



Journal of the Senate

Number 8—Regular Session

Thursday, January 28, 2016

CONTENTS

Bills on Third Reading 265
 Call to Order 260
 Co-Introducers 278
 Committee Substitutes, First Reading 275
 Executive Business, Appointment Reports 261
 Moment of Silence 260
 Motions 263, 273, 274
 Motions Relating to Committee Reference 274
 Reference Changes, Rule 4.7(2) 277
 Reports of Committees 274, 275
 Resolutions 260
 Special Guests 260
 Special Order Calendar 269
 Special Recognition 274
 Vote Preference 267

CALL TO ORDER

The Senate was called to order by President Gardiner at 1:30 p.m. A quorum present—36:

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

Excused: Senators Altman and Sachs; Senator Brandes at 2:54 p.m.

PRAYER

The following prayer was offered by Dr. Edison O. Jackson, President of Bethune-Cookman University, Daytona Beach:

Almighty God, the one who orders our steps and lights our paths with your love: you have been a very present help throughout the many vicissitudes of life. You shield us from dangers seen and unseen, and for this, we are grateful.

As we assemble today, grace us with ears to hear the cries of those in need, eyes to see those standing on the margins of our communities, and hearts attuned to the suffering of those too weak to advocate for themselves. Father God, we thank you for our governor and our leaders, and we thank you for the courage that they have demonstrated to meet the challenges of this day, knowing that you have called and appointed each of them to serve for such a time as this.

Allow the wisdom of your spirit to guide our nation’s leaders and protect the armed forces who defend the sanctity of our home sweet home. God, we thank you for hearing each of our prayers today. Thank you for answering. In your name we pray. Amen.

PLEDGE

Senate Pages, Peter Radulovic of Riverview; Sebastian Quiroz of Longwood; Sarai Antoine of Orlando; Sarah Dewitz of Orlando; and Francette Delorme of Orlando, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

MOMENT OF SILENCE

At the request of Senator Gaetz, the Senate observed a moment of silence in memory of the seven fallen astronauts on the thirty year anniversary of the Space Shuttle Challenger disaster.

At the request of Senators Ring and Sobel, the Senate observed a moment of silence for Dr. Nabil El Sanadi who was the Chief Executive Officer of Broward Health. Dr. Sanadi passed away on January 23, 2016.

SPECIAL GUESTS

Senator Hays recognized Lori Baker, wife of former Senator Carey Baker, Lake County Property Appraiser, who was present in the gallery.

ADOPTION OF RESOLUTIONS

At the request of Senator Garcia—

By Senator Garcia—

SR 782—A resolution recognizing January 25-31, 2016, as “Health Information Technology Week” in Florida.

WHEREAS, Florida is providing its residents with access to the highest quality of care by allowing participating health care providers to share information safely, securely, and in real time, thereby connecting doctors and patients to more complete and accurate health records, and

WHEREAS, comprehensive health care reform is not possible without systemwide adoption of health information technology, which improves the quality of health care delivery, increases patient safety, decreases the number of medical errors, controls costs, strengthens the interaction between patients and health care providers, and expands access to care, and

WHEREAS, the Healthcare Information and Management Systems Society (HIMSS) is a nonprofit organization of volunteers, including more than 2,980 members in this state, who are committed to engaging health care providers and state legislators in aligning efforts to adopt policies in support of the optimal use of health information technology, and

WHEREAS, Florida is recognized by HIMSS as having 7 hospitals and 12 ambulatory facilities that have attained a Stage 7 ranking under the Electronic Medical Record Adoption Model, the highest possible ranking, which indicates that a health system has an advanced electronic patient record environment, and

WHEREAS, as of October 2015, more than 200 Florida hospitals are participating in the Florida Health Information Exchange Event Notification Service, providing alerts to health plans and accountable care

organizations to foster improved continuity of care for more than 1 million patients, and

WHEREAS, since January 2011, more than 27,200 eligible hospitals and professionals in this state have participated in the Electronic Health Record Incentive Program by adopting and effectively using certified electronic health record technology, and

WHEREAS, Florida is proud to honor the commitment and service of the clinicians, information technology executives, directors, and managers who work in the state's health care provider institutions, payer organizations, the military and other branches of government, academic centers, and supplier and consulting companies, and

WHEREAS, since 2006, states and organizations across the nation have united to support Health Information Technology Week to raise public awareness of the benefits of improved quality and cost efficiency in the health care system that the implementation of health information technology could achieve, NOW, THEREFORE,

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

That January 25-31, 2016, is recognized as "Health Information Technology Week" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Healthcare Information and Management Systems Society as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Andy Gardiner January 28, 2016
 President, The Florida Senate
 Suite 409, The Capitol
 404 South Monroe Street
 Tallahassee, FL 32399-1100

Dear President Gardiner:

The following executive appointments were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Building Commission Appointee: Goff, Richard L.	01/21/2019
Florida Citrus Commission Appointees: Dowling, Aedan J. Hollingsworth, Vernon C., III	05/31/2018 05/31/2018
Florida Communities Trust Appointee: Bell, Lynda	01/31/2019
Florida Commission on Community Service Appointees: Aloupis, Vance A. Seevers, Sarah E.	09/14/2017 09/14/2017
Florida Development Finance Corporation Appointees: Davis, Daniel J. Hale, Kevin C. Tennyson, Ryan	05/02/2018 05/02/2018 05/02/2016
Florida Elections Commission, Chair Appointee: Thomas, M. Scott	01/05/2019
Commission on Ethics Appointee: Carlucci, Matthew F., Sr.	06/30/2016
Citrus County Hospital Board Appointees: Bartell, Allan E. Wallis, B. Jeffrey	07/11/2017 07/07/2016

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Commission on Human Relations Appointee: Pichard, Jay B.	09/30/2016
Florida Inland Navigation District Appointees: Crowley, T. Spencer Donaldson, Don G. Isiminger, Charles C.	01/09/2019 01/09/2019 01/09/2019
Governor's Mansion Commission Appointee: Bear, Belle Y.	09/30/2018
National Conference of Commissioners on Uniform State Laws Appointees: Metz, Larry E. Weidner, Donald J.	06/05/2019 06/05/2019
Tampa Port Authority Appointee: Lindell, Carl, Jr.	11/14/2018
North Central Florida Regional Planning Council, Region 3 Appointee: Montgomery, James H.	10/01/2016
Central Florida Regional Planning Council, Region 7 Appointees: Kincart, R. Jeffrey Posey, Elvie	10/01/2016 10/01/2016
Southwest Florida Regional Planning Council, Region 9 Appointee: Mulhere, Robert J.	10/01/2017
Treasure Coast Regional Planning Council, Region 10 Appointee: Overdorf, Tobin R.	10/01/2017
State Retirement Commission Appointee: Miller, Anthony B.	12/31/2016
Jacksonville Transportation Authority Appointees: Jolly, Arezou C. McCaleb, Scott L. Wallace, L. Denise	05/31/2018 05/31/2019 05/31/2019
Reemployment Assistance Appeals Commission Appointees: Epsky, Thomas D. Finnegan, Joseph D.	06/30/2016 06/30/2019
Big Cypress Basin Board of the South Florida Water Management District Appointee: Haskins, Ralph H.	03/01/2018

The following executive appointments were referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Fish and Wildlife Conservation Commission Appointees: Hanas, Richard L. Spottswood, Robert A.	08/01/2017 01/06/2018

The following executive appointment was referred to the Senate Committee on Transportation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Transportation Commission Appointee: Wright, Kenneth W.	09/30/2018

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held a public hearing at which members of the public were invited to attend and offer evidence concerning the

qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;

(2) Senate action on said appointments be taken prior to the adjournment of the 2016 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Garrett Richter, Chair

On motion by Senator Richter, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Flores

The Honorable Andy Gardiner
President, The Florida Senate
Suite 409, The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100

January 28, 2016

Dear President Gardiner:

The following executive appointments were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Acupuncture Appointees: Moreau, Steve Vega, Herman E. Veon, Kathy	10/31/2017 10/31/2018 10/31/2017
Board of Architecture and Interior Design Appointees: Costoya, Francisco, Jr. Fishburne, Kenan Ann O'Doski, Ivette Arango	10/31/2018 10/31/2018 10/31/2018
Board of Athletic Training Appointees: Hudson, James Brian McDougal, Billy J. Riddle, Kari Roberts, Terry Lynne	10/31/2018 10/31/2018 10/31/2018 10/31/2017
Barbers' Board Appointees: Rodriguez, Lionel M. Wold, Veronica F.	10/31/2018 10/31/2017
Florida Building Code Administrators and Inspectors Board Appointee: Gathright, Richard	10/31/2018
Board of Chiropractic Medicine Appointee: Fox, Christopher J.	10/31/2018
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling Appointee: Andrade, Fabio A.	10/31/2016
Regulatory Council of Community Association Managers Appointee: Riddle, Lisa Ann	10/31/2016
Construction Industry Licensing Board Appointees: Allocco, Andrew Kane, Richard	10/31/2018 10/31/2018
Board of Cosmetology Appointees: Griffis, Rhonda L. Wilson, Stephania Stanley	10/31/2018 10/31/2017
Board of Dentistry Appointees: Calderone, Joseph Vincent Fatmi, Naved Miro, Claudio L. Thomas, Joseph J.	10/31/2018 10/31/2019 10/31/2019 10/31/2018
Electrical Contractors' Licensing Board Appointees: Cannava, John E. Chinchor, Timothy Z.	10/31/2018 10/31/2018
Board of Employee Leasing Companies Appointees: Arfons, David E. Ellinger, Emery, III	10/31/2018 10/31/2016
Board of Professional Engineers Appointees: Fleming, Charles Kevin Howard, Elizabeth B.	10/31/2018 10/31/2018
Board of Professional Geologists Appointees: Bush, Louie G. Dale, Mervin W. Meeks, Norman R.	10/31/2018 10/31/2017 10/31/2018
Board of Landscape Architecture Appointee: Kissinger, Paul D.	10/31/2018
Board of Medicine Appointees: Orr, James W., Jr. Ramesh, Seela	10/31/2018 10/31/2018
Board of Nursing Appointees: Connors, Leonard J. Forst, Diana Orantes Webster, Elizabeth	10/31/2018 10/31/2018 10/31/2016
Board of Nursing Home Administrators Appointees: Lipman, Scott Phelan, William J.	10/31/2018 10/31/2017
Board of Occupational Therapy Practice Appointee: Spafford, James F.	10/31/2018
Board of Optometry Appointee: Spear, Carl H.	10/31/2018
Board of Osteopathic Medicine Appointees: Rose, Joel B. Schwemmer, Sandra	10/31/2018 10/31/2018
Board of Pharmacy Appointee: Bisailon, David John	10/31/2018

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Physical Therapy Practice Appointee: Pabian, Patrick S.	10/31/2018
Board of Pilot Commissioners Appointee: Jaccoma, Michael Z.	10/31/2018
Florida Real Estate Appraisal Board Appointee: Harris, Joshua A.	10/31/2017

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Environmental Protection Appointee: Steverson, Jonathan Paul	Pleasure of Governor

The following executive appointment was referred to the Senate Committee on Governmental Oversight and Accountability and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

As required by Rule 12.7, the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Agency for State Technology Appointee: Allison, Jason M.	Pleasure of Governor

The following executive appointment was referred to the Senate Committee on Transportation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointments be taken prior to the adjournment of the 2016 Regular Session; and
- (3) there is no necessity known to the committee for the deliberations on said appointments to be held in executive session.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Transportation Appointee: Boxold, James C.	Pleasure of Governor

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointments be taken prior to the adjournment of the 2016 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Garrett Richter, Chair

On motion by Senator Richter, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Flores

The Honorable Andy Gardiner
President, The Florida Senate
Suite 409, The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100

January 28, 2016

Dear President Gardiner:

The following executive appointment was referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

Respectfully submitted,
Garrett Richter, Chair

MOTION

On motion by Senator Richter, consideration of the appointees was divided and Jason M. Allison, Executive Director, Agency for State Technology, and James C. Boxold, Secretary of Transportation, were considered separately from Jonathan Paul Steverson, Secretary of Environmental Protection.

On motion by Senator Richter, the report was adopted and the Senate confirmed the appointments of Jason M. Allison, Executive Director, Agency for State Technology and James C. Boxold, Secretary of Transportation identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—37

Mr. President	Bullard	Galvano
Abruzzo	Clemens	Garcia
Bean	Dean	Gibson
Benacquisto	Detert	Grimsley
Bradley	Diaz de la Portilla	Hays
Brandes	Evers	Hukill
Braynon	Gaetz	Hutson

Joyner	Negron	Sobel
Latvala	Richter	Soto
Lee	Ring	Stargel
Legg	Simmons	Thompson
Margolis	Simpson	
Montford	Smith	

*Office and Appointment**For Term
Ending*

Nays—None

Vote after roll call:

Yea—Flores

On motion by Senator Richter, the report was adopted and the Senate confirmed the appointment of Jonathan Paul Steverson, Secretary of Environmental Protection, identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—29

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

Nays—8

Abruzzo	Clemens	Soto
Braynon	Joyner	Thompson
Bullard	Sobel	

The Honorable Andy Gardiner
President, The Florida Senate
Suite 409, The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100

January 28, 2016

Dear President Gardiner:

The following executive appointments were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

*Office and Appointment**For Term
Ending*

Board of Trustees of Eastern Florida State College		
Appointees: Harvin, Moses L., Sr.	05/31/2019	
Howse, Ronald S.	05/31/2019	
Board of Trustees of Broward College		
Appointee: Maymon, David R.	05/31/2018	
Board of Trustees of College of Central Florida		
Appointees: Branson, Russell	05/31/2019	
Edgar, William H.	05/31/2018	
Board of Trustees of Chipola College		
Appointee: Padgett, John W.	05/31/2018	
Board of Trustees of Florida Keys Community College		
Appointee: Spottswood, Elena G.	05/31/2018	
Board of Trustees of Gulf Coast State College		
Appointees: McKnight, James W.	05/31/2019	
Patronis, Katie L.	05/31/2018	

Board of Trustees of Indian River State College		
Appointee: Schirard, J. Brantley, Jr.		05/31/2018
Board of Trustees of Florida Gateway College		
Appointees: Norris, Suzanne M.		05/31/2017
Tepedino, Miguel J.		05/31/2018
Board of Trustees of State College of Florida, Manatee-Sarasota		
Appointee: Long, J. Robert		05/31/2018
Board of Trustees of Miami-Dade College		
Appointee: Diaz Leyva, Daniel		05/31/2018
Board of Trustees of North Florida Community College		
Appointee: Washington, William D.		05/31/2018
Board of Trustees of Palm Beach State College		
Appointee: Dowd, John W., III		05/31/2018
Board of Trustees of Pensacola State College		
Appointees: Dawson, Patrick R.		05/31/2017
Lacz, Kevin Robert		05/31/2018
Board of Trustees of Polk State College		
Appointee: Ross, Cynthia Hartley		05/31/2017
Board of Trustees of St. Petersburg College		
Appointee: Gibbons, Deveron M.		05/31/2018
Board of Trustees of Santa Fe College		
Appointees: Fletcher, G.W. Blake		05/31/2017
Hudson, Robert C.		05/31/2019
Mallini, G. T.		05/31/2019
McRae, Arley		05/31/2017
Oody, Jeffrey L.		05/31/2018
Prevatt, Lisa M.		05/31/2019
Board of Trustees of Seminole State College		
Appointee: Bauer, Jeffrey M.		05/31/2018
Board of Trustees of Tallahassee Community College		
Appointee: Lamb, Eugene, Jr.		05/31/2018
Board of Trustees of Valencia College		
Appointee: Oliver, Lewis M., III		05/31/2018
Board of Trustees for the Florida School for the Deaf and the Blind		
Appointees: DiGonzalez, Linda		02/07/2019
Hadley, Ralph V., III		11/20/2017

The following executive appointments were referred to the Senate Committee on Higher Education and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

		<i>For Term Ending</i>
Board of Trustees, Florida A & M University		
Appointee: Woody, Robert Lee		01/06/2020
Board of Trustees, Florida Atlantic University		
Appointee: Dennis, Michael T.B.		01/06/2020
Board of Trustees, University of Central Florida		
Appointee: Garvy, Robert A.		01/06/2020
Board of Trustees, Florida State University		
Appointees: Buzzett, William A.		01/06/2020
Sasser, Bobby L.		01/06/2020
Semler, Brent W.		01/06/2020
Board of Trustees, Florida International University		
Appointee: Pozo, Justo L.		01/06/2020

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, New College of Florida Appointees: Johnston, William R. Schulaner, Felice	01/06/2020 01/06/2020
Board of Trustees, Florida Polytechnic University Appointees: Hallion, Richard P., Jr. Stork, Robert W. Wilson, Donald H.	07/15/2019 06/30/2018 07/15/2019
Board of Trustees, University of Florida Appointee: Zucker, Anita G.	01/06/2020
Board of Trustees, University of North Florida Appointees: Munoz, Oscar Tanzler, Hans G., III	01/06/2020 01/06/2020
Board of Trustees, University of South Florida Appointees: Lamb, Brian D. Mullis, Harold W., Jr. Zimmerman, Jordan	01/06/2020 01/06/2020 01/06/2020
Board of Trustees, University of West Florida Appointees: Jones, Robert L. Terry, Bentina C.	01/06/2020 01/06/2020

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointments be taken prior to the adjournment of the 2016 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Garrett Richter, Chair

On motion by Senator Richter, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—36

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

Nays—1

Bullard

Vote after roll call:

Yea—Latvala

BILLS ON THIRD READING

CS for CS for SB 130—A bill to be entitled An act relating to discharging a firearm; amending s. 790.15, F.S.; prohibiting the recreational discharge of a firearm in certain residential areas; providing criminal penalties; providing exceptions; providing an effective date.

—as amended January 21, was read the third time by title.

On motion by Senator Richter, **CS for CS for SB 130**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Latvala

MOTION

On motion by Senator Simmons, by two-thirds vote, **CS for CS for SB 130** was ordered immediately certified to the House.

SB 222—A bill to be entitled An act relating to parking for disabled veterans; amending s. 316.1964, F.S.; requiring the governing body of each publicly owned or publicly operated airport to grant free parking to any vehicle displaying specified license plates for disabled veterans; clarifying that such license plates, rather than “DV” license plates, are exempt from certain parking fees charged by a county, municipality, or an agency thereof; making technical changes; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **SB 222** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Latvala

CS for SB 228—A bill to be entitled An act relating to the mandatory minimum sentences; amending s. 775.087, F.S.; deleting aggravated assault from the list of convictions which carry a minimum term of imprisonment if during the commission of the offense the convicted person possessed a firearm or destructive device; deleting aggravated assault from a list of convictions which carry a minimum term of imprisonment if during the commission of the offense the convicted person possessed a firearm or destructive device; deleting aggravated assault from the list of convictions which carry a minimum term of imprisonment if during the commission of the offense the convicted person possessed a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; deleting a provision prohibiting a court from imposing the mandatory minimum sentence for a conviction for aggravated assault if the court makes specified written findings; conforming cross-references; amending s. 985.557, F.S.; conforming a cross-reference; reenacting ss. 27.366, 921.0022(2), 921.0024(1)(b), and 947.146(3)(b), F.S., relating to legislative intent and policy in cases meeting the criteria of s. 775.087(2) and (3), F.S., the Criminal Punishment Code, the Criminal Punishment Code worksheet, and the Control Release Authority, respectively, to incorporate the amendment made to s. 775.087, F.S., in references thereto; providing an effective date.

—was read the third time by title.

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

Yeas—38

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

Nays—None

MOTION

On motion by Senator Simmons, by two-thirds vote, **CS for SB 228** was ordered immediately certified to the House.

SB 238—A bill to be entitled An act relating to medical assistant certification; repealing s. 458.3485(3), F.S., relating to certification of a medical assistant by the American Association of Medical Assistants or as a Registered Medical Assistant by the American Medical Technologists; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **SB 238** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Clemens	Garcia
Abruzzo	Dean	Gibson
Bean	Detert	Grimsley
Benacquisto	Diaz de la Portilla	Hays
Bradley	Evers	Hukill
Brandes	Flores	Hutson
Braynon	Gaetz	Joyner
Bullard	Galvano	Latvala

Lee	Richter	Sobel
Legg	Ring	Soto
Margolis	Simmons	Stargel
Montford	Simpson	Thompson
Negron	Smith	

Nays—None

CS for CS for SB 308—A bill to be entitled An act relating to unattended persons and animals in motor vehicles; creating s. 768.139, F.S.; providing definitions; providing immunity from civil liability for entry into a motor vehicle related to the rescue of a person or an animal under certain circumstances; providing applicability; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 308**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 131** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

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

CS for CS for HB 131—A bill to be entitled An act relating to unattended persons and animals in motor vehicles; creating s. 768.139, F.S.; providing definitions; providing immunity from civil liability for damage to a motor vehicle related to the rescue of a person or animal under certain circumstances; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 308** and read the second time by title.

On motion by Senator Benacquisto, by two-thirds vote, **CS for CS for HB 131** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for CS for SB 344—A bill to be entitled An act relating to justifiable use or threatened use of defensive force; amending s. 776.013, F.S.; providing that a person who is in his or her dwelling, residence, or vehicle has no duty to retreat and has the right to use or threaten to use force if he or she reasonably believes that using or threatening to use such force is necessary to prevent imminent death or great bodily harm or the commission of a forcible felony; amending s. 776.032, F.S.; revising the requirements for the court to award certain fees and costs; requiring the burden of proof by clear and convincing evidence in a criminal prosecution to be on the party seeking to overcome the immunity claim under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for CS for SB 344** was passed and certified to the House. The vote on passage was:

Yeas—24

Mr. President	Evers	Lee
Bean	Gaetz	Legg
Benacquisto	Galvano	Margolis
Bradley	Grimsley	Negron
Brandes	Hays	Richter
Dean	Hukill	Simmons
Detert	Hutson	Simpson
Diaz de la Portilla	Latvala	Stargel

Nays—12

Abruzzo	Gibson	Smith
Braynon	Joyner	Sobel
Bullard	Montford	Soto
Clemens	Ring	Thompson

Vote after roll call:

Yea to Nay—Margolis

CS for SB 386—A bill to be entitled An act relating to expunction of records of minors; amending s. 790.23, F.S.; creating an exception for specified minors who, before attaining 21 years of age, had a criminal history record expunged; amending s. 943.0515, F.S.; decreasing the period of time that a minor’s criminal history record must be retained before expunction; authorizing specified minors to apply for expunction of a criminal history record under certain circumstances; establishing an application process and requiring that specified documentation be submitted to the Department of Law Enforcement; requiring that specified fees be deposited into the Department of Law Enforcement Operating Trust Fund; requiring a sworn written statement from the applicant; providing a criminal penalty for perjury on such sworn written statement; amending s. 943.0582, F.S.; deleting a limitation on the period of time within which a minor must submit an application for prearrest or postarrest diversion expunction to the Department of Law Enforcement after successful completion of the diversion program; re-enacting s. 985.125(3), F.S., relating to prearrest and postarrest diversion programs, to incorporate the amendment made to s. 943.0582, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for SB 386** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote preference:

February 4, 2016: Yea—Brandes

SB 396—A bill to be entitled An act relating to nonresident plaintiffs in civil actions; repealing s. 57.011, F.S., relating to requirements for a

nonresident plaintiff in a civil action to post security for costs; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **SB 396** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote preference:

February 4, 2016: Yea—Brandes

SB 450—A bill to be entitled An act relating to physical therapy; amending s. 486.021, F.S.; revising the definition of the term “practice of physical therapy”; amending s. 486.081, F.S.; providing that a licensed physical therapist who holds a specified doctoral degree may use specified letters in connection with her or his name or place of business; prohibiting a physical therapist with a specified doctoral degree from using the title “doctor” without informing the public of his or her profession as a physical therapist; amending s. 486.135, F.S.; revising the terms and specified letters prohibited from being used by certain unlicensed persons; providing a criminal penalty; amending s. 486.151, F.S.; prohibiting an unlicensed person from using specified letters; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **SB 450** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote preference:

February 4, 2016: Yea—Brandes

CS for SB 458—A bill to be entitled An act relating to transfers of structured settlement payment rights; amending s. 626.99296, F.S.; revising definitions; revising specified disclosures and notices that are

or may be required to be given in order to effect transfers of structured settlement payment rights and payments under such rights; revising the time limit by which a written response to an application for transferring such rights must be filed; specifying requirements for the filing and contents of the application; requiring the court to hold a hearing on the application; requiring a payee to appear in person unless the court determines that good cause exists to excuse the payee; providing that the transferee is solely responsible for compliance with certain requirements; providing that following issuance of a court order approving the transfer, the structured settlement obligor and annuity issuer may rely on the order in redirecting certain payments and are released and discharged from certain liability; providing for construction; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—as amended January 21, was read the third time by title.

On motion by Senator Richter, **CS for SB 458**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 530—A bill to be entitled An act relating to the Calder Sloan Swimming Pool Electrical-Safety Task Force; providing a short title; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the Florida Building Commission; specifying the purpose of the task force; requiring a report to the Governor and the Legislature by a specified date; providing for membership; requiring the Florida Building Commission to provide staff, information, and other assistance to the task force; providing that members of the task force serve without compensation; providing for future repeal of the task force; providing an effective date.

—was read the third time by title.

On motion by Senator Sobel, **SB 530** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 576—A bill to be entitled An act relating to public educational facilities; amending s. 1013.40, F.S.; authorizing certain Florida College System institutions to construct dormitories for up to 300 beds for students; prohibiting the use of state funds and tuition and fee revenues for construction, debt service payments, maintenance, or operation of such dormitories; prohibiting additional beds constructed after a specified date from being financed through a bond issue; providing an effective date.

—as amended January 21, was read the third time by title.

On motion by Senator Flores, **SB 576**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

CS for SB 624—A bill to be entitled An act relating to public records; amending s. 282.318, F.S.; creating exemptions from public records requirements for certain records held by a state agency which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents and for certain portions of risk assessments, evaluations, external audits, and other reports of a state agency's information technology program; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing for retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for SB 624** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

CS for SB 626—A bill to be entitled An act relating to consumer credit; amending s. 516.07, F.S.; authorizing the Office of Financial Regulation to deny a license or take disciplinary action against a person who violates the Military Lending Act or the regulations adopted under that act in connection with a consumer finance loan under the Florida

Consumer Finance Act; amending s. 537.013, F.S.; prohibiting a title loan lender or its agent or employee from violating the Military Lending Act or the regulations adopted under that act; amending s. 560.114, F.S.; authorizing the office to take disciplinary action or deny a license of a money services business, authorized vendor, or affiliated party in connection with a deferred presentment transaction for violating the Military Lending Act or the regulations adopted under that act; creating s. 655.035, F.S.; authorizing the office to conduct an investigation to determine whether a person is violating the Military Lending Act or the regulations adopted under that act; authorizing the office to seek specified remedies for such violations; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **CS for SB 626** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 7030—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides an exemption from public records requirements for bids, proposals, or replies submitted to an agency in response to a competitive solicitation; removing the scheduled repeal of the exemption; amending s. 286.0113, F.S., which provides an exemption from public meetings requirements for portions of meetings in which a vendor participates in a negotiation, makes an oral presentation, or answers questions as part of a competitive solicitation or in which negotiation strategies are discussed, and which provides an exemption from public records requirements for the recording of, and any records presented at, exempt portions of such meetings; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **SB 7030** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SPECIAL ORDER CALENDAR

Consideration of **CS for CS for SB 160** was deferred.

On motion by Senator Hutson—

CS for CS for SB 196—A bill to be entitled An act relating to public records; amending s. 339.55, F.S.; providing an exemption from public records requirements for financial information of a private entity applicant which the Department of Transportation requires as part of an application process for loans or credit enhancements from the state-funded infrastructure bank; providing an exception to the exemption; defining the term “financial information”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 196** was placed on the calendar of Bills on Third Reading.

CS for SB 390—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; requiring that a public agency contract for services include a statement providing the contact information of the public agency’s custodian of records; prescribing the form of the statement; revising required provisions in a public agency contract for services regarding a contractor’s compliance with public records laws; requiring that a public records request relating to records for a public agency’s contract for services be made directly to the public agency; requiring a contractor to provide requested records to the public agency or allow inspection or copying of requested records under specified circumstances; providing penalties; specifying circumstances under which a court must assess the reasonable costs of enforcement against a contractor; specifying what constitutes sufficient notice; providing that a contractor who takes certain action is not liable for the reasonable costs of enforcement; specifying applicable law for determining the reasonable costs of enforcement assessed against a public agency; requiring a public agency to amend a contract for services by a time certain to comply with the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 390**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 273** was withdrawn from the Committees on Governmental Oversight and Accountability; Judiciary; and Fiscal Policy.

On motion by Senator Simpson—

CS for HB 273—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; requiring a public agency contract for services to include a statement providing the contact information of the public agency’s custodian of public records; prescribing the form of the statement; revising required provisions in a public agency contract for services regarding a contractor’s compliance with public records laws; requiring a public records request relating to records for a public agency’s contract for services to be made directly to the public agency; requiring a contractor to provide requested records to the public agency or allow inspection or copying of requested records under specified circumstances; providing penalties; specifying circumstances under which a court must award the reasonable costs of enforcement against a contractor; specifying what constitutes sufficient notice; providing that a contractor who takes certain actions is not liable for the reasonable costs of enforcement; providing an effective date.

—a companion measure, was substituted for **CS for SB 390** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 273** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

CS for CS for SB 494—A bill to be entitled An act relating to digital assets; providing a directive to the Division of Law Revision and In-

formation; creating s. 740.001, F.S.; providing a short title; creating s. 740.002, F.S.; defining terms; creating s. 740.003, F.S.; authorizing a user to use an online tool to allow a custodian to disclose to a designated recipient or to prohibit a custodian from disclosing digital assets under certain circumstances; providing that a specified user's direction overrides a contrary provision in a terms-of-service agreement under certain circumstances; creating s. 740.004, F.S.; providing construction; authorizing the modification of a fiduciary's or designated recipient's access to digital assets under certain circumstances; creating s. 740.005, F.S.; providing procedures for the disclosure of digital assets; creating s. 740.006, F.S.; requiring a custodian to disclose the content of electronic communications of a deceased user under certain circumstances; creating s. 740.007, F.S.; requiring a custodian to disclose other digital assets of a deceased user under certain circumstances; creating s. 740.008, F.S.; requiring a custodian to disclose the content of electronic communications of a principal under certain circumstances; creating s. 740.009, F.S.; requiring a custodian to disclose other digital assets of a principal under certain circumstances; creating s. 740.01, F.S.; requiring a custodian to disclose to a trustee who is the original user the digital assets held in trust under certain circumstances; creating s. 740.02, F.S.; requiring a custodian to disclose to a trustee who is not the original user the content of electronic communications held in trust under certain circumstances; creating s. 740.03, F.S.; requiring a custodian to disclose to a trustee who is not the original user other digital assets under certain circumstances; creating s. 740.04, F.S.; authorizing the court to grant a guardian the right to access a ward's digital assets under certain circumstances; requiring a custodian to disclose to a guardian a specified catalog of electronic communications and specified digital assets of a ward under certain circumstances; creating s. 740.05, F.S.; imposing fiduciary duties; providing for the rights and responsibilities of certain fiduciaries; creating s. 740.06, F.S.; requiring compliance of a custodian; providing construction; providing for immunity from liability for a custodian and its officers, employees, and agents acting in good faith in complying with their duties; creating s. 740.07, F.S.; providing construction; creating s. 740.08, F.S.; providing applicability; creating s. 740.09, F.S.; providing severability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 494** was placed on the calendar of Bills on Third Reading.

On motion by Senator Soto—

CS for CS for SB 518—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; creating a special license plate for recipients of the Bronze Star medal; requiring any revenue generated from the sale of Woman Veteran license plates to be deposited into the Grants and Donations Trust Fund, instead of the Operations and Maintenance Trust Fund; conforming a cross-reference; authorizing the likeness of the Prisoner of War medal to be on the “Ex-POW” license plate; amending ss. 296.11 and 296.38, F.S.; specifying requirements for expenditure of moneys deposited in the Grant and Donations Trust Fund under certain circumstances; requiring certain homes to deposit all moneys received from the sale of Woman Veteran license plates into the Grants and Donations Trust Fund; requiring that such moneys be expended for certain purposes; providing an effective date.

—was read the second time by title.

Senator Soto moved the following amendment which was adopted:

Amendment 1 (563022) (with title amendment)—Delete lines 225-230.

And the title is amended as follows:

Delete lines 16-17 and insert: Grants and Donations Trust Fund; providing an

Pursuant to Rule 4.19, **CS for CS for SB 518**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

CS for CS for CS for SB 590—A bill to be entitled An act relating to adoption; amending s. 39.01, F.S.; redefining the terms “abandoned” or “abandonment” and “parent”; amending s. 63.082, F.S.; revising the circumstances under which an adoption consent is valid, binding, and enforceable; requiring a court to determine, under certain circumstances, whether a change of placement of a child is in the child's best interests, rather than whether the change of placement is appropriate; deleting a determination that a court must consider under certain circumstances; authorizing the court to establish certain requirements for the transfer of custody; providing factors that the court shall consider and weigh under certain circumstances; revising circumstances under which a court must provide written notice to a parent of specified information; 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 Detert moved the following amendment which was adopted:

Amendment 1 (421686)—Delete lines 73-86 and insert:

(6)(a) If a parent executes a consent for *adoption placement* of a minor with an adoption entity or qualified prospective adoptive parents and the minor child is *under the supervision in the custody* of the department, or otherwise subject to the jurisdiction of the dependency court as a result of the entry of a shelter order, a dependency petition, or a petition for termination of parental rights pursuant to chapter 39, but parental rights have not yet been terminated, the adoption consent is valid, binding, and enforceable by the court.

(b) Upon execution of the consent of the parent, the adoption entity shall be permitted to intervene in the dependency case as a party in interest and must provide the court that acquired jurisdiction over the minor, pursuant to the shelter order or dependency petition filed by the department, a copy

Pursuant to Rule 4.19, **CS for CS for CS for SB 590**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Legg—

SB 666—A bill to be entitled An act relating to voter identification; amending s. 97.0535, F.S.; expanding the list of acceptable forms of identification for certain voter registration applicants to include veteran health identification cards and licenses to carry a concealed weapon or firearm; amending s. 101.043, F.S.; expanding the list of acceptable forms of identification at a polling place or early voting site to include veteran health identification cards and licenses to carry a concealed weapon or firearm; amending ss. 101.68 and 101.6923, F.S.; revising absentee ballot and special absentee ballot instructions, respectively, to conform to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Clemens moved the following amendment:

Amendment 1 (264322) (with title amendment)—Delete lines 35-162 and insert:

10. *Employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, a municipality, or other political subdivision.*

Section 2. Paragraph (a) of subsection (1) of section 101.043, Florida Statutes, is amended to read:

101.043 Identification required at polls.—

(1)(a) The precinct register, as prescribed in s. 98.461, shall be used at the polls for the purpose of identifying the elector at the polls before allowing him or her to vote. The clerk or inspector shall require each elector, upon entering the polling place, to present one of the following current and valid picture identifications:

1. Florida driver license.
2. Florida identification card issued by the Department of Highway Safety and Motor Vehicles.
3. United States passport.
4. Debit or credit card.
5. Military identification.
6. Student identification.
7. Retirement center identification.
8. Neighborhood association identification.
9. Public assistance identification.
10. *Veteran health identification card issued by the United States Department of Veterans Affairs.*
11. *A license to carry a concealed weapon or firearm issued pursuant to s. 790.06.*
12. *Employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, a municipality, or other political subdivision.*

Section 3. Paragraph (d) of subsection (4) of section 101.68, Florida Statutes, is amended to read:

101.68 Canvassing of absentee ballot.—

(4)

(d) Instructions must accompany the absentee ballot affidavit in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your absentee ballot will be counted, your affidavit should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 5 p.m. on the 2nd day before the election.
2. You must sign your name on the line above (Voter's Signature).
3. You must make a copy of one of the following forms of identification:
 - a. Identification that includes your name and photograph: United States passport; debit or credit card; military identification; student identification; retirement center identification; neighborhood association identification; ~~or~~ public assistance identification; *veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or an employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, a municipality, or other political subdivision; or*
 - b. Identification that shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter identification card).
4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail, deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

Section 4. Subsection (2) of section 101.6923, Florida Statutes, is amended to read:

101.6923 Special absentee ballot instructions for certain first-time voters.—

(2) A voter covered by this section shall be provided with printed instructions with his or her absentee ballot in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your absentee ballot will be counted, it should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 7 p.m. on the date of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your absentee ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope and seal the envelope.

5. Insert the secrecy envelope into the enclosed envelope bearing the Voter's Certificate. Seal the envelope and completely fill out the Voter's Certificate on the back of the envelope.

a. You must sign your name on the line above (Voter's Signature).

b. If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.

c. An absentee ballot will be considered illegal and will not be counted if the signature on the Voter's Certificate does not match the signature on record. The signature on file at the start of the canvass of the absentee ballots is the signature that will be used to verify your signature on the Voter's Certificate. If you need to update your signature for this election, send your signature update on a voter registration application to your supervisor of elections so that it is received no later than the start of canvassing of absentee ballots, which occurs no earlier than the 15th day before election day.

6. Unless you meet one of the exemptions in Item 7., you must make a copy of one of the following forms of identification:

a. Identification which must include your name and photograph: United States passport; debit or credit card; military identification; student identification; retirement center identification; neighborhood association identification; ~~or~~ public assistance identification; *veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or an employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, a municipality, or other political subdivision; or*

And the title is amended as follows:

Delete lines 6-11 and insert: cards, licenses to carry a concealed weapon or firearm, and certain government-issued employee identification cards; amending s. 101.043, F.S.; expanding the list of acceptable forms of identification at a polling place or an early voting site to include veteran health identification cards, licenses to carry a concealed weapon or firearm, and certain government-issued employee identification cards; amending ss. 101.68 and 101.6923,

Senator Legg moved the following amendment to **Amendment 1 (264322)** which was adopted:

Amendment 1A (352418)—Delete lines 6-144 and insert: *department, agency, or entity of the Federal Government, the state, a county, or a municipality.*

Section 2. Paragraph (a) of subsection (1) of section 101.043, Florida Statutes, is amended to read:

101.043 Identification required at polls.—

(1)(a) The precinct register, as prescribed in s. 98.461, shall be used at the polls for the purpose of identifying the elector at the polls before allowing him or her to vote. The clerk or inspector shall require each elector, upon entering the polling place, to present one of the following current and valid picture identifications:

1. Florida driver license.
2. Florida identification card issued by the Department of Highway Safety and Motor Vehicles.
3. United States passport.
4. Debit or credit card.
5. Military identification.
6. Student identification.
7. Retirement center identification.
8. Neighborhood association identification.
9. Public assistance identification.
10. *Veteran health identification card issued by the United States Department of Veterans Affairs.*
11. *A license to carry a concealed weapon or firearm issued pursuant to s. 790.06.*
12. *Employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality.*

Section 3. Paragraph (d) of subsection (4) of section 101.68, Florida Statutes, is amended to read:

101.68 Canvassing of absentee ballot.—

(4)

(d) Instructions must accompany the absentee ballot affidavit in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your absentee ballot will be counted, your affidavit should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 5 p.m. on the 2nd day before the election.
2. You must sign your name on the line above (Voter's Signature).
3. You must make a copy of one of the following forms of identification:
 - a. Identification that includes your name and photograph: United States passport; debit or credit card; military identification; student identification; retirement center identification; neighborhood association identification; ~~or~~ public assistance identification; *veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or an employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality; or*

b. Identification that shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter identification card).

4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail, deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

Section 4. Subsection (2) of section 101.6923, Florida Statutes, is amended to read:

101.6923 Special absentee ballot instructions for certain first-time voters.—

(2) A voter covered by this section shall be provided with printed instructions with his or her absentee ballot in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your absentee ballot will be counted, it should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 7 p.m. on the date of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your absentee ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope and seal the envelope.

5. Insert the secrecy envelope into the enclosed envelope bearing the Voter's Certificate. Seal the envelope and completely fill out the Voter's Certificate on the back of the envelope.

a. You must sign your name on the line above (Voter's Signature).

b. If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.

c. An absentee ballot will be considered illegal and will not be counted if the signature on the Voter's Certificate does not match the signature on record. The signature on file at the start of the canvass of the absentee ballots is the signature that will be used to verify your signature on the Voter's Certificate. If you need to update your signature for this election, send your signature update on a voter registration application to your supervisor of elections so that it is received no later than the start of canvassing of absentee ballots, which occurs no earlier than the 15th day before election day.

6. Unless you meet one of the exemptions in Item 7., you must make a copy of one of the following forms of identification:

- a. Identification which must include your name and photograph: United States passport; debit or credit card; military identification; student identification; retirement center identification; neighborhood association identification; ~~or~~ public assistance identification; *veteran health identification card issued by the United States Department of*

Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or an employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality; or

Amendment 1 (264322), as amended, was adopted.

Pursuant to Rule 4.19, **SB 666**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

SB 812—A bill to be entitled An act relating to reciprocal insurers; amending s. 629.271, F.S.; authorizing domestic reciprocal insurers to pay a portion of unassigned funds to their subscribers; providing limitations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 812** was placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator Simmons, the rules were waived and time of adjournment was extended to 4:00 p.m.

On motion by Senator Detert—

CS for SB 860—A bill to be entitled An act relating to foster families; creating s. 683.333, F.S.; designating the second week of February of each year as “Foster Family Appreciation Week”; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 860** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for SB 1042—A bill to be entitled An act relating to judgments; creating s. 56.0101, F.S.; providing definitions for purposes of ch. 56, F.S.; amending s. 56.011, F.S.; revising terminology; amending s. 56.021, F.S.; providing that an execution is valid and effective during the life of the order on which it is issued; amending ss. 56.041, 56.071, 56.09, 56.10, 56.12, and 56.15, F.S.; revising terminology; amending s. 56.16, F.S.; specifying that persons to whom a Notice to Appear has been issued may obtain possession of property levied on by complying with certain procedures; revising terminology; amending s. 56.18, F.S.; specifying that a jury, if not waived, should be empaneled as soon as possible after service of a Notice to Appear; revising terminology; amending ss. 56.19, 56.20, 56.22, 56.26, 56.27, and 56.28, F.S.; revising terminology; amending s. 56.29, F.S.; revising terminology; providing for the issuance of a Notice to Appear; providing requirements for such a notice; providing for service; providing for requirements for a responding affidavit; deleting provisions relating to examinations concerning property; providing for fraudulent transfer claims; creating s. 56.30, F.S.; providing for discovery in proceedings supplementary; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1042** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.0713, F.S., which provides a public records exemption for the audit report of an internal auditor and certain records relating to investigations in the custody of an inspector general of a local government; removing the

scheduled repeal of the exemption; making editorial changes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7002** was placed on the calendar of Bills on Third Reading.

CS for SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides an exemption from public records requirements for information furnished by a person to an agency for the purpose of being provided an emergency notification by the agency; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7004**, pursuant to Rule 3.11(3), there being no objection, **HB 7033** was withdrawn from the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

On motion by Senator Simpson—

HB 7033—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., relating to an exemption from public records requirements for information furnished by a person to an agency for the purpose of being provided with emergency notification by the agency; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **CS for SB 7004** and read the second time by title.

Pursuant to Rule 4.19, **HB 7033** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

SB 7020—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 408.910, F.S., relating to an exemption from public records requirements for personal identifying information of an enrollee or participant in the Florida Health Choices Program, for client and customer lists of a buyer's representative held by the Florida Health Choices, Inc., and for proprietary confidential business information held by the corporation, and relating to a penalty for unlawful disclosure of confidential and exempt information; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7020** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for SB 7024—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.8531, F.S., which provides an exemption from public records requirements for information held by the Florida Center for Brain Tumor Research; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7024** was placed on the calendar of Bills on Third Reading.

SB 7032—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.0712, F.S., relating to an exemption from public records requirements for confidential information received by the Office of Financial Regulation from certain

state or federal agencies and information received or developed by the office in a joint or multiagency examination or investigation; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7032**, pursuant to Rule 3.11(3), there being no objection, **HB 7035** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Benacquisto—

HB 7035—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.0712, F.S., relating to an exemption from public records requirements for confidential or exempt information received by the Office of Financial Regulation from certain state or federal agencies and information received or developed by the office in a joint or multiagency examination or investigation; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7032** and read the second time by title.

Pursuant to Rule 4.19, **HB 7035** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Benacquisto, by two-thirds vote, **SB 958** was withdrawn from the committees of reference and further consideration.

On motion by Senator Garcia, by two-thirds vote, **SB 1218** was withdrawn from the committees of reference and further consideration.

SPECIAL RECOGNITION

The President recognized the following long-time Senate employees who will be retiring this month: Information Technology employee Debbie Penn, 22 years; Senator Dean's Legislative Aide Janet Oehmig, 14 years; and Regulated Industries Committee Staff Director Booter Imhof, 13 years. The President thanked the employees for their dedication and years of service to the Senate.

MOTIONS

On motion by Senator Lee, portions of Senate Rule 2.39 were waived and the following deadlines and policies were applied to all bills on the agenda to be considered by the Committee on Appropriations on Wednesday, February 3, 2016:

- The deadline for filing amendments to any bill on the agenda is 1:30 p.m., Monday, February 1, 2016.
- The deadline for filing amendments to amendments and substitute amendments to any bill on the agenda is 1:30 p.m., Tuesday, February 2, 2016.

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 Thursday, January 28, 2016: CS for CS for SB 160, CS for CS for SB 196, CS for SB 390, CS for CS for SB 494, CS for CS for SB 518, CS for CS for SB 590, SB 666, SB 812, CS for SB 860, CS for SB 1042, SB 7002, CS for SB 7004, SB 7020, CS for SB 7024, SB 7032.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Education Pre-K - 12 recommends the following pass: SB 442; SB 834; SB 1068; SB 1078; SB 1418

The bills were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Education Pre-K - 12 recommends the following pass: SB 1440

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

The Committee on Transportation recommends the following pass: SB 1110

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

The Committee on Rules recommends the following pass: CS for SB 310; SB 500; CS for CS for SB 578; CS for SB 592; SB 606; CS for CS for SB 642; SR 1184

The bills were placed on the Calendar.

The Committee on Judiciary recommends a committee substitute for the following: SB 250

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1528

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 650

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1538

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

The Committee on Health Policy recommends committee substitutes for the following: SB 818; SB 1686

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1688

The Committee on Transportation recommends a committee substitute for the following: SB 1584

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1164

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1036; SB 1120

The bill with committee substitute attached was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 46

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1288

The Committee on Regulated Industries recommends committee substitutes for the following: SB 768; SB 1602

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 Fiscal Policy recommends committee substitutes for the following: CS for SB 202; SB 380; CS for CS for SB 618

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Education recommends the following pass: SB 806; SB 884; CS for SB 984; SB 1060; SB 1634

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 522

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

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 956; CS for SB 1046; SB 7040

The bills were referred to the Committee on Fiscal Policy under the original reference.

The Appropriations Subcommittee on General Government recommends a committee substitute for the following: CS for SB 760

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Flores—

CS for SB 46—A bill to be entitled An act for the relief of Melvin and Alma Colindres by the City of Miami; providing for an appropriation to compensate them for the wrongful death of their son, Kevin Colindres, which occurred as a result of the negligence of police officers of the City of Miami; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committees on Fiscal Policy; and Children, Families, and Elder Affairs; and Senator Bean—

CS for CS for SB 202—A bill to be entitled An act relating to the Florida Association of Centers for Independent Living; amending s. 413.402, F.S.; requiring that a specified agreement be maintained between the Florida Endowment Foundation for Vocational Rehabilitation and the Florida Association of Centers for Independent Living; renaming the James Patrick Memorial Work Incentive Personal Attendant Services Program as the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program; defining a term; requiring the program to provide additional support and services; revising eligibility requirements; expanding the kinds of training required; requiring the association, in cooperation with the oversight council for the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program, to adopt and revise certain policies and procedures and to provide technical assistance and support under certain circumstances; requiring that the oversight council recommend the maximum monthly reimbursement provided to program participants; requiring the program to reimburse the Florida Association of Centers for Independent Living for certain costs approved by the center's board of directors, taking into consideration certain recommendations; prohibiting the program's operation, administration, and oversight from exceeding a certain percentage of the annual operating budget; creating the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program Oversight Council adjunct to the Department of Education; providing the council's purpose; providing for council membership; amending s. 413.4021, F.S.; revising the maximum amount of specified funds for each state attorney which may be used to administer the personal attendant and employment assistance program and to contract with the state attorneys participating in the tax collection enforcement diversion program; amending s. 320.08068, F.S.; making a technical change; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senator Lee—

CS for SB 250—A bill to be entitled An act relating to parenting and time-sharing; amending s. 61.13, F.S.; creating a presumption that approximately equal time-sharing by both parents is in the best interest of the child; revising a finite list of factors that a court must evaluate when determining whether the presumption of approximately equal time-sharing is overcome; requiring a court order to be supported by written findings of fact under certain circumstances; prohibiting the modification of a determination of parental responsibility, a parenting plan, or a time-sharing schedule unless certain determinations are made; providing an effective date.

By the Committee on Fiscal Policy; and Senator Abruzzo—

CS for SB 380—A bill to be entitled An act relating to violation of an injunction for protection; amending ss. 741.31, 784.047, and 784.0487, F.S.; providing enhanced criminal penalties for a third or subsequent violation of an injunction for protection against specified acts of violence or a foreign protection order issued for the same victim under specified provisions; defining the term "conviction"; reenacting s. 741.30(9), F.S., relating to injunctions for protection against domestic violence, to incorporate the amendment made by the act to s. 741.31, F.S., in a reference thereto; reenacting s. 741.315(2), F.S., relating to recognition of foreign protection orders, to incorporate the amendments made by the act to ss. 741.31, 784.047, and 784.0487, F.S., in references thereto; reenacting s. 784.0485(9), F.S., relating to injunctions for protection against stalking, to incorporate the amendment made by the act to s. 784.0487, F.S., in a reference thereto; reenacting s. 901.15(6) and (7), F.S., relating to when arrest by an officer without warrant is lawful, to incorporate the amendment made by the act to ss. 741.31 and 784.047, F.S., in references thereto; providing an effective date.

By the Committees on Fiscal Policy; Community Affairs; and Criminal Justice; and Senator Evers—

CS for CS for CS for SB 618—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; encouraging local communities and public or private educational institutions to imple-

ment prearrest diversion programs for certain offenders; requiring that a prearrest diversion program share information with other prearrest diversion programs under certain circumstances; authorizing law enforcement officers of participating law enforcement agencies, at their sole discretion, to issue civil citations to adults under specified circumstances; requiring an adult who is issued a civil citation by a participating law enforcement agency to report for intake as required by the prearrest diversion program; requiring the provision of appropriate behavioral health care services; requiring that an adult who is issued a civil citation fulfill a community service requirement; requiring the adult to pay restitution to a victim; providing for criminal prosecution of adults who fail to complete the prearrest diversion program; prohibiting an arrest record from being associated with a certain offense for adults who successfully complete the program; establishing a steering committee for the prearrest diversion program; providing duties and membership of the committee; specifying the nonviolent misdemeanor offenses that are eligible for the prearrest diversion program; providing applicability; providing an effective date.

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

CS for SB 650—A bill to be entitled An act relating to viatical settlements; amending s. 626.9911, F.S.; revising definitions; defining the terms “business of viatical settlements,” “fraudulent viatical settlement act,” and “stranger-originated life insurance practice”; amending s. 626.9913, F.S.; requiring additional information in an annual statement filed by viatical settlement provider licensees; revising deposit requirements for viatical settlement provider licensees; deleting an obsolete provision regarding a deposit requirement; authorizing the Financial Services Commission to adopt rules; amending s. 626.9914, F.S.; adding an act that warrants the imposition of administrative penalties against viatical settlement provider licensees; increasing the amount of administrative fines that may be imposed by the Office of Insurance Regulation against licensees for certain violations; amending s. 626.99175, F.S.; deleting an obsolete provision; deleting an exception from registration requirements for life expectancy providers; creating s. 626.99185, F.S.; requiring viatical settlement providers to provide viators with a disclosure statement before or concurrently with a viator’s execution of a viatical settlement contract; providing requirements and procedures for such disclosure statements; amending s. 626.9924, F.S.; correcting cross-references relating to a requirement to provide specified documents with a notice that a policy has or will become a viatical policy; amending s. 626.99245, F.S.; conforming a cross-reference; creating s. 626.99273, F.S.; prohibiting certain practices and conflicts of interest relating to viatical settlement contracts or insurance policies; requiring a viatical settlement provider to file certain promotional, advertising, and marketing materials with the office before entering into viatical settlement contracts; prohibiting certain references relating to the cost of life insurance policies in such materials and other specified statements and representations; authorizing the commission to adopt rules; amending s. 626.99275, F.S.; prohibiting a person from entering into a viatical settlement contract before a specified date except under specified circumstances, from issuing, soliciting, marketing, or otherwise promoting the purchase of a policy under certain circumstances, and from engaging in a fraudulent viatical settlement act; providing criminal penalties for a violation of such prohibitions; creating s. 626.99276, F.S.; requiring specified affidavits and other documentation to be provided to an insurer for requests to verify coverage and to transfer a policy or certificate to a viatical settlement provider; prohibiting insurers from requiring certain forms that have not been approved by the office to be signed as a condition of responding to such requests; requiring insurers to respond in writing during a specified period to properly completed requests to change the ownership or beneficiary of a policy; amending s. 626.99278, F.S.; providing requirements for licensed viatical settlement providers to maintain specified documentation relating to anti-fraud plans and procedures, material inconsistencies between medical records and insurance applications, and reporting of specified fraudulent acts and prohibited practices; amending s. 626.99287, F.S.; revising the period during which certain viatical settlement contracts are void and unenforceable; revising exceptions to such contracts being void and unenforceable; creating s. 626.99289, F.S.; providing that certain contracts, agreements, arrangements, and transactions relating to stranger-originated life insurance practices are void and unenforceable; providing an effective date.

By the Committee on Regulated Industries; and Senator Flores—

CS for SB 768—A bill to be entitled An act relating to alarm system registration; creating s. 553.7931, F.S.; defining the term “applicable local governmental entity”; providing a uniform process for the registration of home and business alarm systems under certain circumstances; requiring the owner, lessee, or occupant, or an authorized representative thereof, of a property to register an alarm system within 20 days after occupancy or after installation of the alarm system; authorizing the applicable local governmental entity to charge a registration fee; specifying the requirements of the application form; requiring the owner, lessee, or occupant, or an authorized representative thereof, to notify the applicable local governmental agency of a change in the information provided in the application form within 30 days; authorizing the applicable local governmental entity to assess or impose fines or penalties for a failure to register an alarm system or for excessive false alarms; providing that fines and penalties are the responsibility of the owner, lessee, or occupant of the property; amending s. 489.529, F.S.; providing for written consent to an alarm system monitoring company to contact a law enforcement agency; providing an effective date.

By the Committee on Health Policy; and Senators Latvala, Sobel, and Abruzzo—

CS for SB 818—A bill to be entitled An act relating to instruction on human trafficking; amending s. 456.031, F.S.; providing that certain licensing boards must require specified licensees to complete a specified continuing education course that includes a section on human trafficking as a condition of relicensure or recertification; providing requirements and procedures related to the course; providing an effective date.

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

CS for SB 1036—A bill to be entitled An act relating to automobile insurance; amending s. 627.0651, F.S.; providing an exception to a provision that deems use of a single zip code as a rating territory for insurance rates to be unfairly discriminatory; requiring the Office of Insurance Regulation to ensure that rates or rate changes contained in certain rate filings are not excessive, inadequate, or unfairly discriminatory; amending s. 627.311, F.S.; authorizing the Florida Automobile Joint Underwriting Association and a joint underwriting plan approved by the Office of Insurance Regulation to cancel personal lines or commercial policies within a specified time for nonpayment of premium due to certain reasons; prohibiting an insured from cancelling a policy or binder within a specified time except under certain conditions; amending s. 627.7283, F.S.; authorizing an insured who cancels a policy to apply the unearned portion of any premium paid to unpaid balances of other policies with the same insurer or insurer group; amending s. 627.7295, F.S.; updating applicability language to include a reference to recurring credit card or debit card payments; authorizing an additional form of payment for certain motor vehicle insurance contract premiums; authorizing an insurer to impose a specified insufficient funds fee under certain circumstances; amending s. 627.736, F.S.; requiring that a certain standard form be approved by the office and adopted by the Financial Services Commission, rather than approved by the office or adopted by the commission; revising standards for compliance for specified billings for medical services; adding a specified entity to a list of entities that are not required to be licensed as a clinic to receive reimbursement under the Florida Motor Vehicle No-Fault Law; amending s. 627.744, F.S.; authorizing an insurer to opt out of the preinsurance inspection of private passenger motor vehicles and to establish its own preinsurance inspection program if it files a certain manual rule with the office; providing an effective date.

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

CS for SB 1164—A bill to be entitled An act relating to firesafety; amending s. 429.41, F.S.; requiring the State Fire Marshal to establish uniform firesafety standards for assisted living facilities; revising provisions relating to the minimum standards that must be adopted by the Department of Elderly Affairs for firesafety in assisted living facilities; clarifying the fees a utility may charge for the installation and main-

tenance of an automatic fire sprinkler system; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Richter—

CS for SB 1288—A bill to be entitled An act relating to emergency management; amending s. 252.34, F.S.; defining the term “activate” for purposes of part I of ch. 252, F.S.; amending ss. 163.360, 474.2125, and 627.659, F.S.; conforming cross-references; providing an effective date.

By the Committee on Regulated Industries; and Senator Simpson—

CS for SB 1528—A bill to be entitled An act relating to illicit drugs; amending s. 893.02, F.S.; defining terms; deleting a definition; revising definitions; amending s. 893.03, F.S.; providing that class designation is a way to reference scheduled controlled substances; adding, deleting, and revising the list of Schedule I controlled substances; revising the list of Schedule III anabolic steroids; amending s. 893.033, F.S.; adding, deleting, and revising the list of precursor and essential chemicals; amending s. 893.0356, F.S.; defining the term “substantially similar”; deleting the term “potential for abuse”; requiring that a controlled substance analog be treated as the highest scheduled controlled substance of which it is an analog; amending s. 893.13, F.S.; creating a noncriminal penalty for selling, manufacturing, or delivering, or possessing with intent to sell, manufacture, or deliver any unlawful controlled substance in, on, or near an assisted living facility; creating a criminal penalty for a person 18 years of age or older who delivers to a person younger than 18 years of age any illegal controlled substance, who uses or hires a person younger than 18 years of age in the sale or delivery of such substance, or who uses a person younger than 18 years of age to assist in avoiding detection for specified violations; deleting a criminal penalty for possession of a certain amount of specified controlled substances; deleting certain exclusions to the definition of the term “cannabis”; creating a criminal penalty for possession of specified controlled substances; correcting a cross-reference; amending s. 893.135, F.S.; revising a dosage unit to include a gelatin capsule for the purpose of clarifying legislative intent regarding the weighing of a mixture containing a controlled substance; amending s. 893.138, F.S.; authorizing a place or premises that has been used on two or more occasions for specified violations within a certain time period to be declared a public nuisance; amending s. 893.145, F.S.; revising the definition of the term “drug paraphernalia”; amending s. 895.02, F.S.; revising the definition of the term “racketeering activity”; amending s. 921.0022, F.S.; adding an adult delivering controlled substances to a minor, using or hiring a minor to sell controlled substances, or using a minor to avoid detection or apprehension to level 3 of the offense severity ranking chart of the Criminal Punishment Code; making technical changes; reenacting ss. 39.01(30)(a) and (g), 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(11)(b), 456.44(2), 458.326(3), 458.3265(1)(e), 459.0137(1)(e), 463.0055(4)(a), 465.0276(1)(b), 499.0121(14) and (15)(a), 499.029(3)(a), 782.04(1) and (4), 787.06(2)(a), 817.563(1), 831.31, 893.0301, 893.035(7)(a), 893.05(1), 893.055(1)(b), 893.07(5)(b), 893.12(2)(b), (c), and (d), and 944.474(2), F.S., to incorporate the amendment made to s. 893.03, F.S., in references thereto; reenacting s. 893.149(4), F.S., to incorporate the amendment made to s. 893.033, F.S., in a reference thereto; reenacting ss. 397.451(4)(b), 435.07(2), 772.12(2), 775.084(1)(a), 810.02(3), 812.014(2), 831.311(1), 893.1351(1), 893.138(3), 893.15, 903.133, and 921.187(1)(l), F.S., to incorporate the amendment made to s. 893.13, F.S., in references thereto; reenacting ss. 893.12(2)(a) and 893.147(6)(a), F.S., to incorporate the amendment made to s. 893.145, F.S., in references thereto; reenacting ss. 16.56(1)(a), 655.50(3)(g), 896.101(2)(g), and 905.34, F.S., to incorporate the amendment made to s. 895.02, F.S., in references thereto; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Evers—

CS for SB 1538—A bill to be entitled An act relating to veterans employment; amending s. 295.07, F.S.; requiring each state agency and authorizing other political subdivisions of the state to develop and implement a veterans recruitment plan; requiring specified goals for veterans recruitment plans; requiring the Department of Management Services to collect specified data and to include the data in its annual

workforce report and on its website; amending ss. 295.085 and 295.09, F.S.; conforming cross-references; providing an effective date.

By the Committee on Transportation; and Senators Smith and Thompson—

CS for SB 1584—A bill to be entitled An act relating to suspended driver licenses; establishing a Driver License Reinstatement Days pilot program in certain counties to facilitate reinstatement of suspended driver licenses; specifying participants; providing duties of the clerks of court and the Department of Highway Safety and Motor Vehicles; authorizing the clerk of court to compromise certain fees and costs; providing for program eligibility; directing the department to make a report to the Governor and Legislature; providing for future repeal; providing an effective date.

By the Committee on Regulated Industries; and Senator Galvano—

CS for SB 1602—A bill to be entitled An act relating to elevators; creating s. 399.031, F.S.; providing a short title; providing clearance requirements for elevators installed in private residences; requiring certain doors and gates to withstand a specified amount of force; requiring certain doors to reject a sphere of a specified size under certain circumstances; requiring all such elevators to be equipped with a certain device; providing requirements for the device; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senators Bean and Joyner—

CS for SB 1686—A bill to be entitled An act relating to telehealth; creating s. 408.61, F.S.; creating the Telehealth Task Force within the Agency for Health Care Administration; requiring the agency to use existing and available resources to administer and support the task force; providing for the membership of the task force; requiring the task force to compile and analyze certain data and to conduct a comparative analysis of health insurance coverage available for telehealth services and for in-person treatment; providing meeting requirements; requiring the task force to submit a report to the Governor and Legislature by a certain date; providing for the repeal of the section; creating s. 456.51, F.S.; authorizing certain licensed or certified health care professionals to provide telehealth services; defining the term “telehealth”; amending s. 636.202, F.S.; excluding telehealth products from the definition of “discount medical plan”; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Sachs—

CS for SB 1688—A bill to be entitled An act relating to the Florida Veterans Foundation; amending ss. 320.02, 322.08, and 328.72, F.S.; providing for voluntary contributions of a minimum specified amount per applicant for certain motor vehicle registrations, driver licenses or identification cards, and boat registrations to the Florida Veterans Foundation; conforming a cross-reference; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senator Lee—

CS for SB 250—A bill to be entitled An act relating to parenting and time-sharing; amending s. 61.13, F.S.; creating a presumption that approximately equal time-sharing by both parents is in the best interest of the child; revising a finite list of factors that a court must evaluate when determining whether the presumption of approximately equal time-sharing is overcome; requiring a court order to be supported by written findings of fact under certain circumstances; prohibiting the modification of a determination of parental responsibility, a parenting plan, or a time-sharing schedule unless certain determinations are made; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Transportation; and Senators Smith and Thompson—

CS for SB 1584—A bill to be entitled An act relating to suspended driver licenses; establishing a Driver License Reinstatement Days pilot program in certain counties to facilitate reinstatement of suspended driver licenses; specifying participants; providing duties of the clerks of court and the Department of Highway Safety and Motor Vehicles; authorizing the clerk of court to compromise certain fees and costs; providing for program eligibility; directing the department to make a report to the Governor and Legislature; providing for future repeal; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of January 21 and January 27 were corrected and approved.

CO-INTRODUCERS

Senators Abruzzo—SB 1002; Dean—CS for SB 436; Joyner—CS for CS for SB 494; Margolis—SB 1314; Ring—SM 694

Senator Lee withdrew as introducer of SB 1636.

Senator Gibson was recorded as introducer of SB 1636.

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 3:31 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, February 2 or upon call of the President.