existence on a certain date; requiring the Division of Elections to provide certain notifications to committees of continuous existence; providing procedures for disposition of funds and closing of the committee account; providing penalties; providing for the applicability of penalties incurred by the committee of continuous existence; authorizing a committee of continuous existence to make unlimited contributions to a political committee; amending and reordering s. 106.011, F.S., relating to definitions applicable to provisions governing campaign financing; deleting the definition of the term “committee of continuous existence” to conform to changes made by the act; revising the definition of the term “election” to include the selection of members of political party executive committees; conforming cross-references; amending s. 106.021, F.S.; providing requirements and restrictions on the use of contributions received before a candidate changes his or her candidacy to a different office; prohibiting a political committee from making an expenditure for the purpose of jointly endorsing three or more candidates outside the scope of the requirements of ch. 106, F.S.; amending s. 106.022, F.S.; conforming a provision to changes made by the act; amending s. 106.025, F.S.; providing that tickets or advertising for a campaign fundraiser must comply with the requirements of political advertisements circulated before an election; amending s. 106.03, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 106.05, F.S.; revising the information that is required to appear on a bank account for deposit of funds; reenacting and amending s. 106.07, F.S., relating to reports by campaign treasurers; revising reporting requirements for candidates and political committees; conforming a cross-reference; creating s. 106.0702, F.S.; requiring certain individuals seeking a publicly-elected position on a political party executive committee to file a report with the supervisor of elections before the primary election; providing filing and notice requirements; specifying the contents of the report; requiring the supervisor to make a specified form available to a reporting individual; requiring the reporting individual to certify to the correctness of the report; providing criminal penalties for a reporting individual who willfully files an incorrect, false, or incomplete report; providing for a fine under specified conditions; authorizing a reporting individual to appeal a fine to the Florida Elections Commission; requiring the supervisor to notify the commission of specified violations; amending s. 106.0703, F.S.; revising reporting requirements for electioneering communications organizations; reenacting and amending s. 106.0705, F.S., relating to the electronic filing of campaign treasurer’s reports; conforming provisions and cross-references to changes made by the act; amending s. 106.08, F.S.; increasing the limitations on contributions made to political committees; removing a limitation on con-

tributions made by specified minors; revising limitations on contributions to non-statewide candidates from specified political party committees; conforming provisions and cross-references to changes made by the act; reenacting and amending s. 106.11, F.S.; specifying restrictions on expenditures by political committees; providing a penalty; revising the information that is required to appear on bank account checks of candidates or political committees; revising information used to determine when debit cards are considered bank checks; amending s. 106.141, F.S.; prohibiting a candidate from giving more than a specified amount of surplus funds to an affiliated party committee or political party; increasing the amount of funds that certain candidates may transfer to an office account; specifying permissible expenses with office account funds; defining the term “same office”; modifying requirements and conditions for disposing of and transferring surplus funds; authorizing certain candidates to retain a specified amount of funds for reelection to the same office; establishing requirements and conditions for retained funds; providing procedures for disposition of retained funds in certain circumstances; making changes to conform to the act; reenacting and amending s. 106.29, F.S.; revising reporting requirements for political parties and affiliated party committees; requiring the Division of Elections to submit a proposal for a mandatory statewide electronic filing system for certain state and local candidates to the Legislature by a specified date; amending ss. 101.62, 102.031, 106.087, 106.12, 106.147, 106.17, 106.23, 106.265, 106.27, 106.32, 106.33, 111.075, 112.3148, 112.3149, 1004.28, 1004.70, and 1004.71, F.S.; conforming provisions and cross-references to changes made by the act; reenacting s. 106.19, F.S., relating to criminal and enhanced civil penalties for certain campaign finance violations, to incorporate the amendments made to ss. 106.08 and 106.11, F.S., in references thereto; providing an effective date.

By the Committee on Judiciary; and Senator Hukill—

CS for SB 1398—A bill to be entitled An act relating to real estate appraisers; amending s. 475.617, F.S.; revising terminology applicable to education requirements for registered trainee appraisers, certified residential appraisers, and certified general appraisers; authorizing qualifying education courses completed by applicants for registration as a trainee or certification as a residential appraiser or general appraiser to be completed through distance learning; revising the education and experience requirements for certified residential appraisers and certified general appraisers according to certain real property appraiser qualification criteria adopted by the Appraiser Qualifications Board of the Appraisal Foundation on a specified date; authorizing the use of a distance learning course; providing requirements for a distance learning course and a final examination; providing an effective date.

By the Committee on Regulated Industries; and Senator Lee—

CS for SB 1442—A bill to be entitled An act relating to alarm systems; amending s. 489.503, F.S.; revising an exemption from licensure related to low-voltage electrical work performed by certain persons and entities; exempting from licensure certain employees and sales representatives of alarm system contractors; providing for construction; creating s. 553.793, F.S.; providing definitions; providing applicability; requiring a local enforcement agency to offer for sale uniform basic permit labels to contractors; specifying a maximum price and providing exceptions; prohibiting a local enforcement agency from applying a certain condition to the purchase of a label; providing that permits expire after a specific time period; requiring contractors to post an unused label in a specified place before commencing work on a low-voltage alarm system project; requiring contractors to submit a Uniform Notice of a Low-Voltage Alarm System Project within a specified period; providing that failure to submit such notice may result in disciplinary action; prescribing a form for a Uniform Notice of a Low-Voltage Alarm System Project; authorizing a local enforcement agency to inspect; prohibiting municipalities, counties, districts, or other entities of local government from adopting or maintaining an ordinance or rule inconsistent with this section; providing that a label is not required for the subsequent maintenance, inspection, or service of a permitted alarm system; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senators Legg, Latvala, Simpson, and Brandes—

CS for SB 1472—A bill to be entitled An act relating to nuclear and integrated gasification combined cycle power plants; amending s. 366.93, F.S.; modifying an alternative cost recovery mechanism for the recovery of costs for the siting, design, licensing, and construction of nuclear and integrated gasification combined cycle power plants; establishing a procedure and requirements for cost recovery based on preconstruction and construction phases; requiring the Public Service Commission to review the circumstances surrounding a proposed nuclear power plant if the anticipated cost and completion date exceed the original cost and completion date by a certain amount or period; specifying factors to be considered and dates by which the review must commence and be completed; providing an effective date.

By the Committees on Rules; Appropriations; and Transportation; and Senator Latvala—

CS for CS for CS for SB 1632—A bill to be entitled An act relating to transportation; amending s. 163.01, F.S.; modifying the definition of the term “public agency” to include a public transit provider; amending s. 337.25, F.S.; authorizing the Department of Transportation to use auction services in the conveyance of certain property or leasehold interests; revising certain inventory requirements; revising provisions and providing criteria for the department to dispose of certain excess property; providing such criteria for the disposition of donated property, property used for a public purpose, or property acquired to provide replacement housing for certain displaced persons; providing value offsets for property that requires significant maintenance costs or exposes the department to significant liability; providing procedures for the sale of property to abutting property owners; deleting provisions to conform to changes made by the act; providing monetary restrictions and criteria for the conveyance of certain leasehold interests; providing exceptions to restrictions for leases entered into for a public purpose; providing criteria for the preparation of estimates of value prepared by the department; providing that the requirements of s. 73.013, F.S., relating to eminent domain, are not modified; providing that certain programs approved by the Federal Government relating to the maintenance of highway roadside rights-of-way must be submitted to the Legislature for approval; amending s. 373.618, F.S.; providing that certain public information systems operated by water management districts must be approved by the Department of Transportation and the Federal Highway Administration if such approval is required by certain laws and regulations; amending provisions of ch. 479, F.S., relating to outdoor advertising signs; amending s. 479.01, F.S.; revising and deleting definitions; amending s. 479.02, F.S.; revising powers of the department relating to nonconforming signs; deleting a requirement that the department adopt certain rules; creating s. 479.024, F.S.; limiting the placement of signs in commercial or industrial zones; defining the terms “parcel” and “utilities”; providing mandatory criteria for local governments to use in determining zoning for commercial or industrial parcels; providing that certain parcels are considered unzoned commercial or industrial areas; providing that specified uses may not be independently recognized as commercial or industrial areas; providing an appeal process for an applicant whose permit is denied; requiring an applicant whose application is denied to remove an existing sign pertaining to the application; requiring the department to reduce certain transportation funding in certain circumstances; amending s. 479.03, F.S.; providing for notice to owners of intervening privately owned lands before entering upon such lands to remove an illegal sign; amending s. 479.04, F.S.; providing that an outdoor advertising license is not required solely to erect outdoor signs or structures; amending s. 479.05, F.S.; authorizing the department to suspend a license for certain offenses and specifying activities that the licensee may engage in during the suspension; amending s. 479.07, F.S.; revising requirements for obtaining sign permits; conforming and clarifying provisions; requiring an application fee; revising sign placement requirements for signs on certain highways; deleting provisions that establish a pilot program relating to placement and removing a permit reinstatement fee; amending s. 479.08, F.S.; clarifying provisions relating to the denial or revocation of a permit because of false or misleading information in the permit application; amending s. 479.10, F.S.; providing for cancellation of a permit; amending s. 479.105, F.S.;

revising notice requirements to owners and advertisers relating to signs erected or maintained without a permit; revising procedures providing for the department to issue a permit as a conforming or nonconforming sign to the owner of an unpermitted sign; amending s. 479.106, F.S.; increasing an administrative penalty for illegally removing certain vegetation; amending s. 479.107, F.S.; deleting fines for certain signs on highway rights-of-way; amending s. 479.111, F.S.; clarifying provisions relating to signs allowed on certain highways; amending s. 479.15, F.S.; deleting a definition; clarifying and conforming provisions related to permitted signs on property that is the subject of public acquisition; amending s. 479.156, F.S.; clarifying provisions related to the regulation of wall murals; amending s. 479.16, F.S.; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely affect the allocation of federal funds to the department; exempting from permit requirements certain signs placed by tourist-oriented businesses, certain farm signs during harvest season, acknowledgement signs on publicly funded school premises, and certain displays on specific sports facilities; providing for the removal of signs if certain exemptions do not apply because the allocation of federal funds to the department will be adversely impacted; amending s. 479.24, F.S.; clarifying provisions relating to compensation paid for the department's acquisition of lawful signs; amending s. 479.25, F.S.; requiring a local government to grant a variance or waiver to a local ordinance or regulation to allow the owner of a lawfully permitted sign to increase the height of the sign if a noise-attenuation barrier is permitted by or erected by a governmental entity in a way that interferes with the visibility of the sign; deleting provisions to conform; amending s. 479.261, F.S.; conforming provisions related to a logo sign program on limited access highways; amending s. 479.313, F.S.; requiring a permittee to pay the cost of removing certain signs following the cancellation of the permit for the sign; repealing s. 76 of chapter 2012-174, Laws of Florida, relating to authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program and directing the department to submit the approved pilot program for legislative approval; providing an effective date.

By the Committee on Health Policy; and Senator Flores—

CS for SB 1636—A bill to be entitled An act relating to infants born alive; amending s. 390.011, F.S.; defining the term “born alive”; amending s. 390.0111, F.S.; providing that an infant born alive during or immediately after an attempted abortion is entitled to the same rights, powers, and privileges as any other child born alive in the course of natural birth; requiring health care practitioners to preserve the life and health of such an infant born alive, if possible; providing for the transport and admittance of an infant born alive to a hospital; requiring a health care practitioner or certain employees who have knowledge of any violations with respect to infants born alive after an attempted abortion to report those violations to the Department of Health; providing a penalty; providing for construction; amending s. 390.0112, F.S.; revising a reporting requirement; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senator Flores—

CS for CS for SB 1644—A bill to be entitled An act relating to victims of human trafficking; amending s. 90.803, F.S.; revising the mental, emotional, or developmental age of a child victim whose out-of-court statement describing specified criminal acts is admissible in evidence in certain instances; creating s. 943.0583, F.S.; providing definitions; providing for the expungement of the criminal history record of a victim of human trafficking; designating what offenses may be expunged; providing exceptions; providing that an expunged conviction is deemed to have been vacated due to a substantive defect in the underlying criminal proceedings; providing for a period in which such expungement must be sought; providing that official documentation of the victim's status as a human trafficking victim creates a presumption; providing a standard of proof absent official documentation; providing requirements for petitions; providing criminal penalties for false statements on such petitions; providing for parties to and service of such petitions; providing for electronic appearances of petitioners and attorneys at hearings; providing for orders of relief; providing for physical destruction of certain

records; authorizing a person whose records are expunged to lawfully deny or fail to acknowledge the arrests covered by the expunged record; providing that such lawful denial does not constitute perjury or subject the person to liability; providing that cross-references are considered general reference for the purpose of incorporation by reference; amending ss. 943.0582, 943.0585, 943.059, and 961.06, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Community Affairs; and Environmental Preservation and Conservation—

CS for SB 1808—A bill to be entitled An act relating to numeric nutrient criteria; amending s. 403.061, F.S.; authorizing the Department of Environmental Protection to implement specified provisions to control nutrient load in state waters; authorizing the department to implement specified nutrient standards; providing for deletion of a specified rule from the Florida Administrative Code; providing that specified nutrient criteria rules are subject to specified provisions of the Florida Administrative Code; exempting such nutrient criteria rules from ratification by Legislature under s. 120.541(3), F.S.; directing the department to establish numeric interpretations of the narrative nutrient criterion for certain estuaries and waters, subject to specified provisions and standards; directing the department to submit a specified report to the Governor and Legislature; providing an effective date.

By the Committees on Community Affairs; and Military and Veterans Affairs, Space, and Domestic Security—

CS for SB 1840—A bill to be entitled An act relating to development permits; amending ss. 125.022 and 166.033, F.S.; requiring counties and municipalities to attach certain disclaimers and include certain permit conditions when issuing development permits; amending chapter 2012-205, Laws of Florida; revising the deadline for the holder of certain permits to notify the authorizing agency of automatic extension eligibility; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Commerce and Tourism; and Senator Hukill—

CS for SB 1394—A bill to be entitled An act relating to motorsports entertainment complexes; creating s. 212.094, F.S.; providing definitions; providing an exemption from the sales and use tax for building materials used in the construction, reconstruction, expansion, or renovation of certain certified motorsports entertainment complexes through a refund of previously paid taxes; providing procedures for applying for authority to earn a tax refund; providing procedures for certifying a refund for completed projects; providing procedures for applying for a refund; providing audit authority and procedures for recapturing refunds under specified circumstances; providing rulemaking authority; providing for specified reductions in certain local government half-cent sales tax distributions; creating s. 212.0943, F.S.; authorizing a motorsports entertainment complex to apply for a tax refund of sales and use taxes; limiting the expenditure of such funds provided to a certified applicant to specified public purposes; authorizing the Department of Revenue to audit the expenditure of such funds and to pursue recovery of improperly expended funds; creating s. 212.0944, F.S.; providing that a master developer of a certified motorsports entertainment complex is eligible for a sales tax refund of a specified percentage of any increase in sales tax collections within the complex over a specified base year; providing procedures, requirements, and limitations with respect to the acquisition and use of such tax refunds; limiting the availability of such refunds to a specified period; defining the term “master developer”; authorizing the Department of Revenue to audit the expenditure of such funds and to pursue recovery of improperly expended funds; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a facility certified by the Department of Economic Opportunity as a motorsports entertainment complex; providing that a certified motorsports entertainment complex applicant may not receive

certain sales tax distributions in excess of the expenditures the applicant has made for specified public purposes; providing an effective date.

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

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 200, SB 202, SB 204, SB 206, SB 208, SB 210, CS for SB 214, SB 216, SB 218, SB 220, SB 686, SB 688, CS for SB 690, SB 692, SB 694, and SB 994** which he approved on April 10, 2013.

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Trustees of Gulf Coast State College Appointee: Warriner, David P., Port St. Joe	05/31/2013
Board of Trustees of Northwest Florida State College Appointees: Ansley, Clarence Wayne, Baker Byrne, Patrick E. II, Niceville Drake, Brad, DeFuniak Springs	05/31/2015 05/31/2014 05/31/2014
State Board of Education Appointee: Colon, John A., University Park	12/31/2014

Referred to the Committee on Ethics and Elections.

EXECUTIVE BUSINESS, REFERENCE CHANGES

The following executive appointment referrals, previously published during the 2013 Regular Session, were removed from the Committee on Education:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
State Board of Education Appointee: Armas, Ada Gonzalez, Coral Gables	12/31/2016
Board of Governors of the State University System Appointees: Link, Wendy S., Palm Beach Gardens Tripp, Norman D., Ft. Lauderdale	01/06/2020 01/06/2020
Board of Trustees, Florida Atlantic University Appointee: Workman, Thomas, Jr., Boca Raton	01/06/2018
Board of Trustees, Florida A & M University Appointee: Warren, Cleve E., Jacksonville	01/06/2016
Board of Trustees, University of Florida Appointee: Thomas, David M., Windermere	01/06/2018
Board of Trustees, University of South Florida Appointee: Levy, Stanley I., Tampa	01/06/2018
Board of Trustees, University of West Florida Appointee: Lewis, Suzanne, Pensacola	01/06/2018

Referred to the Committee on Ethics and Elections.

The following executive appointment referrals, previously published during the 2013 Regular Session, were removed from the Committee on Environmental Preservation:

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Governing Board of the Southwest Florida Water Management District		Tampa-Hillsborough County Expressway Authority	
Appointees: Bronson, Thomas Edward, Brooksville	03/01/2016	Appointee: Cassidy, Vincent J., Tampa	07/01/2016
Mann, George W. III, Polk City	03/01/2017		

Referred to the Committee on Ethics and Elections.

The following executive appointment referral, previously published during the 2013 Regular Session, was removed from the Committee on Governmental Oversight and Accountability:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Investment Advisory Council	
Appointee: Collins, Peter H., Tampa	12/12/2016

Referred to the Committee on Ethics and Elections.

The following executive appointment referral, previously published during the 2013 Regular Session, was removed from the Committee on Transportation:

Tampa-Hillsborough County Expressway Authority
Appointee: Cassidy, Vincent J., Tampa 07/01/2016

Referred to the Committee on Ethics and Elections.**CORRECTION AND APPROVAL OF JOURNAL**

The Journals of April 4 and April 9 were corrected and approved.

CO-INTRODUCERS

Senators Evers—SB 788; Flores—SB 1322; Grimsley—CS for SB 1724; Margolis—SB 710; Ring—SB 704; Sobel—SB 1358, CS for SB 1660

Senator Abruzzo was recorded as introducer of CS for CS for SB 674.

ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 5:09 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Thursday, April 11 or upon call of the President.