



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by Senator Richter at 10:30 a.m. A quorum present—34:

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

Excused: Senator Lee periodically for the purpose of working on Appropriations

PRAYER

The following prayer was offered by Pastor Brant S. Copeland, First Presbyterian Church, Tallahassee:

Almighty God, source of freedom and lover of all people: Bless, we pray, the work of the Senate this day and every day remaining in this legislative session.

Grant these, your servants, a spirit of wisdom, forbearance, and justice, that the work they do might reflect your concern for the poor and most vulnerable among us. Enable the people of Florida to live in peace, prosperity, and safety. Make them faithful stewards of your good creation and mindful of the needs of future generations.

We ask this for your mercy's sake. Amen.

PLEDGE

Senate Pages, John Brockmeier of Tallahassee; Avery Yeats of New Smyrna Beach; Emily Brockmeier of Tallahassee; and Nia Sweet of Hialeah, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Montford—

By Senator Montford—

SR 1726—A resolution congratulating Madison's own Lorenzo Lamar Cain on his exceptional play for the Kansas City Royals in defeating the New York Mets in the 2015 World Series.

WHEREAS, Lorenzo Lamar Cain graduated from Madison County High School, where he played on the school's baseball team and, while attending Tallahassee Community College, was drafted by the Milwaukee Brewers in the 17th round of the 2004 Major League Baseball draft, and

WHEREAS, Lorenzo Lamar Cain made his major league debut with the Milwaukee Brewers on July 16, 2010, against the Atlanta Braves, and

WHEREAS, following a trade that sent him to the Kansas City Royals after the 2010 season, Lorenzo Lamar Cain had a spectacular 2014 postseason in which he had a .533 batting average, eight hits, and five runs; tied George Brett's franchise record for the most hits in a post-season game; and was named the American League Championship Series Most Valuable Player, and

WHEREAS, Lorenzo Lamar Cain was chosen to start in the 2015 Major League Baseball All-Star Game, and

WHEREAS, Lorenzo Lamar Cain completed the 2015 regular season with career highs in batting average, home runs, runs scored, and runs batted in (RBI), and his three-RBI performance in Game 5 of the 2015 World Series assisted the Kansas City Royals in defeating the New York Mets and taking home the Commissioner's Trophy, NOW, THEREFORE,

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

That Madison's own Lorenzo Lamar Cain is congratulated on his exceptional play for the Kansas City Royals in defeating the New York Mets in the 2015 World Series.

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

—was introduced, read, and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

SR 1746—A resolution recognizing and commending nonprofit organizations for their worthy efforts on behalf of, and invaluable services delivered to, the residents of this state.

WHEREAS, throughout the history of our nation, nonprofit organizations have existed primarily to benefit others, and

WHEREAS, nonprofit organizations have traditionally advocated causes at all levels of government, and

WHEREAS, this state is home to nearly 60,000 nonprofit organizations, which address possibly the widest range of issues and problems found anywhere in the nation, and

WHEREAS, nonprofit organizations are vital to this state in that they administer and provide services under critical state contracts for health, cultural, educational, environmental, economic, and social services, and

WHEREAS, nonprofit organizations contribute to the economy by spending \$57 billion per year with approximately 17.7 percent of that total going toward wages, and

WHEREAS, the Florida Association of Nonprofit Organizations, Inc., represents the collective interests of this state's nonprofit organizations, NOW, THEREFORE,

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

That nonprofit organizations are recognized and commended for their worthy efforts on behalf of, and for the invaluable services they deliver to, the residents of this state.

—was introduced, read, and adopted by publication.

At the request of Senator Montford—

By Senator Montford—

SR 1764—A resolution recognizing the 160th anniversary of Taylor County's creation as an independent county.

WHEREAS, Taylor County, which comprises a land area of 1,043 square miles in the Big Bend, was created as a county independent from Madison County in 1856, and

WHEREAS, Taylor County is named for United States President Zachary Taylor, who, after the Second Seminole War, received the brevet of brigadier general and, in 1838, the chief command in Florida, and

WHEREAS, a number of prominent Floridians hailed from Taylor County, including former Governor Cary Hardee; the first state librarian, William Thomas "W.T." Cash; the first chancellor of the State University System, J. Broward Culpepper; and the first state auditor, Ollie Williams, and

WHEREAS, Taylor County was the site of Florida's first full-time county health unit, and

WHEREAS, for more than 60 years, Taylor County has been home to the annual Florida Forest Festival and in 1965 was designated by then-Governor Haydon Burns as "Tree Capital of the South," and

WHEREAS, Perry, the only incorporated city in Taylor County and the county seat, is a family-friendly community with a historic downtown lined with the shops of local merchants, NOW, THEREFORE,

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

That the 160th anniversary of Taylor County's creation as an independent county is recognized.

—was introduced, read, and adopted by publication.

At the request of Senator Legg—

By Senator Legg—

SR 1782—A resolution commending the Florida Association for Behavior Analysis on its 36th anniversary and recognizing the week of September 5-9, 2016, as "Florida Behavior Analysis Week."

WHEREAS, the Florida Association for Behavior Analysis is the nation's largest statewide organization committed to the promotion and support of behavior analysis, and

WHEREAS, for the past 35 years the Florida Association for Behavior Analysis has promoted the ethical, humane, and effective application of behavioral principles in all aspects of society, including education, business, rehabilitation facilities, and government, and

WHEREAS, behavior analysis is a science-based, cost-effective approach for training teachers, parents, and caregivers to prevent and solve serious behavior problems, and

WHEREAS, behavior analysis has demonstrated its effectiveness for many applications, including the treatment of autistic individuals, teaching basic self-help skills and language to persons with developmental disabilities, and helping foster parents lovingly raise emotionally difficult children, and

WHEREAS, the behavior analysts who are members of the Florida Association for Behavior Analysis have diverse backgrounds, including employment in consulting firms, state government programs, private therapy practices, and school administrations, and

WHEREAS, the Florida Association for Behavior Analysis holds an annual conference each fall as a forum for exchanging ideas and data-based research relating to behavior analysis, behavior therapy, performance management, and behavior management programming, NOW, THEREFORE,

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

That the Florida Association for Behavior Analysis is recognized for its 36 years of contributions to the field of behavior analysis and that the week of September 5-9, 2016, is recognized as "Florida Behavior Analysis Week" in this state.

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

—was introduced, read, and adopted by publication.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

On motion by Senator Ring—

SB 7028—A bill to be entitled An act relating to the State Board of Administration; amending s. 215.473, F.S.; redefining the term "public fund"; defining the term "board"; requiring the board, rather than the public fund, to maintain a list of certain scrutinized companies rather than assembling the list by a certain time; clarifying provisions; deleting a condition that may no longer be used by the board in scrutinizing companies, relating to a specified declaration; requiring the board to monitor certain events and make specified reports at certain meetings of trustees; conforming provisions to changes made by the act; 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 Simmons moved the following amendment which was adopted:

Amendment 1 (537108) (with title amendment)—Before line 17 insert:

Section 1. Section 215.4702, Florida Statutes, is created to read:

215.4702 *Investments in publicly traded companies operating in Northern Ireland.*—

(1) *As used in this section, the term:*

(a) *"MacBride Principles" means the objectives for companies operating in Northern Ireland to:*

1. *Increase the representation of individuals from underrepresented religious groups in the workforce, including managerial, supervisory, administrative, clerical, and technical jobs.*

2. *Provide adequate security for the protection of minority employees both at the workplace and while traveling to and from work.*

3. *Ban provocative religious or political emblems from the workplace.*

4. *Publicly advertise all job openings and make special recruitment efforts to attract applicants from underrepresented religious groups.*

5. *Provide that layoff, recall, and termination procedures should not in practice favor particular religious groups.*

6. *Abolish job reservations, apprenticeship restrictions, and differential employment criteria that discriminate on the basis of religion or ethnic origin.*

7. *Develop training programs that will prepare substantial numbers of current minority employees for skilled jobs, including the expansion of existing programs and the creation of new programs to train, upgrade, and improve the skills of minority employees.*

8. *Establish procedures to assess, identify, and actively recruit minority employees with potential for further advancement.*

9. *Appoint senior management staff members to oversee affirmative action efforts and to set up timetables to carry out affirmative action principles.*

(b) *“Operating” means actively engaging in commerce geographically in Northern Ireland through the acquisition, development, maintenance, ownership, sale, possession, lease, or operation of equipment, facilities, personnel, products, services, or personal property.*

(c) *“Publicly traded company” means any business organization having equity securities listed on a national or an international exchange that is regulated by a national or an international regulatory authority.*

(d) *“State board” means the State Board of Administration.*

(2) *The state board is encouraged to determine which publicly traded companies in which the Florida Retirement System Trust Fund is invested operate in Northern Ireland. If the state board determines that a publicly traded company meets such criteria, the state board is encouraged to:*

(a) *Notify the publicly traded company that the state board supports the MacBride Principles;*

(b) *Inquire regarding the actions that the publicly traded company has taken in support of or furtherance of the MacBride Principles;*

(c) *Encourage a publicly traded company that has not adopted the MacBride Principles to make all lawful efforts to implement the fair employment practices embodied in the MacBride Principles; and*

(d) *Support the adoption of the MacBride Principles in exercising its proxy voting authority. For these purposes, the state board may not be a fiduciary under this section in exercising its proxy voting authority.*

(3) *In making the determination specified in subsection (2), the state board may, to the extent it deems appropriate, rely on available public information, including information provided by nonprofit organizations, research firms, international organizations, and government entities.*

(4) *The state board may not be held liable for, and a cause of action does not arise from, any action or inaction by the state board in the administration of this section.*

And the title is amended as follows:

Between lines 2 and 3 insert: creating s. 215.4702, F.S.; defining terms; encouraging the State Board of Administration to determine which publicly traded companies in which the Florida Retirement System Trust Fund is invested operate in Northern Ireland; encouraging the state board to take certain action upon making a determination; authorizing the state board to rely on public information in making a determination; providing that the state board is not liable or subject to a cause of action under the act;

Pursuant to Rule 4.19, **SB 7028**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1422**, **CS for CS for SB 548**, and **SB 944** was deferred.

On motion by Senator Negrón—

SB 996—A bill to be entitled An act relating to civil remedies for terrorism; creating s. 772.13, F.S.; creating a cause of action for acts relating to terrorism; specifying a measure of damages; prohibiting claims by specified individuals; providing for attorney fees and costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 996** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1378** was deferred.

CS for 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 for 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 from 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)(1), 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.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1528**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1347** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Simpson—

CS for CS for HB 1347—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.

—a companion measure, was substituted for **CS for CS for SB 1528** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1347** was placed on the calendar of Bills on Third Reading.

SB 1498—A bill to be entitled An act relating to pest control; amending s. 482.051, F.S.; making technical changes; authorizing the Department of Agriculture and Consumer Services to specify the circumstances when a written, 24-hour advance notice of fumigation to the department is not required; authorizing the department to determine the notice required in such circumstances; deleting a provision specifying that, under certain emergency situations, the required advance notice may be first given by certain specified communication methods; requiring the department to adopt rules that require certain safety

measures for clearance of residential structures after fumigation; amending s. 487.051, F.S.; authorizing the department to establish certain conditions for fumigant registration or reregistration; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1498**, pursuant to Rule 3.11(3), there being no objection, **HB 1205** was withdrawn from the Committees on Agriculture; Appropriations Subcommittee on General Government; and Fiscal Policy.

On motion by Senator Benacquisto—

HB 1205—A bill to be entitled An act relating to fumigation; amending s. 482.051, F.S.; revising general fumigation notification requirements; authorizing the Department of Agriculture and Consumer Services to adopt safety procedures for the clearance of residential structures before reoccupation after fumigation; amending s. 487.051, F.S.; authorizing the department to establish certain conditions for the registration or continued registration of fumigants; providing an effective date.

—a companion measure, was substituted for **SB 1498** and read the second time by title.

Senator Benacquisto moved the following amendment which was adopted:

Amendment 1 (326768) (with title amendment)—Delete lines 82-96 and insert:

(f) Establish conditions of registration or reregistration for structural fumigants which include requirements that registrants:

1. *Train distributors and end users in safety measures and in proper use, safe storage, and management of fumigant materials.*
2. *Obtain continuing education program approval for stewardship training programs.*
3. *Conduct quality assurance reviews.*
4. *Report to the department any probation or stop-sale notice issued to end users. Under such circumstances, the department shall notify all other structural fumigant registrants of the reported probation or stop-sale notice.*
5. *Assist the department, upon request, with the removal of fumigant containers from distributors and end users for compliance with permanent or extended stop-sale notices.*

And the title is amended as follows:

Delete lines 9-10 and insert: certain conditions for the registration or reregistration of fumigants; providing an effective

Pursuant to Rule 4.19, **HB 1205**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for SB 776—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; defining the term “utility”; amending s. 119.0713, F.S.; providing an exemption from public records requirements for information related to the security of information technology systems or industrial control technology systems of a utility owned or operated by a unit of local government; providing for retroactive application; 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 776** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for CS for SB 1378—A bill to be entitled An act relating to drug safety; providing a short title; amending s. 893.055, F.S.; requiring pharmacies to offer for sale prescription lock boxes; requiring pharmacies to display a certain sign; defining the term “prescription lock box”; authorizing the Department of Health to develop and distribute a pamphlet containing certain information; providing for the distribution of the pamphlet by pharmacists in certain circumstances; prohibiting a pharmacy from charging a fee for the pamphlet; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1378** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 918** and **CS for CS for SB 372** was deferred.

On motion by Senator Gaetz—

CS for SB 670—A bill to be entitled An act relating to child protection teams; amending s. 768.28, F.S.; revising the definition of the term “officer, employee, or agent,” as it applies to immunity from personal liability in certain actions, to include licensed physicians who are medical directors for or members of a child protection team, in certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 670** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 1036** was deferred.

On motion by Senator Bradley—

CS for SB 1662—A bill to be entitled An act relating to sexual offenders; amending s. 775.21, F.S.; revising definitions; revising the criteria for a felony offense for which an offender is designated as a sexual predator; expanding the criteria by removing a requirement that the defendant not be the victim’s parent or guardian; revising the information that a sexual predator is required to provide to specified entities under certain circumstances; revising registration and verification requirements imposed upon a sexual predator; conforming provisions to changes made by the act; amending s. 856.022, F.S.; revising the criteria for loitering or prowling by certain offenders; expanding the criteria by removing a requirement that the offender not be the victim’s parent or guardian; amending s. 943.0435, F.S.; revising definitions; revising the reporting and registering requirements imposed upon a sexual offender to conform provisions to changes made by the act; deleting provisions of applicability; amending s. 943.04354, F.S.; modifying the list of offenses for which a sexual offender or sexual predator must be considered by the department for removal from registration requirements; deleting from the list a conviction or adjudication of delinquency for sexual battery; specifying the appropriate venue for a defendant to move the circuit court to remove the requirement to register as a sexual offender or sexual predator; amending s. 944.606, F.S.; revising definitions; revising the information that the Department of Law Enforcement is required to provide about a sexual offender upon his or her release from incarceration; conforming provisions to changes made by the act; amending s. 944.607, F.S.; revising definitions; conforming provisions to changes made by the act; amending s. 985.481, F.S.; revising definitions; conforming provisions to changes made by the act; amending s. 985.4815, F.S.; revising definitions; revising the reporting and registering requirements imposed upon a sexual offender to conform provisions to changes made by the act; amending ss. 92.55, 775.0862, 943.0515, 947.1405, 948.30, 948.31, 1012.315, and 1012.467, F.S.; conforming cross-references; reenacting s. 938.085, F.S., relating to additional costs to fund rape crisis centers, to incorporate the amendment made to s. 775.21, F.S., in a reference thereto; reenacting s. 794.056(1), F.S., relating to the Rape Crisis Program Trust Fund, to incorporate the amendments made to ss. 775.21

and 943.0435, F.S., in references thereto; reenacting s. 921.0022(3)(g), F.S., relating to level 7 of the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendments made to ss. 775.21, 943.0435, 944.607, and 985.4815, F.S., in references thereto; reenacting s. 985.04(6)(b), F.S., relating to confidential information, to incorporate the amendments made to ss. 775.21, 943.0435, 944.606, 944.607, 985.481, and 985.4815, F.S., in references thereto; reenacting ss. 322.141(3) and (4), 948.06(4), and 948.063, F.S., relating to color or markings of certain licenses or identification cards, probation or community control, and violations of probation or community control by designated sexual offenders and sexual predators, respectively, to incorporate the amendments made to ss. 775.21, 943.0435, and 944.607, F.S., in references thereto; reenacting s. 944.607(10)(c), F.S., relating to notification to the Department of Law Enforcement of information on sexual offenders, to incorporate the amendment made to s. 943.0435, F.S., in a reference thereto; reenacting ss. 397.4872(2) and 435.07(4)(b), F.S., relating to exemptions from disqualification, to incorporate the amendment made to s. 943.04354, F.S., in references thereto; reenacting s. 775.25, F.S., relating to prosecutions for acts or omissions, to incorporate the amendments made to ss. 944.606 and 944.607, F.S., in references thereto; reenacting ss. 775.24(2) and 944.608(7), F.S., relating to duty of the court to uphold laws governing sexual predators and sexual offenders and notification to the Department of Law Enforcement of information on career offenders, respectively, to incorporate the amendment made to s. 944.607, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (734542) (with title amendment)—Delete lines 732-784 and insert:

Section 2. Subsections (1) and (4) of section 856.022, Florida Statutes, are amended, and subsections (2) and (3) of that section are re-published, to read:

856.022 Loitering or prowling by certain offenders in close proximity to children; penalty.—

(1) Except as provided in subsection (2), this section applies to a person convicted of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses proscribed in the following statutes in this state or similar offenses in another jurisdiction against a victim who was under 18 years of age at the time of the offense: s. 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a minor ~~and the offender was not the victim’s parent or guardian~~; s. 787.06(3)(g); s. 794.011, excluding s. 794.011(10); s. 794.05; former s. 796.03; former s. 796.035; s. 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s. 847.0135(6); s. 847.0137; s. 847.0138; s. 847.0145; s. 985.701(1); or any similar offense committed in this state which has been redesignated from a former statute number to one of those listed in this subsection, if the person has not received a pardon for any felony or similar law of another jurisdiction necessary for the operation of this subsection and a conviction of a felony or similar law of another jurisdiction necessary for the operation of this subsection has not been set aside in any postconviction proceeding.

(2) This section does not apply to a person who has been removed from the requirement to register as a sexual offender or sexual predator pursuant to s. 943.04354.

(3) A person described in subsection (1) commits loitering and prowling by a person convicted of a sexual offense against a minor if, in committing loitering and prowling, he or she was within 300 feet of a place where children were congregating.

(4)(a) It is unlawful for a person described in subsection (1) to:

(a) knowingly approach, contact, or communicate with a child under 18 years of age in any public park building or on real property comprising any public park or playground with the intent to engage in conduct of a sexual nature or to make a communication of any type with any content of a sexual nature. This paragraph applies only to a person described in subsection (1) whose offense was committed on or after May 26, 2010.

(b) ~~It is unlawful for a person described in subsection (1) to knowingly be present in any child care facility or school containing any students in prekindergarten through grade 12 or on real property comprising any child care facility or school containing any students in prekindergarten through grade 12 when the child care facility or school is in operation if such person fails to:~~

1. ~~Provide unless the person had previously provided~~ written notification of his or her intent to be present to the school board, superintendent, principal, or child care facility owner;
2. ~~Fail to~~ Notify the child care facility owner or the school principal's office when he or she arrives and departs the child care facility or school; or
3. ~~Fail to~~ Remain under direct supervision of a school

And the title is amended as follows:

Between lines 16 and 17 insert: making technical changes;

Pursuant to Rule 4.19, **CS for SB 1662**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 1422—A bill to be entitled An act relating to insurer regulatory reporting; creating s. 628.8015, F.S.; defining terms; requiring an insurer to maintain a risk management framework; requiring certain insurers and insurance groups to conduct an own-risk and solvency assessment; providing requirements for the preparation and submission of an own-risk and solvency assessment summary report; providing exemptions and waivers; requiring certain insurers and members of an insurance group to prepare and submit a corporate governance annual disclosure; requiring the initial corporate governance annual disclosure to be submitted to the Office of Insurance Regulation by a specified date; authorizing the office to require an insurer or insurance group to provide a corporate governance annual disclosure before such date under certain circumstances; specifying requirements for preparing and annually filing the corporate governance annual disclosure; specifying privilege requirements and prohibitions for certain filings and related documents; authorizing the office to retain third-party consultants for certain purposes; authorizing the Financial Services Commission to adopt rules; amending s. 628.803, F.S.; revising provisions relating to penalties to conform to the act; providing for contingent repeal of the act; providing a contingent 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 Simmons moved the following amendment which was adopted:

Amendment 1 (166730) (with title amendment)—Delete lines 339-348 and insert:
governance annual disclosure. The NAIC or a third-party consultant must agree, in writing, to:

(a) *Adhere to confidentiality standards and requirements applicable to the office governing the sharing and use of such filings and related documents as evidenced by specific procedures and protocols for maintaining the confidentiality and security of information shared with the NAIC or a third-party consultant pursuant to this section.*

(b) *Verify to the office, with notice to the insurer, that the consultant is free of any conflict of interest.*

(c) *Monitor compliance with applicable confidentiality and conflict of interest standards pursuant to a system of internal procedures.*

(d) *Not store the information shared pursuant to this section in a permanent database after the underlying analysis is complete.*

(e) *Provide prompt notice to the office and to the insurer or insurance group regarding any subpoena, request for disclosure, or request for*

production of the insurer's filings and related documents submitted pursuant to subsections (2) and (3).

(f) *Intervention by an insurer in any judicial or administrative action in which the NAIC or a third-party consultant may be required to disclose confidential information about the insurer shared within the NAIC or a third-party consultant pursuant to this section.*

And the title is amended as follows:

Delete line 23 and insert: purposes; providing certain requirements for the National Association of Insurance Commissioners or third-party consultants in an agreement; authorizing the Financial Services

Pursuant to Rule 4.19, **CS for CS for SB 1422**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for SB 1664—A bill to be entitled An act relating to special assessments on agricultural lands; amending ss. 125.01 and 170.01, F.S.; prohibiting counties and municipalities from levying special assessments on certain agricultural lands for the provision of fire protection services; providing exceptions to the prohibition, subject to certain requirements; defining the term "agricultural pole barn"; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (662124)—Delete lines 35-53 and insert:
nonresidential farm building exceeds a just value of \$10,000. Such special assessments must be based solely on the special benefit accruing to that portion of the property consisting of the residential dwelling and curtilage, and qualifying nonresidential farm buildings. As used in this paragraph, the term "agricultural pole barn" means a nonresidential farm building in which 70 percent or more of the perimeter walls are permanently open and allow free ingress and egress.

Section 2. Subsection (4) is added to section 170.01, Florida Statutes, to read:

170.01 Authority for providing improvements and levying and collecting special assessments against property benefited.—

(4) *Notwithstanding any other provision of law, a municipality may not levy special assessments for the provision of fire protection services on lands classified as agricultural lands under s. 193.461 unless such property contains a residential dwelling or nonresidential farm building, with the exception of an agricultural pole barn, provided the nonresidential farm building exceeds a just value of \$10,000.*

Pursuant to Rule 4.19, **CS for SB 1664**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 7018** was deferred.

CS for SB 1420—A bill to be entitled An act relating to eligibility for employment as child care personnel; amending s. 435.07, F.S.; prohibiting the removal of or exemption from certain disqualifications from employment for child care personnel under certain circumstances; specifying certain offenses that disqualify a person from child care employment, notwithstanding any prior exemption; requiring that certain persons who have been granted an exemption from disqualification from child care employment be rescreened by a certain date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1420**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 1125** was withdrawn from the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

On motion by Senator Bean—

CS for CS for CS for HB 1125—A bill to be entitled An act relating to eligibility for employment as child care personnel; amending s. 435.07, F.S.; providing criteria for disqualification from employment for child care personnel; requiring that certain persons who have been granted an exemption from disqualification from child care employment be rescreened by a specified date; providing applicability with respect to specified provisions adopted during the same legislative session; providing an effective date.

—a companion measure, was substituted for **CS for SB 1420** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 1125** was placed on the calendar of Bills on Third Reading.

CS for SB 7018—A bill to be entitled An act relating to child welfare; amending s. 39.013, F.S.; extending court jurisdiction to age 22 for young adults with disabilities in foster care; amending s. 39.2015, F.S.; revising requirements of the quarterly report submitted by the critical incident response team advisory committee; amending s. 39.402, F.S.; revising information that the Department of Children and Families is required to inform the court at shelter hearings; revising the written findings required to be included in an order for placement of a child in shelter care; amending s. 39.521, F.S.; revising timelines and distribution requirements for case plans and predisposition studies; amending s. 39.522, F.S.; providing conditions under which a child may be returned home with an in-home safety plan; amending s. 39.6011, F.S.; providing the purpose of a case plan; requiring a case plan to document that a preplacement plan has been provided and reasonable efforts have been made to prevent out-of-home placement; removing the prohibition of threatening or coercing a parent with the loss of custody or parental rights for failing to admit certain actions in a case plan; providing that a child must be given the opportunity to review, sign, and receive a copy of his or her case plan; providing additional requirements when the child attains a certain age; requiring the case plan to document that each parent has received additional written notices; amending s. 39.6012, F.S.; providing additional requirements for the department and criteria for a case plan, with regard to placement, permanency, education, health care, contact with family, extended family, and fictive kin, and independent living; amending s. 39.6035, F.S.; requiring court approval of a transition plan before the child attains 18 years of age; amending s. 39.621, F.S.; creating an exception to the order of preference for permanency goals under ch. 39, F.S., for maintaining and strengthening the placement; authorizing the new permanency goal to be used in specified circumstances; amending s. 39.701, F.S.; revising the information that must be included in a specified written report under certain circumstances; requiring a court, if possible, to order the department to file a written notification; creating s. 409.143, F.S.; requiring every child placed in out-of-home care to be referred within a certain time for a comprehensive behavioral health assessment; providing requirements and procedures for such assessment; requiring the department or the community-based care lead agency to establish permanency teams; requiring an assessment within a certain timeframe from the beginning of a new placement in group care; providing for judicial review of certain placements; requiring the department to submit an annual report to the Governor and the Legislature on the placement of children in licensed out-of-home care; creating s. 409.144, F.S.; providing legislative findings and intent; defining terms; requiring the department to develop a continuum of care for the placement of children in care settings; requiring a plan to recruit and retain specialized placements for specific children and young adults; requiring the department to develop a quality rating system for group home and foster homes; providing requirements for the rating system; requiring the department to submit a report annually to the Governor and the Legislature; requiring the department to adopt rules; amending s. 409.1451, F.S.; requiring that a child be living in licensed care on or after his or her 18th birthday as a condition for receiving aftercare services; amending s. 409.986, F.S., revising the definition of the term “care”; amending s. 409.988, F.S.; requiring lead agencies to ensure the availability of a full array of services; requiring specified intervention services; requiring the department to submit annually to the Governor and the Legislature a report that evaluates the adequacy of intervention services; requiring the department to adopt rules; amending s. 409.996, F.S.; requiring the department to ensure quality and availability of services; amending s. 39.202, F.S.; conforming provisions to

changes made by the act; amending ss. 39.5085 and 1002.3305, F.S.; conforming cross-references; repealing s. 39.523, F.S., relating to the placement of children in residential group care; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1676, F.S., relating to comprehensive residential group care services to children who have extraordinary needs; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; repealing s. 409.1679, F.S., relating to program requirements and reimbursement methodology; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7018**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 599** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Detert, the rules were waived and—

CS for CS for HB 599—A bill to be entitled An act relating to child welfare; amending s. 39.013, F.S.; extending court jurisdiction to age 22 for young adults with disabilities in foster care; amending s. 39.2015, F.S.; revising requirements of the quarterly report submitted by the critical incident rapid response team advisory committee; amending s. 39.402, F.S.; revising information that the Department of Children and Families is required to inform the court of at shelter hearings; amending s. 39.521, F.S.; revising timelines and distribution requirements for case plans; amending s. 39.522, F.S.; providing conditions under which a child may be returned home with an in-home safety plan; amending s. 39.6011, F.S.; providing that a child of a certain age must be given the opportunity to be consulted on the creation of the case plan; providing for the child to select certain case planning team members and permit those team members access to confidential information; providing that the child review, sign, and receive a copy of his or her case plan; amending s. 39.6035, F.S.; requiring court approval of a transition plan before the child's 18th birthday; amending s. 39.621, F.S.; creating an exception to the order of preference for permanency goals under chapter 39, F.S., for maintaining and strengthening the placement; authorizing the new permanency goal to be used in specified circumstances; amending s. 39.701, F.S.; revising the information which must be included in a specified written report under certain circumstances; revising what must be found to maintain or return a child to his or her home; amending s. 409.1451, F.S.; requiring that a child be living in licensed care on or after his or her 18th birthday as a condition for receiving aftercare services; amending s. 409.986, F.S.; revising the definition of the term “care” to include intervention services; amending s. 409.988, F.S.; requiring a continuum of care; requiring specified intervention services; requiring the establishment of permanency teams for certain children; authorizing the department to adopt rules; requiring out-of-home care utilization plans by lead agencies; requiring department tracking of lead agency plans; requiring a report to the Governor and Legislature; amending s. 409.996, F.S.; requiring the department to ensure and develop an adequate array of services; requiring the development of a statewide quality rating system; requiring a report to the Governor and Legislature; amending s. 39.01, F.S.; revising definition of the term “permanency goal”; amending s. 39.202, F.S.; changing the designation of an entity; amending ss. 39.5085 and 1002.3305, F.S.; conforming cross-references; repealing s. 39.523, F.S., relating to the placement of children in residential group care; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1676, F.S., relating to comprehensive residential group care services to children who have extraordinary needs; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; repealing s. 409.1679, F.S., relating to program requirements and reimbursement methodology; providing an effective date.

—a companion measure, was substituted for **CS for SB 7018** and read the second time by title.

Senator Detert moved the following amendment which was adopted:

Amendment 1 (909994) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 39.013, Florida Statutes, is amended to read:

39.013 Procedures and jurisdiction; right to counsel.—

(2) The circuit court has exclusive original jurisdiction of all proceedings under this chapter, of a child voluntarily placed with a licensed child-caring agency, a licensed child-placing agency, or the department, and of the adoption of children whose parental rights have been terminated under this chapter. Jurisdiction attaches when the initial shelter petition, dependency petition, or termination of parental rights petition, or a petition for an injunction to prevent child abuse issued pursuant to s. 39.504, is filed or when a child is taken into the custody of the department. The circuit court may assume jurisdiction over any such proceeding regardless of whether the child was in the physical custody of both parents, was in the sole legal or physical custody of only one parent, caregiver, or some other person, or was not in the physical or legal custody of any person when the event or condition occurred that brought the child to the attention of the court. When the court obtains jurisdiction of any child who has been found to be dependent, the court shall retain jurisdiction, unless relinquished by its order, until the child reaches 21 years of age, *or 22 years of age if the child has a disability*, with the following exceptions:

(a) If a young adult chooses to leave foster care upon reaching 18 years of age.

(b) If a young adult does not meet the eligibility requirements to remain in foster care under s. 39.6251 or chooses to leave care under that section.

(c) If a young adult petitions the court at any time before his or her 19th birthday requesting the court's continued jurisdiction, the juvenile court may retain jurisdiction under this chapter for a period not to exceed 1 year following the young adult's 18th birthday for the purpose of determining whether appropriate services that were required to be provided to the young adult before reaching 18 years of age have been provided.

(d) If a petition for special immigrant juvenile status and an application for adjustment of status have been filed on behalf of a foster child and the petition and application have not been granted by the time the child reaches 18 years of age, the court may retain jurisdiction over the dependency case solely for the purpose of allowing the continued consideration of the petition and application by federal authorities. Review hearings for the child shall be set solely for the purpose of determining the status of the petition and application. The court's jurisdiction terminates upon the final decision of the federal authorities. Retention of jurisdiction in this instance does not affect the services available to a young adult under s. 409.1451. The court may not retain jurisdiction of the case after the immigrant child's 22nd birthday.

Section 2. Subsection (11) of section 39.2015, Florida Statutes, is amended to read:

39.2015 Critical incident rapid response team.—

(11) The secretary shall appoint an advisory committee made up of experts in child protection and child welfare, including the Statewide Medical Director for Child Protection under the Department of Health, a representative from the institute established pursuant to s. 1004.615, an expert in organizational management, and an attorney with experience in child welfare, to conduct an independent review of investigative reports from the critical incident rapid response teams and to make recommendations to improve policies and practices related to child protection and child welfare services. The advisory committee shall meet at least once each quarter and shall submit quarterly reports to the secretary ~~which include findings and recommendations. The quarterly reports must include findings and recommendations and must describe the implementation status of all recommendations contained within the advisory committee reports, including an entity's reason for not implementing a recommendation, if applicable.~~ The secretary shall submit each report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 3. Paragraphs (f) and (h) of subsection (8) of section 39.402, Florida Statutes, are amended to read:

39.402 Placement in a shelter.—

(8)

(f) At the shelter hearing, the department shall inform the court of:

1. Any identified current or previous case plans negotiated *under this chapter* in any *judicial circuit district* with the parents or caregivers ~~under this chapter~~ and problems associated with compliance;
2. Any adjudication of the parents or caregivers of delinquency;
3. Any past or current injunction for protection from domestic violence *or any past or current order of no contact*; and
4. All of the child's places of residence during the prior 12 months.

(h) The order for placement of a child in shelter care must identify the parties present at the hearing and must contain written findings:

1. That placement in shelter care is necessary based on the criteria in subsections (1) and (2).
2. That placement in shelter care is in the best interest of the child.
3. That continuation of the child in the home is contrary to the welfare of the child because the home situation presents a substantial and immediate danger to the child's physical, mental, or emotional health or safety which cannot be mitigated by the provision of *safety management preventive* services.
4. That based upon the allegations of the petition for placement in shelter care, there is probable cause to believe that the child is dependent or that the court needs additional time, which may not exceed 72 hours, in which to obtain and review documents pertaining to the family in order to appropriately determine *whether placement in shelter care is necessary to ensure the child's safety risk to the child*.
5. That the department has made reasonable efforts to prevent or eliminate the need for removal of the child from the home. A finding of reasonable effort by the department to prevent or eliminate the need for removal may be made and the department is deemed to have made reasonable efforts to prevent or eliminate the need for removal if:

- a. The first contact of the department with the family occurs during an emergency;
- b. The appraisal of the home situation by the department indicates that the home situation presents a substantial and immediate danger to the child's physical, mental, or emotional health or safety which cannot be mitigated by the provision of *safety management preventive* services, *including issuance of an injunction against a perpetrator of domestic violence pursuant to s. 39.504*;
- c. The child cannot safely remain at home, either because there are *no safety management preventive* services that can ensure the health and safety of the child or because, even with appropriate and available services being provided, the health and safety of the child cannot be ensured; or

d. The parent or legal custodian is alleged to have committed any of the acts listed as grounds for expedited termination of parental rights in s. 39.806(1)(f)-(i).

6. That the department has made reasonable efforts to keep siblings together if they are removed and placed in out-of-home care unless such placement is not in the best interest of each child. It is preferred that siblings be kept together in a foster home, if available. Other reasonable efforts shall include short-term placement in a group home with the ability to accommodate sibling groups if such a placement is available. The department shall report to the court its efforts to place siblings together unless the court finds that such placement is not in the best interest of a child or his or her sibling.

7. That the court notified the parents, relatives that are providing out-of-home care for the child, or legal custodians of the time, date, and location of the next dependency hearing and of the importance of the active participation of the parents, relatives that are providing out-of-home care for the child, or legal custodians in all proceedings and hearings.

8. That the court notified the parents or legal custodians of their right to counsel to represent them at the shelter hearing and at each

subsequent hearing or proceeding, and the right of the parents to appointed counsel, pursuant to the procedures set forth in s. 39.013.

9. That the court notified relatives who are providing out-of-home care for a child as a result of the shelter petition being granted that they have the right to attend all subsequent hearings, to submit reports to the court, and to speak to the court regarding the child, if they so desire.

Section 4. Paragraph (a) of subsection (1) of section 39.521, Florida Statutes, is amended, and present paragraphs (b) through (f) of that subsection are redesignated as paragraphs (c) through (g), respectively, to read:

39.521 Disposition hearings; powers of disposition.—

(1) A disposition hearing shall be conducted by the court, if the court finds that the facts alleged in the petition for dependency were proven in the adjudicatory hearing, or if the parents or legal custodians have consented to the finding of dependency or admitted the allegations in the petition, have failed to appear for the arraignment hearing after proper notice, or have not been located despite a diligent search having been conducted.

(a) A written case plan and a predisposition study prepared by an authorized agent of the department must be approved by ~~filed with~~ the court. ~~The department must file the case plan and the predisposition study with the court, serve a copy of the case plan on, served upon~~ the parents of the child, ~~and provide a copy of the case plan provided~~ to the representative of the guardian ad litem program, if the program has been appointed, and ~~provided~~ to all other parties:

1. Not less than 72 hours before the disposition hearing, ~~if the disposition hearing occurs on or after the 60th day after the date the child was placed in out-of-home care.~~ All such case plans must be approved by the court.

2. ~~Not less than 72 hours before the case plan acceptance hearing, if the disposition hearing occurs before the 60th day after the date the child was placed in out-of-home care and a case plan has not been submitted pursuant to this paragraph, or if the court does not approve the case plan at the disposition hearing. The case plan acceptance hearing must occur, the court must set a hearing~~ within 30 days after the disposition hearing to review and approve the case plan.

(b) The court may grant an exception to the requirement for a predisposition study by separate order or within the judge's order of disposition upon finding that all the family and child information required by subsection (2) is available in other documents filed with the court.

Section 5. Subsection (2) of section 39.522, Florida Statutes, is amended to read:

39.522 Postdisposition change of custody.—The court may change the temporary legal custody or the conditions of protective supervision at a postdisposition hearing, without the necessity of another adjudicatory hearing.

(2) In cases where the issue before the court is whether a child should be reunited with a parent, the court shall determine whether the ~~circumstances that caused the out-of-home placement and issues subsequently identified have been remedied~~ ~~parent has substantially complied with the terms of the case plan~~ to the extent that the return of the child to the home with an in-home safety plan will not be detrimental to the child's safety, well-being, and physical, mental, and emotional health of ~~the child is not endangered by the return of the child to the home.~~

Section 6. Section 39.6011, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 39.6011, F.S., for present text.)

39.6011 Case plan purpose; requirements; procedures.—

(1) **PURPOSE.**—*The purpose of the case plan is to promote and facilitate change in parental behavior and to address the treatment and long-term well-being of children receiving services under this chapter.*

(2) **GENERAL REQUIREMENTS.**—*The department shall draft a case plan for each child receiving services under this chapter. The case plan must:*

(a) *Document that an assessment of the service needs of the child and family, and preventive services, if appropriate, have been provided pursuant to s. 409.143 and that reasonable efforts to prevent out-of-home placement have been made.*

(b) *Be developed in a face-to-face conference with the parent of the child, any court-appointed guardian ad litem, the child's attorney, and, if appropriate, the temporary custodian of the child. The parent may receive assistance from any person or social service agency in preparing the case plan. The social service agency, the department, and the court, when applicable, shall inform the parent of the right to receive such assistance, including the right to assistance of counsel.*

(c) *Be written simply and clearly in English and, if English is not the principal language of the child's parent, in the parent's principal language, to the extent practicable.*

(d) *Describe a process for making available to all physical custodians and family services counselors the information required by s. 39.6012(2) and for ensuring that this information follows the child until permanency has been achieved.*

(e) *Specify the period of time for which the case plan is applicable, which must be as short a period as possible for the parent to comply with the terms of the plan. The case plan's compliance period expires no later than 12 months after the date the child was initially removed from the home, the date the child is adjudicated dependent, or the date the case plan is accepted by the court, whichever occurs first.*

(f) *Be signed by all of the parties. Signing the case plan constitutes an acknowledgment by each of the parties that they have been involved in the development of the case plan and that they are in agreement with the terms and conditions contained in the case plan. The refusal of a parent to sign the case plan does not preclude the court's acceptance of the case plan if it is otherwise acceptable to the court. The parent's signing of the case plan does not constitute an admission to any allegation of abuse, abandonment, or neglect and does not constitute consent to a finding of dependency or termination of parental rights. The department shall explain the provisions of the case plan to all persons involved in its implementation, before the signing of the plan.*

(3) **PARTICIPATION BY THE CHILD.**—*If the child has attained 14 years of age or is otherwise of an appropriate age and capacity, the child must:*

(a) *Be consulted on the development of the case plan; have the opportunity to attend a face-to-face conference, if appropriate; have the opportunity to express a placement preference; and have the option to choose two members for the case planning team who are not a foster parent or caseworker for the child.*

1. *An individual selected by a child to be a member of the case planning team may be rejected at any time if there is good cause to believe that the individual would not act in the best interest of the child. One individual selected by a child to be a member of the child's case planning team may be designated to be the child's advisor and, as necessary, advocate with respect to the application of the reasonable and prudent parent standard to the child.*

2. *The child may not be included in an aspect of the case planning process when information will be revealed or discussed which is of a nature that would best be presented to the child in a more therapeutic setting.*

(b) *Sign the case plan, unless there is reason to waive the child's signature.*

(c) *Receive an explanation of the provisions of the case plan from the department.*

(d) *After the case plan is agreed upon and signed by all of the parties, and after jurisdiction attaches and the case plan is filed with the court, be provided a copy of the case plan within 72 hours before the disposition hearing.*

(e) Notwithstanding s. 39.202, the department may discuss confidential information during the case planning conference in the presence of individuals who participate in the staffing. All individuals who participate in the staffing shall maintain the confidentiality of all information shared during the case planning staffing.

(4) **NOTICE TO PARENTS.**—The case plan must document that each parent has been advised of the following by written notice:

(a) That he or she may not be coerced or threatened with the loss of custody or parental rights for failing to admit the abuse, neglect, or abandonment of the child in the case plan. Participation in the development of a case plan is not an admission to any allegation of abuse, abandonment, or neglect and does not constitute consent to a finding of dependency or termination of parental rights.

(b) That the department must document a parent's unwillingness or inability to participate in developing a case plan and provide such documentation in writing to the parent when it becomes available for the court record. In such event, the department shall prepare a case plan that, to the extent possible, conforms with the requirements of this section. The parent must also be advised that his or her unwillingness or inability to participate in developing a case plan does not preclude the filing of a petition for dependency or for termination of parental rights. If the parent is available, the department shall provide a copy of the case plan to the parent and advise him or her that, at any time before the filing of a petition for termination of parental rights, he or she may enter into a case plan and that he or she may request judicial review of any provision of the case plan with which he or she disagrees at any court hearing set for the child.

(c) That his or her failure to substantially comply with the case plan may result in the termination of parental rights and that a material breach of the case plan may result in the filing of a petition for termination of parental rights before the scheduled completion date.

(5) **DISTRIBUTION AND FILING WITH THE COURT.**—The department shall adhere to the following procedural requirements in developing and distributing a case plan:

(a) After the case plan has been agreed upon and signed by the parties, a copy of the case plan must immediately be given to the parties and to other persons, as directed by the court.

(b) In each case in which a child has been placed in out-of-home care, a case plan must be prepared within 60 days after the department removes the child from the home and must be submitted to the court for review and approval before the disposition hearing.

(c) After jurisdiction attaches, all case plans must be filed with the court and a copy provided to all of the parties whose whereabouts are known not less than 72 hours before the disposition hearing. The department shall file with the court all case plans prepared before jurisdiction of the court attaches, and the department shall provide copies of all such case plans to all of the parties.

(d) A case plan must be prepared, but need not be submitted to the court, for a child who will be in care for 30 days or less unless that child is placed in out-of-home care for a second time within a 12-month period.

Section 7. Section 39.6012, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 39.6012, F.S., for present text.)

39.6012 Services and parental tasks under the case plan; safety, permanency, and well-being of the child.—The case plan must include a description of the identified problem that is being addressed, including the parent's behavior or acts that have resulted in a threat to the safety of the child and the reason for the department's intervention. The case plan must be designed to improve conditions in the child's home to facilitate the child's safe return and ensure proper care of the child, or to facilitate the child's permanent placement. The services offered must be as unobtrusive as possible in the lives of the parent and the child, must focus on clearly defined objectives, and must provide the most timely and efficient path to reunification or permanent placement, given the circumstances of the case and the child's need for safe and proper care.

(1) **CASE PLAN SERVICES AND TASKS.**—The case plan must be based upon an assessment of the circumstances that required intervention by the child welfare system. The case plan must describe the role of the foster parents or legal custodians and must be developed in conjunction with the determination of the services that are to be provided under the case plan to the child, foster parents, or legal custodians. If a parent's substantial compliance with the case plan requires the department to provide services to the parent or the child and the parent agrees to begin compliance with the case plan before it is accepted by the court, the department shall make appropriate referrals for services which will allow the parent to immediately begin the agreed-upon tasks and services.

(a) **Itemization in the case plan.**—The case plan must describe each of the tasks that the parent must complete and the services that will be provided to the parent, in the context of the identified problem, including:

1. The type of services or treatment that will be provided.
2. If the service is being provided by the department or its agent, the date the department will provide each service or referral for service.
3. The date by which the parent must complete each task.
4. The frequency of services or treatment to be provided, which shall be determined by the professionals providing the services and may be adjusted as needed based on the best professional judgment of the providers.
5. The location of the delivery of the services.
6. Identification of the staff of the department or of the service provider who are responsible for the delivery of services or treatment.
7. A description of measurable outcomes, including the timeframes specified for achieving the objectives of the case plan and addressing the identified problem.

(b) **Meetings with case manager.**—The case plan must include a schedule of the minimum number of face-to-face meetings to be held each month between the parent and the case manager to review the progress of the case plan, eliminate barriers to completion of the plan, and resolve conflicts or disagreements.

(c) **Request for notification from relative.**—The case manager shall advise the attorney for the department of a relative's request to receive notification of proceedings and hearings submitted pursuant to s. 39.301(14)(b).

(d) **Financial support.**—The case plan must specify the parent's responsibility for the financial support of the child, including, but not limited to, health insurance and child support. The case plan must list the costs associated with any services or treatment that the parent and child are expected to receive which are the financial responsibility of the parent. The determination of child support and other financial support must be made independently of any determination of dependency under s. 39.013.

(2) **SAFETY, PERMANENCY, AND WELL-BEING OF THE CHILD.**—The case plan must include all available information that is relevant to the child's care, including a detailed description of the identified needs of the child while in care and a description of the plan for ensuring that the child receives safe and proper care that is appropriate to his or her needs. Participation by the child must meet the requirements under s. 39.6011.

(a) **Placement.**—To comply with federal law, the department must ensure that the placement of a child in foster care is in the least restrictive, most family-like environment; must review the family assessment, safety plan, and case plan for the child to assess the necessity for and the appropriateness of the placement; must assess the progress that has been made toward case plan outcomes; and must project a likely date by which the child may be safely reunified or placed for adoption or legal guardianship. The family assessment must indicate the type of placement to which the child has been assigned and must document the following:

1. That the child has undergone the placement assessments required pursuant to s. 409.143.

2. That the child has been placed in the least restrictive and most family-like setting available consistent with the best interest and special needs of the child and in as close proximity as possible to the child's home.

3. If the child is placed in a setting that is more restrictive than recommended by the placement assessments or is placed more than 50 miles from the child's home, the reasons for which the placement is necessary and in the best interest of the child and the steps required to place the child in the placement recommended by the assessment.

4. If residential group care is recommended for the child, the needs of the child which necessitate such placement, the plan for transitioning the child to a family setting, and the projected timeline for the child's transition to a less restrictive environment.

5. If the child is placed in residential group care, that his or her case plan is reviewed and updated within 90 days after the child's admission to the residential group care facility and at least every 60 days thereafter.

(b) *Permanency.*—If reunifying a child with his or her family is not possible, the department shall make every effort to provide other forms of permanency, such as adoption or guardianship. If a child is placed in an out-of-home placement, the case plan, in addition to any other requirements imposed by law or department rule, must include:

1. If concurrent planning is being used, a description of the permanency goal of reunification with the parent or legal custodian and a description of one of the remaining permanency goals defined in s. 39.01; or, if concurrent case planning is not being used, an explanation as to why it is not being used.

2. If the case plan has as its goal the adoption of the child or his or her placement in another permanent home, a statement of the child's wishes regarding his or her permanent placement plan and an assessment of those stated wishes. The case plan must also include documentation of the steps the social service agency is taking to find an adoptive family or other permanent living arrangements for the child; to place the child with an adoptive family, an appropriate and willing relative, or a legal guardian; and to finalize the adoption or legal guardianship. At a minimum, the documentation must include child-specific recruitment efforts, such as the use of state, regional, and national adoption exchanges, including electronic exchange systems, after he or she has become legally eligible for adoption.

3. If the child has been in out-of-home care for at least 12 months and the permanency goal is not adoptive placement, the documentation of the compelling reason for a finding that termination of parental rights is not in the child's best interest.

(c) *Education.*—A case plan must ensure the educational stability of the child while in foster care. To the extent available and accessible, the names and addresses of the child's educational providers, a record of his or her grade level performance, and his or her school record must be attached to the case plan and updated throughout the judicial review process. The case plan must also include documentation that the placement:

1. Takes into account the appropriateness of the current educational setting and the proximity to the school in which the child is enrolled at the time of placement.

2. Has been coordinated with appropriate local educational agencies to ensure that the child remains in the school in which the child is enrolled at the time of placement or, if remaining in that school is not in the best interest of the child, assurances by the department and the local education agency to provide immediate and appropriate enrollment in a new school and to provide all of the child's educational records to the new school.

(d) *Health care.*—To the extent that they are available and accessible, the names and addresses of the child's health and behavioral health providers, a record of the child's immunizations, the child's known medical history, including any known health issues, the child's medications, and any other relevant health and behavioral health in-

formation must be attached to the case plan and updated throughout the judicial review process.

(e) *Contact with family, extended family, and fictive kin.*—When out-of-home placement is made, the case plan must include provisions for the development and maintenance of sibling relationships and visitation, if the child has siblings and is separated from them, a description of the parent's visitation rights and obligations, and a description of any visitation rights with extended family members as defined in s. 751.011. As used in this paragraph, the term "fictive kin" means individuals who are unrelated to the child by birth or marriage, but who have an emotionally significant relationship with the child which would take on the characteristics of a family relationship. As soon as possible after a court order is entered, the following must be provided to the child's out-of-home caregiver:

1. Information regarding any court-ordered visitation between the child and the parents and the court-ordered terms and conditions necessary to facilitate the visits and protect the safety of the child.

2. Information regarding the schedule and frequency of the visits between the child and his or her siblings, as well as any court-ordered terms and conditions necessary to facilitate the visits and protect the safety of the child.

3. Information regarding the schedule and frequency of the visits between the child and any extended family member or fictive kin, as well as any court-ordered terms and conditions necessary to facilitate the visits and protect the safety of the child.

(f) *Independent living.*—

1. When appropriate, the case plan for a child who is 13 years of age or older must include a written description of the life skills services to be provided by the caregiver which will assist the child, consistent with his or her best interests, in preparing for the transition from foster care to independent living. The case plan must be developed with the child and individuals identified as important to the child and must include the steps the social service agency is taking to ensure that the child has a connection with a caring adult.

2. During the 180-day period after a child reaches 17 years of age, the department and the community-based care provider, in collaboration with the caregiver and any other individual whom the child would like to include, shall assist the child in developing a transition plan pursuant to s. 39.6035, which is in addition to standard case management requirements. The transition plan must address specific options that the child may use in obtaining services, including housing, health insurance, education, and workforce support and employment services. The transition plan must also consider establishing and maintaining naturally occurring mentoring relationships and other personal support services. The transition plan may be as detailed as the child chooses and must be attached to the case plan and updated before each judicial review.

Section 8. Subsection (4) of section 39.6035, Florida Statutes, is amended to read:

39.6035 Transition plan.—

(4) ~~If a child is planning to leave care upon reaching 18 years of age, The transition plan must be approved by the court before the child attains 18 years of age and must be attached to the case plan and updated before each judicial review child leaves care and the court terminates jurisdiction.~~

Section 9. Subsection (2) of section 39.621, Florida Statutes, is amended, and present subsections (3) through (11) of that section are redesignated as subsections (4) through (12), respectively, to read:

39.621 Permanency determination by the court.—

(2) The permanency goal of maintaining and strengthening the placement with a parent may be used in the following circumstances:

(a) If a child has not been removed from a parent but is found to be dependent, even if adjudication of dependency is withheld, the court may leave the child in the current placement with maintaining and strengthening the placement as a permanency option.

(b) *If a child has been removed from a parent and is placed with the parent from whom the child was not removed, the court may leave the child in the placement with the parent from whom the child was not removed with maintaining and strengthening the placement as a permanency option.*

(c) *If a child has been removed from a parent and is subsequently reunified with that parent, the court may leave the child with that parent with maintaining and strengthening the placement as a permanency option.*

(3) *Except as provided in subsection (2), the permanency goals available under this chapter, listed in order of preference, are:*

- (a) Reunification;
- (b) Adoption, if a petition for termination of parental rights has been or will be filed;
- (c) Permanent guardianship of a dependent child under s. 39.6221;
- (d) Permanent placement with a fit and willing relative under s. 39.6231; or
- (e) Placement in another planned permanent living arrangement under s. 39.6241.

Section 10. Paragraphs (a) and (d) of subsection (2) of section 39.701, Florida Statutes, are amended to read:

39.701 Judicial review.—

(2) REVIEW HEARINGS FOR CHILDREN YOUNGER THAN 18 YEARS OF AGE.—

(a) *Social study report for judicial review.*—Before every judicial review hearing or citizen review panel hearing, the social service agency shall make an investigation and social study concerning all pertinent details relating to the child and shall furnish to the court or citizen review panel a written report that includes, but is not limited to:

1. A description of the type of placement the child is in at the time of the hearing, including the safety of the child, ~~and the continuing necessity for and appropriateness of the placement, and that the placement is in the least restrictive and most family-like setting that meets the assessed needs of the child, or an explanation of why the placement is not in the least restrictive and most family-like setting available that meets the assessed needs of the child.~~

2. Documentation of the diligent efforts made by all parties to the case plan to comply with each applicable provision of the case plan.

3. The amount of fees assessed and collected during the period of time being reported.

4. The services provided to the foster family or legal custodian in an effort to address the needs of the child as indicated in the case plan.

5. A statement that either:

- a. The parent, though able to do so, did not comply substantially with the case plan, and the agency recommendations;
- b. The parent did substantially comply with the case plan; or
- c. The parent has partially complied with the case plan, with a summary of additional progress needed and the agency recommendations.

6. *A statement of whether the circumstances that caused the out-of-home placement and issues subsequently identified have been remedied to the extent that the return of the child to the home with an in-home safety plan will not be detrimental to the child's safety, well-being, and physical, mental, and emotional health.*

7. ~~6.~~ A statement from the foster parent or legal custodian providing any material evidence concerning the return of the child to the parent or parents.

8. ~~7.~~ A statement concerning the frequency, duration, and results of the parent-child visitation, if any, and the agency recommendations for an expansion or restriction of future visitation.

9. ~~8.~~ The number of times a child has been removed from his or her home and placed elsewhere, the number and types of placements that have occurred, and the reason for the changes in placement.

10. ~~9.~~ The number of times a child's educational placement has been changed, the number and types of educational placements which have occurred, and the reason for any change in placement.

11. ~~10.~~ If the child has reached 13 years of age but is not yet 18 years of age, a statement from the caregiver on the progress the child has made in acquiring independent living skills.

12. ~~11.~~ Copies of all medical, psychological, and educational records that support the terms of the case plan and that have been produced concerning the parents or any caregiver since the last judicial review hearing.

13. ~~12.~~ Copies of the child's current health, mental health, and education records as identified in s. 39.6012.

(d) *Orders.*—

1. Based upon the criteria ~~set forth~~ in paragraph (c) and the recommended order of the citizen review panel, if any, the court shall determine whether ~~or not~~ the social service agency shall initiate proceedings to have a child declared a dependent child, return the child to the parent, continue the child in out-of-home care for a specified period of time, or initiate termination of parental rights proceedings for subsequent placement in an adoptive home. Amendments to the case plan must be prepared as prescribed in s. 39.6013. If the court finds that ~~remaining in the home with an in-home safety plan will not be detrimental to the child's safety, well-being, and physical, mental, and emotional health~~ the prevention or reunification efforts of the department ~~will allow the child to remain safely at home or be safely returned to the home~~, the court shall allow the child to remain in ~~or return to the home after making a specific finding of fact that the reasons for the creation of the case plan have been remedied to the extent that the child's safety, well-being, and physical, mental, and emotional health will not be endangered.~~

2. The court shall return the child to the custody of the parents at any time it determines that ~~the circumstances that caused the out-of-home placement and issues subsequently identified have been remedied to the extent that the return of the child to the home with an in-home safety plan they have substantially complied with the case plan, if the court is satisfied that reunification will not be detrimental to the child's safety, well-being, and physical, mental, and emotional health.~~

3. If, in the opinion of the court, the social service agency has not complied with its obligations as specified in the written case plan, the court may find the social service agency in contempt, shall order the social service agency to submit its plans for compliance with the agreement, and shall require the social service agency to show why the child could not safely be returned to the home of the parents.

4. *If possible, the court shall order the department to file a written notification before a child changes placements or living arrangements. If such notification is not possible before the change, the department must file a notification immediately after a change. A written notification filed with the court must include assurances from the department that the provisions of s. 409.145 and administrative rule relating to placement changes have been met.*

5. ~~4.~~ If, at any judicial review, the court finds that the parents have failed to substantially comply with the case plan to the degree that further reunification efforts are without merit and not in the best interest of the child, on its own motion, the court may order the filing of a petition for termination of parental rights, whether or not the time period as contained in the case plan for substantial compliance has expired.

6. ~~5.~~ Within 6 months after the date that the child was placed in shelter care, the court shall conduct a judicial review hearing to review the child's permanency goal as identified in the case plan. At the hearing the court shall make findings regarding the likelihood of the

child's reunification with the parent or legal custodian within 12 months after the removal of the child from the home. If the court makes a written finding that it is not likely that the child will be reunified with the parent or legal custodian within 12 months after the child was removed from the home, the department must file with the court, and serve on all parties, a motion to amend the case plan under s. 39.6013 and declare that it will use concurrent planning for the case plan. The department must file the motion within 10 business days after receiving the written finding of the court. The department must attach the proposed amended case plan to the motion. If concurrent planning is already being used, the case plan must document the efforts the department is taking to complete the concurrent goal.

7.6- The court may issue a protective order in assistance, or as a condition, of any other order made under this part. In addition to the requirements included in the case plan, the protective order may set forth requirements relating to reasonable conditions of behavior to be observed for a specified period of time by a person or agency who is before the court; and the order may require any person or agency to make periodic reports to the court containing such information as the court in its discretion may prescribe.

Section 11. Section 409.143, Florida Statutes, is created to read:

409.143 *Assessment of children in out-of-home placement.*—

(1) **NEEDS ASSESSMENT.**—

(a) *Each child placed in out-of-home care shall be referred by the department for a comprehensive behavioral health assessment within 7 days after the child enters out-of-home care.*

(b) *The comprehensive assessment shall measure the strengths and needs of the child and family and provide recommendations for developing the case plan to ensure that the child has the services and supports that are necessary to maintain the child in the least restrictive out-of-home care setting, promote the child's well-being, accomplish family preservation and reunification, and facilitate permanency planning.*

(c) *Completion of the comprehensive assessment must occur within 30 days after the child enters out-of-home care.*

(d) *Upon receipt of a child's completed comprehensive assessment, the child's case manager shall review the assessment and document whether a less restrictive, more family-like setting for the child is recommended and available. The department shall document determinations resulting from the comprehensive assessment in the Florida Safe Families Network and update the case plan to include identified needs of the child and specified services and supports to be provided in the out-of-home care placement setting to meet the assessed needs of the child. The case manager shall refer the child and family for all services identified through a comprehensive assessment. The planned services shall be implemented within 30 days after the child's needs are identified. If services are not initiated within 30 days, the case manager shall document reasons in the case file as to why services were not initiated.*

(e) *The department and the community-based care lead agency may conduct additional assessments of a child in out-of-home care if necessary.*

(2) **CHILDREN IN GROUP CARE WITH A RESIDENTIAL CHILD-CARING AGENCY.**—

(a) *Within 30 days after a placement of a child in group care with a residential child-caring agency, a qualified individual shall make an assessment, using a validated and evidence-based assessment tool, and determine whether or not the child's needs can be met with family members or in a family foster home and if not, which of the approved foster care placement settings would provide a more effective and appropriate level of care. The assessment must be done in conjunction with a permanency team that must be established by the department or the community-based care lead agency that places children pursuant to this section. The team must include a representative from the community-based care lead agency, the caseworker for the child, the out-of-home care provider, the guardian ad litem, any provider of services to the child, teachers, clergy, relatives, and fictive kin.*

(b) *Within 60 days after a placement of a child in group care with a residential child-caring agency, a court must review the assessment and*

approve or disapprove the placement. At each judicial review and permanency, the department shall demonstrate why the child cannot be served in a family foster home, demonstrate why the placement in group care with a residential child-caring agency continues to be necessary and consistent with the child's short and long-term goals, and document efforts to step the child down into a more family-like setting.

(c) *If it is determined during any assessment that a child may be suitable for residential treatment as defined in s. 39.407, the procedures in that section must be followed.*

(3) **ANNUAL REPORT.**—*By October 1 of each year, the department shall report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the placement of children in licensed out-of-home care, including family foster homes and residential group care, during the year. At a minimum, the report must include:*

(a) *The number of children placed in family foster homes and residential group care.*

(b) *The number of children placed outside of the county, outside of the circuit, and outside of the region in which they were removed from their homes.*

(c) *The number of children who had to change schools as a result of a placement decision.*

(d) *The use of each type of placement setting on a local, regional, and statewide level.*

(e) *An inventory of services available, by community-based care lead agency, which are necessary to maintain children in the least restrictive settings.*

(f) *An inventory of permanency teams that are created by each community-based care lead agency and the progress made by each lead agency to use those teams.*

Section 12. Section 409.144, Florida Statutes, is created to read:

409.144 *Continuum of care for children.*—

(1) **LEGISLATIVE FINDINGS AND INTENT.**—

(a) *The Legislature finds that permanency, well-being, and safety are critical goals for all children, especially for those in care, and that children in foster care or at risk of entering foster care are best supported through a continuum of care that provides appropriate ongoing services, supports, and a place to live from entry to exit.*

(b) *The Legislature also finds that federal law requires that out-of-home placements for children be in the least restrictive, most family-like setting available which is in close proximity to the home of their parents and consistent with the best interests and needs of the child, and that children be transitioned from out-of-home care to a permanent home in a timely manner.*

(c) *The Legislature further finds that permanency can be achieved through preservation of the family, through reunification with the birth family, or through legal guardianship or adoption by relatives or other caring and committed adults. Planning for permanency should begin at entry into care and should be child-driven, family-focused, culturally appropriate, and continuous and approached with the highest degree of urgency.*

(d) *It is, therefore, the intent of the Legislature that the department and the larger child welfare community establish and maintain a continuum of care that affords every child the opportunity to benefit from the most appropriate and least restrictive interventions, both in or out of the home, while ensuring that well-being and safety are addressed.*

(2) **DEFINITIONS.**—*As used in this section, the term:*

(a) *"Continuum of care" means the complete range of programs, services, and placement options for children served by, or at risk of being served by, the dependency system.*

(b) *"Family foster care" means a family foster home as defined in s. 409.175.*

(c) “Level of care” means a tiered approach to the type of placements used and the acuity and intensity of intervention services provided to meet the severity of a dependent child’s specific physical, emotional, psychological, and social needs.

(d) “Out-of-home care” means the placement of a child in licensed and nonlicensed settings, arranged and supervised by the department or contracted service provider, outside the home of the parent.

(e) “Residential group care” means a 24-hour, live-in environment that provides supervision, care, and services to meet the physical, emotional, social, and life skills needs of children served by the dependency system. Services may be provided by residential group care staff who are qualified to perform the needed services or by a community-based service provider with clinical expertise, credentials, and training to provide services to the children being served.

(3) **DEVELOPMENT OF CONTINUUM OF CARE.**—The department, in collaboration with the Florida Institute for Child Welfare and other stakeholders, shall develop a continuum of care for the placement of children in care, including, but not limited to, both family foster care and residential group care. Stakeholders involved in the development of the continuum of care must include representatives from providers, child advocates, children who are currently in care, and young adults who have aged out of care. To implement the continuum of care, the department shall, by December 31, 2017:

(a) Establish levels of care in the continuum of care which are clearly and concisely defined with the qualifying criteria for placement for each level of care identified.

(b) Revise licensure standards and rules to reflect the supports and services provided by a placement at each level of care and the complexity of the needs of the children served. Revisions must include attention to the need for a particular category of provider in a community before licensure may be considered, the quality standards of operation which must be met by all licensed providers, the numbers and qualifications of staff which are adequate to effectively address the issues and meet the needs of the children that the staff’s facility seeks to serve, and a well-defined process tied to specific criteria which leads to licensure suspension or revocation.

(c) Develop policies and procedures necessary to ensure that placement in any level of care is appropriate for each specific child, is determined by the required assessments and staffing, and lasts only as long as necessary to resolve the issue that required the placement.

(d) Develop a plan to recruit and retain specialized placements that may be appropriate and necessary for the following:

1. Placements for pregnant and parenting children and young adults must include family foster homes that are designed to provide an out-of-home placement option for young parents and their children to enable them to live in the same family foster home while caring for their children and working toward independent care of the child.

2. Placements for sibling groups must be family foster homes or residential group homes designed to keep sibling groups together unless such placements are not in the best interest of each child.

3. Young adults who have chosen to remain in foster care after the age of 18 and need independent living arrangements that provide services and case management.

4. Children who are involved in both the dependency and the juvenile justice systems. A plan for living arrangements and access to services for these children shall be developed by the department, in collaboration with the Department of Juvenile Justice.

(4) **QUALITY RATING SYSTEM.**—By June 30, 2017, the department shall develop, in collaboration with lead agencies, service providers, and other community stakeholders, a statewide quality rating system for providers of residential group care. This system must promote high quality in services and accommodations by creating measurable minimum quality standards. Domains addressed by a quality rating system for residential group care may include, but are not limited to, admissions, service planning and treatment planning, living environment, and program and service requirements. The system must be implemented by July 1, 2018, and must include:

(a) Delineated levels of quality which are clearly and concisely defined, including the domains measured and criteria that must be met to be placed in each level of quality.

(b) A well-defined process for notice, inspection, remediation, appeal, and enforcement.

(5) **REPORTING REQUIREMENT.**—The department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by October 1 of each year, with the first report due October 1, 2016. At a minimum, the report must include the following:

(a) An update on the development of the continuum of care required by this section.

(b) An inventory of existing placements for children by type and by community-based care lead agency.

(c) An inventory of existing services available by community-based care lead agency and a plan for filling any identified gap, as well as a determination of what services are available that can be provided to children in family foster care without having to move the child to a more restrictive placement.

(d) The strategies being used by community-based care lead agencies to recruit, train, and support an adequate number of families to provide home-based family care.

(e) For every placement of a child made which is contrary to an appropriate placement as determined by the assessment process in s. 409.143, an explanation from the community-based care lead agency as to why the placement was made.

(f) The strategies being used by the community-based care lead agencies to reduce the high percentage of turnover in caseworkers.

(g) A plan for oversight by the department over the implementation of the continuum of care by the community-based care lead agencies.

(h) An update on the development of a statewide quality rating system for residential group care and family foster homes, and in 2018 and subsequent years, a list of providers meeting minimum quality standards and their quality ratings, the percentage of children placed in residential group care with highly rated providers, any negative action taken against contracted providers for not meeting minimum quality standards, and a plan for department oversight of the implementation of the statewide quality rating system for residential group care by the community-based lead agencies.

(6) **RULEMAKING.**—The department shall adopt rules to implement this section.

Section 13. Paragraph (a) of subsection (3) of section 409.1451, Florida Statutes, is amended to read:

409.1451 The Road-to-Independence Program.—

(3) **AFTERCARE SERVICES.**—

(a) Aftercare services are available to a young adult who was living in licensed care on his or her 18th birthday, who ~~has reached 18 years of age but~~ is not yet 23 years of age, and who is:

1. Not in foster care.

2. Temporarily not receiving financial assistance under subsection (2) to pursue postsecondary education.

Section 14. Paragraph (a) of subsection (3) of section 409.986, Florida Statutes, is amended to read:

409.986 Legislative findings and intent; child protection and child welfare outcomes; definitions.—

(3) **DEFINITIONS.**—As used in this part, except as otherwise provided, the term:

(a) “Care” means services of any kind which are designed to facilitate a child remaining safely in his or her own home, returning safely to

his or her own home if he or she is removed from the home, or obtaining an alternative permanent home if he or she cannot remain at home or be returned home. The term includes, but is not limited to, prevention, intervention, diversion, and related services.

Section 15. Subsection (3) of section 409.988, Florida Statutes, is amended to read:

409.988 Lead agency duties; general provisions.—

(3) SERVICES.—

(a) General services.—

1. A lead agency must provide dependent children with services that are supported by research or that are recognized as best practices in the child welfare field. The agency shall give priority to the use of services that are evidence-based and trauma-informed and may also provide other innovative services, including, but not limited to, family-centered and cognitive-behavioral interventions designed to mitigate out-of-home placements.

2. A lead agency must ensure the availability of a full array of services to address the complex needs of all children, adolescents, parents, and caregivers served within its local system of care and that sufficient flexibility exists within the service array to adequately match services to the unique characteristics of families served, including the ages of the children, cultural considerations, and parental choice.

3. The department shall annually complete an evaluation of the adequacy of the lead agencies service array, their use of trauma-informed and evidence-based programming, and the impact of available services on outcomes for the children served by the lead agencies and any sub-contracted providers of lead agencies. The evaluation report shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives by October 1 of each year.

(b) Intervention services.—

1. Intervention services and supports shall be made available to a child and the parent of a child who is unsafe but can, with services, remain in his or her home or to a child who is placed in out-of-home care and the nonmaltreating parent or relative or nonrelative caregivers with whom an unsafe child is placed. Intervention services and supports must include:

a. Safety management services provided to an unsafe child as part of a safety plan that immediately and actively protects the child from dangerous threats if the parent or other caregiver cannot protect the child, including, but not limited to, behavior management, crisis management, social connection, resource support, and separation;

b. Treatment services provided to a parent or caregiver which are used to achieve a fundamental change in behavioral, cognitive, and emotional functioning associated with the reason that the child is unsafe, including, but not limited to, parenting skills training, support groups, counseling, substance abuse treatment, mental and behavioral health services, certified domestic violence center services for survivors of domestic violence and their children, and batterers' intervention programs that comply with s. 741.325 and other intervention services for perpetrators of domestic violence;

c. Child well-being services provided to an unsafe child which address a child's physical, emotional, developmental, and educational needs, including, but not limited to, behavioral health services, substance abuse treatment, tutoring, counseling, and peer support; and

d. Services provided to nonmaltreating parents or relative or nonrelative caregivers to stabilize the child's placement, including, but not limited to, transportation, clothing, household goods, assistance with housing and utility payments, child care, respite care, and assistance connecting families with other community-based services.

2. A lead agency shall prepare a case plan for each child and his or her family receiving services and support under this section. The plan must identify the permanency goal for the child and list the services and supports provided. Services must be tied to the placement and permanency goal and must be specified in advance of delivery. Priority must be given to services that are evidence-based and trauma-informed.

3. By October 1, 2016, each community-based care lead agency shall submit a monitoring plan to the department describing how the lead agency will monitor and oversee the safety of children who receive intervention services and supports. The monitoring plan must include a description of training and support for caseworkers handling intervention cases, including how caseload size and type will be determined, managed, and overseen.

4. Beginning October 1, 2016, each community-based care lead agency shall collect and report annually to the department, as part of the child welfare results-oriented accountability program required under s. 409.997, the following with respect to each child for whom, or on whose behalf, intervention services and supports are provided:

a. The number of children and families served;

b. The specific services provided and the total expenditures for each such service;

c. The child's placement status at the beginning and at the end of service provision; and

d. The child's placement status 1 year after the end of service provision.

5. Outcomes for this subsection shall be included in the annual report required under s. 409.997.

6. The department shall use programmatic characteristics and research and evaluation characteristics for well-supported, promising, and emerging programs and practices to inventory intervention services and supports by type and by lead agency. The inventory shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives by October 1 of each year.

7. The department may adopt rules to implement this subsection.

Section 16. Section 409.996, Florida Statutes, is amended to read:

409.996 Duties of the Department of Children and Families.—The department shall contract for the delivery, administration, or management of care for children in the child protection and child welfare system. In doing so, the department retains responsibility to ensure for the quality of contracted services and programs and shall ensure that an adequate array of services are available to be delivered in accordance with applicable federal and state statutes and regulations.

Section 17. Paragraph (s) of subsection (2) of section 39.202, Florida Statutes, is amended to read:

39.202 Confidentiality of reports and records in cases of child abuse or neglect.—

(2) Except as provided in subsection (4), access to such records, excluding the name of the reporter which shall be released only as provided in subsection (5), shall be granted only to the following persons, officials, and agencies:

(s) Persons with whom the department is seeking to place the child or to whom placement has been granted, including foster parents for whom an approved home study has been conducted, the designee of a licensed residential child-caring agency defined ~~group home described~~ in s. 409.175 ~~s. 39.523~~, an approved relative or nonrelative with whom a child is placed pursuant to s. 39.402, preadoptive parents for whom a favorable preliminary adoptive home study has been conducted, adoptive parents, or an adoption entity acting on behalf of preadoptive or adoptive parents.

Section 18. Paragraph (a) of subsection (2) of section 39.5085, Florida Statutes, is amended to read:

39.5085 Relative Caregiver Program.—

(2)(a) The Department of Children and Families shall establish and operate the Relative Caregiver Program pursuant to eligibility guidelines established in this section as further implemented by rule of the department. The Relative Caregiver Program shall, within the limits of available funding, provide financial assistance to:

1. Relatives who are within the fifth degree by blood or marriage to the parent or stepparent of a child and who are caring full-time for that dependent child in the role of substitute parent as a result of a court's determination of child abuse, neglect, or abandonment and subsequent placement with the relative under this chapter.

2. Relatives who are within the fifth degree by blood or marriage to the parent or stepparent of a child and who are caring full-time for that dependent child, and a dependent half-brother or half-sister of that dependent child, in the role of substitute parent as a result of a court's determination of child abuse, neglect, or abandonment and subsequent placement with the relative under this chapter.

3. Nonrelatives who are willing to assume custody and care of a dependent child in the role of substitute parent as a result of a court's determination of child abuse, neglect, or abandonment and subsequent placement with the nonrelative caregiver under this chapter. The court must find that a proposed placement under this subparagraph is in the best interest of the child.

The placement may be court-ordered temporary legal custody to the relative or nonrelative under protective supervision of the department pursuant to s. 39.521(1)(c)3. ~~s. 39.521(1)(b)3.~~, or court-ordered placement in the home of a relative or nonrelative as a permanency option under s. 39.6221 or s. 39.6231 or under former s. 39.622 if the placement was made before July 1, 2006. The Relative Caregiver Program shall offer financial assistance to caregivers who would be unable to serve in that capacity without the caregiver payment because of financial burden, thus exposing the child to the trauma of placement in a shelter or in foster care.

Section 19. Subsection (11) of section 1002.3305, Florida Statutes, is amended to read:

1002.3305 College-Preparatory Boarding Academy Pilot Program for at-risk students.—

(11) STUDENT HOUSING.—Notwithstanding s. 409.176 ~~ss. 409.1677(3)(d) and 409.176~~ or any other provision of law, an operator may house and educate dependent, at-risk youth in its residential school for the purpose of facilitating the mission of the program and encouraging innovative practices.

Section 20. *Section 39.523, Florida Statutes, is repealed.*

Section 21. *Section 409.141, Florida Statutes, is repealed.*

Section 22. *Section 409.1676, Florida Statutes, is repealed.*

Section 23. *Section 409.1677, Florida Statutes, is repealed.*

Section 24. *Section 409.1679, Florida Statutes, is repealed.*

Section 25. This act shall take effect July 1, 2016.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to child welfare; amending s. 39.013, F.S.; extending court jurisdiction to age 22 for young adults with disabilities in foster care; amending s. 39.2015, F.S.; revising requirements of the quarterly report submitted by the critical incident response team advisory committee; amending s. 39.402, F.S.; revising information that the Department of Children and Families is required to inform the court at shelter hearings; revising the written findings required to be included in an order for placement of a child in shelter care; amending s. 39.521, F.S.; revising timelines and distribution requirements for case plans and predisposition studies; amending s. 39.522, F.S.; providing conditions under which a child may be returned home with an in-home safety plan; amending s. 39.6011, F.S.; providing the purpose of a case plan; requiring a case plan to document that a preplacement plan has been provided and reasonable efforts have been made to prevent out-of-home placement; removing the prohibition of threatening or coercing a parent with the loss of custody or parental rights for failing to admit certain actions in a case plan; providing that a child must be given the opportunity to review, sign, and receive a copy of his or her case plan; providing additional requirements when the child attains a certain age; requiring the case plan to document that each parent has received additional written notices; amending s. 39.6012, F.S.; providing additional

requirements for the department and criteria for a case plan, with regard to placement, permanency, education, health care, contact with family, extended family, and fictive kin, and independent living; amending s. 39.6035, F.S.; requiring court approval of a transition plan before the child attains 18 years of age; amending s. 39.621, F.S.; creating an exception to the order of preference for permanency goals under ch. 39, F.S., for maintaining and strengthening the placement; authorizing the new permanency goal to be used in specified circumstances; amending s. 39.701, F.S.; revising the information that must be included in a specified written report under certain circumstances; requiring a court, if possible, to order the department to file a written notification; creating s. 409.143, F.S.; requiring every child placed in out-of-home care to be referred within a certain time for a comprehensive behavioral health assessment; providing requirements and procedures for such assessment; requiring the department or the community-based care lead agency to establish permanency teams; requiring an assessment within a certain timeframe from the beginning of a new placement in group care; providing for judicial review of certain placements; requiring the department to submit an annual report to the Governor and the Legislature on the placement of children in licensed out-of-home care; creating s. 409.144, F.S.; providing legislative findings and intent; defining terms; requiring the department to develop a continuum of care for the placement of children in care settings; requiring a plan to recruit and retain specialized placements for specific children and young adults; requiring the department to develop a quality rating system for group home and foster homes; providing requirements for the rating system; requiring the department to submit a report annually to the Governor and the Legislature; requiring the department to adopt rules; amending s. 409.1451, F.S.; requiring that a child be living in licensed care on or after his or her 18th birthday as a condition for receiving aftercare services; amending s. 409.986, F.S.; revising the definition of the term "care"; amending s. 409.988, F.S.; requiring lead agencies to ensure the availability of a full array of services; requiring specified intervention services; requiring the department to submit annually to the Governor and the Legislature a report that evaluates the adequacy of intervention services; requiring the department to adopt rules; amending s. 409.996, F.S.; requiring the department to ensure quality and availability of services; amending s. 39.202, F.S.; conforming provisions to changes made by the act; amending ss. 39.5085 and 1002.3305, F.S.; conforming cross-references; repealing s. 39.523, F.S., relating to the placement of children in residential group care; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1676, F.S., relating to comprehensive residential group care services to children who have extraordinary needs; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; repealing s. 409.1679, F.S., relating to program requirements and reimbursement methodology; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 599**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

CS for SB 1152—A bill to be entitled An act relating to classified advertisement websites; creating s. 501.180, F.S.; defining the term "safe-haven facility"; authorizing local governmental bodies to designate a specified number of safe-haven facilities in each county based upon population size; authorizing a local governmental body to approve the use of local government buildings to serve as safe-haven facilities; limiting the liability of any local governmental entity that provides a safe-haven facility; limiting actions against the state or local government related to transactions taking place at a safe-haven facility; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1152** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for SB 1044—A bill to be entitled An act relating to contraband forfeiture; amending s. 932.701, F.S.; conforming provisions to changes made by the act; amending s. 932.703, F.S.; specifying that property may be seized only under certain circumstances; defining the

term “monetary instrument”; requiring that specified persons approve a settlement; providing circumstances when property may be deemed contraband; allocating responsibility for damage to seized property and payment of storage and maintenance expenses; requiring the seizing agency to apply for an order, within a certain timeframe, making a probable cause determination after the agency seizes property; providing application requirements; requiring a court to make specified determinations; providing procedures upon certain court findings; authorizing the court to seal any portion of the application and of specified proceedings under certain circumstances; providing for construction; amending s. 932.704, F.S.; providing requirements for a filing fee and a bond to be paid to the clerk of court; increasing the evidentiary standard from clear and convincing evidence to proof beyond a reasonable doubt that a contraband article was being used in violation of the Florida Contraband Forfeiture Act for a court to order the forfeiture of the seized property; increasing the attorney fees and costs awarded to claimant under certain circumstances; requiring a sizing agency to annually review seizures, settlements, and forfeiture proceedings to determine compliance with the Florida Contraband Forfeiture Act; providing requirements for seizing law enforcement agencies; requiring seizing law enforcement agencies to adopt and implement specified written policies, procedures, and training; requiring law enforcement agency personnel to receive basic training and continuing education; requiring the maintenance of training records; amending s. 932.7055, F.S.; conforming provisions to changes made by the act; creating s. 932.7061, F.S.; providing reporting requirements for seized property for forfeiture; creating s. 932.7062, F.S.; providing penalties for non-compliance with reporting requirements; amending s. 322.34, F.S.; providing for payment of court costs, fines, and fees from proceeds of certain forfeitures; conforming provisions to changes made by the act; amending ss. 323.001, 328.07, and 817.625, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Brandes moved the following amendment:

Amendment 1 (829662)—Delete lines 70-78 and insert:
only if the owner of the property is arrested for a criminal offense that forms the basis for determining that the property is a contraband article under s. 932.701, or one or more of the following circumstances apply:

1. *The owner of the property cannot be identified after a diligent search;*
2. *The owner of the property is a fugitive from justice or is deceased;*
or
3. *An individual who does not own the property is arrested for a criminal offense that forms the basis for determining that the property is a contraband article under s. 932.701 and the owner of the property had actual*

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

Senator Brandes moved the following amendment to **Amendment 1 (829662)** which was adopted:

Amendment 1A (675102)—Delete line 12 and insert:
is deceased;

Amendment 1 (829662), as amended, was adopted.

Senator Brandes moved the following amendments which were adopted:

Amendment 2 (615322)—Delete lines 135-137 and insert:

2. *Unless otherwise expressly agreed to in writing by the parties, the agency seeking forfeiture of the seized property is responsible for any damage to the property*

Amendment 3 (347020) (with title amendment)—Delete lines 151-177 and insert:

1. *The owner was arrested under paragraph (1)(a), and if not, whether an exception to the arrest requirement specified in paragraph (1)(a) applies; and*

2. *Probable cause exists for the property seizure under the Florida Contraband Forfeiture Act.*

(c) *If the court finds that the requirements specified in paragraph (1)(a) were satisfied and that probable cause exists for the seizure, the forfeiture may proceed as set forth in the Florida Contraband Forfeiture Act, and no additional probable cause determination is required unless the claimant requests an adversarial preliminary hearing as set forth in the act. Upon such a finding, the court shall issue a written order finding probable cause for the seizure and order the property held until the issue of a determination of title is resolved pursuant to the procedures defined in the act.*

(d) *If the court finds that the requirements in paragraph (1)(a) were not satisfied or that probable cause does not exist for the seizure, any forfeiture hold, lien, lis pendens, or other civil encumbrance must be released within 5 days.*

(e) *The court may seal any portion of the application and the record of any proceeding under the Florida Contraband Forfeiture Act which is exempt or confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution or may otherwise be sealed pursuant to Rule 2.420, Florida Rules of Judicial Administration.*

And the title is amended as follows:

Delete line 19 and insert: circumstances; amending s.

Amendment 4 (266500) (with title amendment)—Delete lines 186-188 and insert:

a bond of \$1,500 to the clerk of the court. Unless otherwise expressly agreed to in writing by the parties, the bond shall be payable to the claimant if the claimant prevails in the forfeiture proceeding and in any appeal.

And the title is amended as follows:

Between lines 21 and 22 insert: requiring that the bond be made payable to the claimant under certain circumstances unless otherwise expressly agreed to in writing;

Pursuant to Rule 4.19, **CS for CS for SB 1044**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for CS for SB 668—A bill to be entitled An act relating to family law; amending s. 61.071, F.S.; requiring a court to consider certain alimony factors and make specific written findings of fact under certain circumstances; prohibiting a court from using certain presumptive alimony guidelines in calculating alimony pendente lite; amending s. 61.08, F.S.; defining terms; requiring a court to make specified initial written findings in a dissolution of marriage proceeding where a party has requested alimony; requiring a court to make specified findings before ruling on a request for alimony; providing for determinations of presumptive alimony amount range and duration range; providing presumptions concerning alimony awards depending on the duration of marriages; providing for imputation of income in certain circumstances; specifying exceptions to the guidelines for the amount and duration of alimony awards; providing for awards of nominal alimony in certain circumstances; providing for taxability and deductibility of alimony awards; prohibiting a combined award of alimony and child support from constituting more than a specified percentage of a payor's net income; authorizing the court to order a party to protect an alimony award by specified means; providing for termination of an award; authorizing a court to modify or terminate the amount of an initial alimony award; prohibiting a court from modifying the duration of an alimony award; providing for payment of awards; amending s. 61.13, F.S.; specifying a premise that a minor child should spend approximately equal amounts of time with each parent; revising a finite list of factors that a court must evaluate when establishing or modifying parental responsibility or a parenting plan; requiring a court order to be supported by written findings of fact under certain circumstances; amending s. 61.14, F.S.; prohibiting a court from changing the duration of alimony; authorizing a party to pursue an immediate modification of alimony in certain circumstances; revising factors to be considered in determining whether

an existing award of alimony should be reduced or terminated because of an alleged supportive relationship; providing for burden of proof for claims concerning the existence of supportive relationships; providing for the effective date of a reduction or termination of an alimony award; providing that the remarriage of an alimony obligor is not a substantial change in circumstance; providing that the financial information of a spouse of a party paying or receiving alimony is inadmissible and undiscoverable; providing an exception; providing for modification or termination of an award based on a party's retirement; providing a presumption upon a finding of a substantial change in circumstance; specifying factors to be considered in determining whether to modify or terminate an award based on a substantial change in circumstance; providing for a temporary suspension of an obligor's payment of alimony while his or her petition for modification or termination is pending; providing for an award of attorney fees and costs for unreasonably pursuing or defending a modification of an award; providing for an effective date of a modification or termination of an award; amending s. 61.30, F.S.; requiring that a child support award be adjusted to reduce the combined alimony and child support award under certain circumstances; creating s. 61.192, F.S.; providing for motions to advance the trial of certain actions if a specified period has passed since the initial service on the respondent; amending ss. 61.1827 and 409.2579, F.S.; conforming cross-references; providing applicability; providing an effective date.

—was read the second time by title.

SENATOR GAETZ PRESIDING

Pursuant to Rule 4.19, **CS for CS for SB 668** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for SB 1298—A bill to be entitled An act relating to bad faith assertions of patent infringement; amending s. 501.991, F.S.; providing for construction; amending s. 501.992, F.S.; revising definitions; amending s. 501.993, F.S.; prohibiting a person from sending a demand letter to a target which makes a bad faith assertion of patent infringement; specifying what constitutes such a demand letter; repealing s. 501.994, F.S., relating to the requirement that a plaintiff post a specified bond in certain circumstances; amending s. 501.995, F.S.; revising provisions authorizing the bringing of actions and specified remedies under the Patent Troll Prevention Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1298** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 1442** was deferred.

On motion by Senator Simmons—

CS for SB 1418—A bill to be entitled An act relating to supplemental academic instruction; amending s. 1011.62, F.S.; requiring supplemental academic instruction categorical funds and research-based reading instruction allocation funds to be used by a school district that has one or more of the lowest-performing elementary schools for additional intensive reading instruction at the school during the summer program in addition to instruction during the school year; requiring certain school districts to provide additional instruction under certain circumstances; requiring such districts to provide the Department of Education with certain plans; providing effective dates.

—was read the second time by title.

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (929824) (with title amendment)—Delete lines 38-135 and insert:

2. *The categorical fund funds for supplemental academic instruction shall be allocated annually to each school district in the amount provided in the General Appropriations Act. These funds shall be in addition to the funds appropriated on the basis of FTE student membership in the Florida Education Finance Program and shall be included in the total potential funds of each district. These funds shall be used to provide supplemental academic instruction to students enrolled in the K-12 program. For the 2014-2015 fiscal year, Each school district that has one or more of the 300 lowest-performing elementary schools based on the state reading assessment shall use these funds, together with the funds provided in the district's research-based reading instruction allocation and other available funds, to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided by teachers or reading specialists who are effective in teaching reading or by a K-5 mentoring reading program that is supervised by a teacher who is effective in teaching reading. Students enrolled in these schools who have level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers may not be included in the 300 schools. For the 2016-2017 fiscal year, the 300 lowest-performing elementary schools shall be based on the 2015-2016 state reading assessment. After this requirement has been met, supplemental instruction strategies may include, but are not limited to: use of a modified curriculum, reading instruction, after-school instruction, tutoring, mentoring, a reduction in class size reduction, an extended school year, intensive skills development in summer school, and other methods of for improving student achievement. Supplemental instruction may be provided to a student in any manner and at any time during or beyond the regular 180-day term identified by the school as being the most effective and efficient way to best help that student progress from grade to grade and to graduate.*

3. *Categorical funds for supplemental academic instruction shall be provided annually in the Florida Education Finance Program as specified in the General Appropriations Act. These funds shall be provided as a supplement to the funds appropriated for the basic funding level and shall be included in the total funds of each district. The allocation shall consist of a base amount that shall have a workload adjustment based on changes in unweighted FTE. In addition, districts that have elementary schools included in the 300 lowest-performing schools designation shall be allocated additional funds to assist those districts in providing intensive reading instruction to students in those schools. The amount provided shall be based on each district's level of per-student funding in the reading instruction allocation and the supplemental academic instruction categorical fund and on the total FTE for each of the schools. The categorical funding shall be recalculated once during the fiscal year following an updated designation of the 300 lowest-performing elementary schools and shall be based on actual student membership from the October FTE survey. Upon recalculation of funding for the supplemental academic instruction categorical fund, if the total allocation is greater than the amount provided in the General Appropriations Act, the allocation shall be prorated to the level provided to support the appropriation, based on each district's share of the total.*

4.3- Effective with the 1999-2000 fiscal year, funding on the basis of FTE membership beyond the 180-day regular term shall be provided in the FEFP only for students enrolled in juvenile justice education programs or in education programs for juveniles placed in secure facilities or programs under s. 985.19. Funding for instruction beyond the regular 180-day school year for all other K-12 students shall be provided through the supplemental academic instruction categorical fund and other state, federal, and local fund sources with ample flexibility for schools to provide supplemental instruction to assist students in progressing from grade to grade and graduating.

5.4- The Florida State University School, as a lab school, is authorized to expend from its FEFP or Lottery Enhancement Trust Fund allocation the cost to the student of remediation in reading, writing, or mathematics for any graduate who requires remediation at a postsecondary educational institution.

6.5- Beginning in the 1999-2000 school year, dropout prevention programs as defined in ss. 1003.52, 1003.53(1)(a), (b), and (c), and 1003.54 shall be included in group 1 programs under subparagraph (d) 3.

(9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

(a) The research-based reading instruction allocation is created to provide comprehensive reading instruction to students in kindergarten through grade 12. ~~For the 2014-2015 fiscal year, In each school district that has one or more of the 300 lowest-performing elementary schools based on the state reading assessment, priority shall be given to providing an additional hour per day of intensive reading instruction beyond the normal school day for each day of the entire school year for the students in each school. For the 2016-2017 fiscal year, the 300 lowest-performing elementary schools shall be based on the 2015-2016 state reading assessment.~~ Students enrolled in these schools who have Level 5 assessment scores may participate in the additional hour of instruction on an optional basis.

And the title is amended as follows:

Delete lines 3-13 and insert: amending s. 1011.62, F.S.; deleting the fiscal year for the requirement that specified school districts use certain funds toward additional intensive reading instruction; specifying the method for determining the 300 lowest-performing elementary schools; requiring categorical funds for supplemental academic instruction to be provided for in the Florida Education Finance Program; specifying the method of determining the allocation of categorical funding; providing for the recalculation of categorical funding; requiring an allocation to be prorated if certain conditions exist; conforming provisions relating to the research-based reading instruction allocation to changes made by the act; deleting obsolete provisions; providing

Pursuant to Rule 4.19, **CS for SB 1418**, 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 SB 1170—A bill to be entitled An act relating to health plan regulatory administration; amending s. 112.08, F.S.; authorizing local governmental units to contract for certain group insurance with a corporation not for profit whose membership consists of specified local governmental units; adding such a corporation not for profit as an alternative entity that a local governmental unit must contract with to administer certain insurance plans; amending s. 408.909, F.S.; redefining the terms “health care coverage” and “health flex plan coverage”; amending s. 409.817, F.S.; deleting a provision authorizing group insurance plans to impose a certain preexisting condition exclusion; amending s. 624.123, F.S.; conforming a cross-reference; amending s. 626.88, F.S.; revising the definition of the term “administrator”; amending s. 627.402, F.S.; redefining the term “nongrandfathered health plan”; amending s. 627.411, F.S.; deleting a provision relating to a minimum loss ratio standard for specified health insurance coverage; deleting provisions specifying certain incurred claims; amending s. 627.6011, F.S., conforming a cross-reference; amending s. 627.602, F.S.; conforming a cross-reference; amending s. 627.642, F.S.; revising the policies to which certain outline of coverage requirements apply; amending s. 627.6425, F.S.; redefining the term “individual health insurance”; revising applicability; amending s. 627.6487, F.S.; redefining terms; repealing s. 627.64871, F.S., relating to certification of coverage; amending s. 627.6512, F.S.; revising a provision specifying that certain sections of the Florida Insurance Code do not apply to a group health insurance policy as that policy relates to specified benefits, under certain circumstances; amending s. 627.6513, F.S.; excluding applicability as to certain types of benefits or coverages; amending s. 627.6561, F.S.; conforming a cross-reference; revising conditions under which an insurer may impose a preexisting condition exclusion; deleting the definition of the term “creditable coverage”; removing certain requirements relating to creditable coverage to conform to changes made by the act; amending s. 627.6562, F.S.; redefining the term “creditable coverage”; providing exceptions and applicability; amending s. 627.65626, F.S.; conforming a cross-reference; amending s. 627.6699, F.S.; redefining terms; deleting a provision that requires a certain health benefit plan to comply with specified preexisting condition provisions; amending s. 627.6741, F.S.; conforming cross-references; conforming a provision to changes made by the act; amending s. 641.31, F.S.; deleting a provision specifying that a law restricting or limiting deductibles, coinsurance, copayments, or annual or lifetime maximum payments may not apply to a certain health maintenance organization contract; conforming a cross-reference; amending s. 641.31071, F.S.; conforming a cross-reference;

deleting the definition of the term “creditable coverage”; removing certain requirements relating to creditable coverage to conform to changes made by the act; amending s. 641.31074; requiring a health maintenance organization that issues a health insurance contract, rather than a group health insurance contract, to renew or continue in force such coverage at the contract holder’s option; revising conditions under which a health maintenance organization may discontinue offering a particular contract form; adding to the conditions under which a health maintenance organization may, at the time of coverage renewal, modify coverage for a product offered; amending s. 641.312, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1170** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 524** was deferred.

On motion by Senator Ring—

CS for CS for SB 794—A bill to be entitled An act relating to dissolution of marriage parenting plans; amending s. 61.13, F.S.; requiring that parenting plans provide that either parent may consent to mental health treatment for the child if the court orders shared parental responsibility; providing that the responsibility for the health care costs for the mental health treatment of the child shall be governed by the marital settlement agreement or court order; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 794** was placed on the calendar of Bills on Third Reading.

On motion by Senator Ring—

CS for CS for SB 936—A bill to be entitled An act relating to criminal justice system interviews of individuals with autism or an autism spectrum disorder; providing a short title; creating s. 943.0439, F.S.; requiring a law enforcement officer, correctional officer, or another public safety official to make a good faith effort, upon the request of a parent, a guardian, or the individual, to ensure that specified professionals are present at all interviews of an individual diagnosed with autism or an autism spectrum disorder; providing specifications for the professional; specifying that the parent, guardian, or individual bears the expense of hiring the professional; requiring a convicted defendant to pay for the professional under certain circumstances; specifying that not having a professional present is not a basis for suppressing statements or for bringing a cause of action; providing applicability; requiring law enforcement agencies to develop and implement appropriate policies and provide training; 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 Sobel offered the following amendment which was moved by Senator Ring and adopted:

Amendment 1 (609018) (with title amendment)—Delete lines 25-61 and insert:

Section 1. *The amendments made by this act to s. 943.0439, Florida Statutes, may be cited as “The Wes Kleinert Fair Interview Act.”*

Section 2. Effective October 1, 2016, paragraph (c) is added to subsection (8) of section 322.051, Florida Statutes, to read:

322.051 Identification cards.—

(8)

(c)1. *Upon request by a person who has a developmental disability, or by a parent or guardian of a child or ward who has a developmental*

disability, the department shall issue an identification card exhibiting a capital "D" for the person, child, or ward if the person or the parent or guardian of the child or ward submits:

- a. Payment of an additional \$1 fee; and
 - b. Proof acceptable to the department of a diagnosis by a licensed physician of a developmental disability as defined in s. 393.063.
2. The department shall deposit the additional \$1 fee into the Agency for Persons with Disabilities Operations and Maintenance Trust Fund under s. 20.1971(2).
 3. A replacement identification card that includes the designation may be issued without payment of the fee required under s. 322.21(1)(f).
 4. The department shall develop rules to facilitate the issuance, requirements, and oversight of developmental disability identification cards under this section.

Section 3. *Effective October 1, 2016, the amendments made by this act to s. 322.051, Florida Statutes, shall apply upon implementation of new designs for the driver license and identification card by the Department of Highway Safety and Motor Vehicles.*

Section 4. Section 943.0439, Florida Statutes, is created to read:

943.0439 Interviews of victims, suspects, or defendants with autism or an autism spectrum disorder.—A law enforcement officer, a correctional officer, or another public safety official shall, upon the request of an individual diagnosed with autism or an autism spectrum disorder or his or her parent or guardian, make a good faith effort to ensure that a psychiatrist, psychologist, mental health counselor, special education instructor, clinical social worker, or related professional is present at all interviews of the individual. The professional must have experience treating, teaching, or assisting patients or clients who have been diagnosed with autism or an autism spectrum disorder or related developmental disability or must be certified in special education with a concentration focused on persons with autism or an autism spectrum disorder. All expenses related to the attendance of the professional at interviews shall be borne by the requesting parent, guardian, or individual. If the individual is a victim, the defendant shall reimburse the victim for all expenses related to the attendance of the professional at the interview, in addition to other restitution or penalties provided by law, upon conviction of the offense of which the individual is a victim. Failure to have a professional as defined by this subsection present at the time of the interview is not a basis for suppression of the statement or the contents of the interview or for a cause of action against the law enforcement officer or agency. This subsection applies to such an individual who is the victim, a suspect, or a defendant formally accused of a crime.

(2) Each law enforcement agency must ensure that appropriate policies are developed which implement this section and that training is provided to its law enforcement and correctional officers based on those policies.

Section 5. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2016.

And the title is amended as follows:

Delete lines 2-21 and insert: An act relating to persons with disabilities; providing a short title; amending s. 322.051, F.S.; requiring the Department of Highway Safety and Motor Vehicles to issue an identification card exhibiting a special designation for a person who has a developmental disability under certain circumstances; requiring payment of an additional fee and proof of diagnosis by a licensed physician; requiring the fee to be deposited into the Agency for Persons with Disabilities Operations and Maintenance Trust Fund; authorizing issuance of a replacement identification card that includes the special designation without payment of a specified fee; requiring the department to develop rules to facilitate the issuance, requirements, and oversight of developmental disability identification cards; providing applicability; creating s. 943.0439, F.S.; requiring a law enforcement officer, correctional officer, or another public safety official to make a good faith effort, upon the request of a parent, a guardian, or the individual, to ensure that specified professionals are present at all interviews of an individual diagnosed with autism or an autism spectrum disorder; providing specifications for the professional; specifying that

the parent, guardian, or individual bears the expense of hiring the professional; requiring a convicted defendant to pay for the professional under certain circumstances; specifying that not having a professional present is not a basis for suppressing statements or for bringing a cause of action; providing applicability; requiring law enforcement agencies to develop and implement appropriate policies and provide training; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for SB 936**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1282—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 379.2223, F.S.; revising penalties for violations of commission rules relating to control and management of state game lands; amending s. 379.2257, F.S.; revising penalties for violations of commission rules relating to cooperative agreements with the United States Forest Service; amending s. 379.2425, F.S.; authorizing exceptions to the prohibition on spearfishing; specifying penalties for violating the prohibition; amending s. 379.2431, F.S.; prohibiting certain possession of any marine turtle species or hatchling or parts thereof; providing penalties; amending s. 379.29, F.S.; revising penalties related to the contamination of fresh waters; amending s. 379.295, F.S.; specifying penalties associated with the prohibition on the use of explosives and other substances injurious to fish; amending s. 379.33, F.S.; deleting penalty provisions associated with the general enforcement of commission rules; amending s. 379.3502, F.S.; deleting a provision regarding the alteration of licenses or permits; specifying penalties for the unlawful transfer of a license or permit; amending s. 379.3503, F.S.; specifying penalties for swearing or affirming a false statement in an application for a license or permit; amending s. 379.3504, F.S.; specifying penalties for entering false information on an application for a license or permit; amending s. 379.3511, F.S.; revising penalties for violations related to subagent sales of hunting, fishing, and trapping licenses and permits; amending s. 379.354, F.S.; specifying penalties for violations related to recreational licenses, permits, and authorization numbers; amending s. 379.357, F.S.; providing that the purchase of a tarpon tag does not accord the purchaser with certain rights; revising penalties related to the tarpon license program; amending s. 379.359, F.S.; authorizing, rather than requiring, the commission to retain a portion of voluntary contributions for Southeastern Guide Dogs, Inc.; amending s. 379.363, F.S.; specifying penalties for violations related to freshwater fish dealer licenses; amending s. 379.364, F.S.; specifying penalties for violations related to the licensure of fur and hide dealers; amending s. 379.365, F.S.; revising penalties for violations related to stone crabs; amending s. 379.3751, F.S.; specifying penalties for violations related to the taking and possession of alligators; amending s. 379.3752, F.S.; specifying penalties for violations of requirements related to tagging of alligators and alligator hides; amending s. 379.401, F.S.; revising the penalties associated with the violation of commission rules related to the filing of documentation; specifying penalties for the violation of commission rules or orders related to the return of unused Convention on the International Trade on Endangered Species (CITES) tags; authorizing the imposition of a modified penalty for a specified offense if certain conditions are met; specifying that persons who commit certain Level One violations may be required to provide proof of a license or permit to satisfy a citation; providing that violations of commission rules or orders regarding all traps are Level Two violations unless otherwise specified; providing that violations of rules or orders of the commission relating certain alligator-related programs are Level Two violations; providing that certain specified unclassified violations are Level Two violations; revising the levels to which specified violations are assigned; revising penalty provisions for Level Four violations; specifying penalties for certain violations while engaged in trespass; specifying that certain fines collected for trespass violations be deposited in the State Game Trust Fund; repealing s. 379.403, F.S., relating to the illegal killing, taking, possessing, or selling of wildlife or game and related fines; amending s. 379.409, F.S.; revising penalties for the illegal killing, possessing, or capturing of alligators or other crocodilia or crocodilian eggs; amending s. 379.411, F.S.; revising penalties for the unlawful intentional killing or wounding of any species designated as endangered, threatened, or of special concern; amending s. 379.4115, F.S.; revising penalties for the killing of Florida or wild panthers; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1282**, pursuant to Rule 3.11(3), there being no objection, **HB 7013** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Dean—

HB 7013—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 379.2223, F.S.; revising penalties for violations of commission rules or regulations relating to control and management of state game lands; amending s. 379.2257, F.S.; revising penalties for violations of wildlife management area rules and regulations on United States Forest Service lands; amending s. 379.2425, F.S.; authorizing spearfishing in specified areas by commission rule or order; providing a penalty for violations of commission rules or orders relating to spearfishing; amending s. 379.2431, F.S.; prohibiting certain possession of any marine turtle species or hatchling or parts thereof; providing penalties; amending s. 379.29, F.S.; revising penalties for violations relating to the contamination of fresh waters; amending s. 379.295, F.S.; providing a penalty for violations relating to the use of explosives and other substances or force in fresh waters; amending s. 379.33, F.S.; deleting base penalty provisions for violation of or failure to comply with any commission rule; amending s. 379.3502, F.S.; deleting violation provisions for altering or changing, in any manner, a license or permit; providing a penalty for violations relating to loaning or transferring a license or permit to another person or using a borrowed or transferred license or permit; amending s. 379.3503, F.S.; revising penalties for violations of swearing or affirming to a false statement on a license or permit application; amending s. 379.3504, F.S.; revising penalties for violations relating to entering false information on a license or permit; amending s. 379.3511, F.S.; revising penalties relating to the sale of specified licenses and permits by appointed subagents; amending s. 379.354, F.S.; providing a penalty for violations relating to possession of recreational hunting, fishing, and trapping licenses, permits, and authorization numbers; amending s. 379.357, F.S.; revising penalties for violations relating to the purchase of a tarpon tag and the sale of tarpon; amending s. 379.359, F.S.; authorizing, rather than requiring, the commission to retain a portion of voluntary contributions to Southeastern Guide Dogs, Inc.; amending s. 379.363, F.S.; providing a penalty for violations relating to freshwater fish dealers' licenses; amending s. 379.364, F.S.; providing a penalty for violations relating to fur and hide dealers' licenses; amending s. 379.365, F.S.; deleting penalty provisions for violations of stone crab regulations by persons other than commercial harvesters; amending s. 379.3751, F.S.; providing a penalty for violations relating to trapping licenses for taking and possessing alligators; amending s. 379.3752, F.S.; providing a penalty for violations relating to the tagging of alligators and hides; amending s. 379.401, F.S.; providing penalties for violations relating to filing reports and documents by persons who hold alligator licenses and permits; reducing the penalties for failure to return CITES tags issued under the Statewide Alligator Harvest Program and the Stateside Nuisance Alligator Program; providing an alternative penalty for specified violations relating to recreational fishing, hunting, and trapping licenses; increasing the civil penalty amount for Level One repeat violations; providing that the unlawful use of any trap is a Level Two violation; providing that violations relating to record requirements for alligators is a Level Two violation; providing that violations relating to the return of CITES tags issued in a program other than the Statewide Alligator Harvest Program or the Statewide Nuisance Alligator Program is a Level Two violation; deleting penalty provisions for the sale, purchase, harvest, or attempted harvest of any saltwater product with intent to sell; providing additional criminal penalties for Level Four violations; providing additional penalties for the illegal taking of fish and wildlife while trespassing; repealing s. 379.403, F.S., relating to the illegal killing, taking, possessing, or selling of wildlife or game; amending s. 379.409, F.S.; revising penalties for the illegal killing, possessing, or capturing of alligators or other crocodilia or their eggs; amending s. 379.411, F.S.; revising penalties for the intentional killing or wounding of any species designated as endangered, threatened, or of special concern; amending s. 379.4115, F.S.; revising penalties for violations relating to killing a Florida or wild panther; providing an effective date.

—a companion measure, was substituted for **CS for SB 1282** and read the second time by title.

Pursuant to Rule 4.19, **HB 7013** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for SB 1256—A bill to be entitled An act relating to alternative sanctioning; amending s. 948.06, F.S.; authorizing the chief judge of each judicial circuit, in consultation with specified entities, to establish an alternative sanctioning program; defining the term “technical violation”; requiring the chief judge to issue an administrative order when creating an alternative sanctioning program; specifying requirements for the order; authorizing an offender who allegedly committed a technical violation of supervision to waive participation in or elect to participate in the program, admit to the violation, agree to comply with the recommended sanction, and agree to waive certain rights; requiring the probation officer to submit the recommended sanction and certain documentation to the court if the offender admits to committing the violation; authorizing the court to impose the recommended sanction or direct the Department of Corrections to submit a violation report, affidavit, and warrant to the court; specifying that an offender's participation in an alternative sanctioning program is voluntary; authorizing a probation officer to submit a violation report, affidavit, and warrant to the court in certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1256** was placed on the calendar of Bills on Third Reading.

CS for SB 1370—A bill to be entitled An act relating to Medicaid provider overpayments; amending s. 409.908, F.S.; authorizing the Agency for Health Care Administration to certify that a Medicaid provider is out of business and that overpayments made to a provider cannot be collected under state law; amending s. 409.9132, F.S.; revising the manner in which the Medicaid program verifies a vendor's visits for the delivery of home health services; reenacting s. 409.8132(4), F.S., to incorporate the amendment made to s. 409.908, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1370**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1245** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Grimsley—

CS for HB 1245—A bill to be entitled An act relating to Medicaid provider overpayments; amending s. 409.908, F.S.; authorizing the Agency for Health Care Administration to certify that a Medicaid provider is out of business and that overpayments made to a provider cannot be collected under state law; amending s. 409.9132, F.S.; revising the method for verifying the delivery of home health services under the home health agency monitoring pilot project; reenacting s. 409.8132(4), F.S., relating to the applicability of certain laws to the Medikids program, to incorporate the amendment made by the act to s. 409.908, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 1370** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1245** was placed on the calendar of Bills on Third Reading.

CS for SB 1306—A bill to be entitled An act relating to public records and meetings; creating s. 464.0096, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Nursing pursuant to the Nurse Licensure Compact; authorizing disclosure of the information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Interstate Commission of Nurse Licensure Compact Administrators; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such a meeting; providing for future

legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1306**, pursuant to Rule 3.11(3), there being no objection, **HB 1063** was withdrawn from the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

On motion by Senator Grimsley—

HB 1063—A bill to be entitled An act relating to public records and meetings; creating s. 464.0096, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Nursing pursuant to the Nurse Licensure Compact; authorizing disclosure of the information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Interstate Commission of Nurse Licensure Compact Administrators; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such a meeting; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 1306** and read the second time by title.

Pursuant to Rule 4.19, **HB 1063** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 548—A bill to be entitled An act relating to title insurance; amending s. 627.778, F.S.; increasing a title insurer's limit of risk from one-half of its surplus as to policyholders to the entirety of its surplus; revising an exception to the limit; providing that the risk limitation does not prohibit ceding portions of the total risk to specified reinsurers; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 548**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 413** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Richter—

CS for CS for HB 413—A bill to be entitled An act relating to title insurance; amending s. 627.778, F.S.; revising certain limitations on assumption of risk by title insurers; authorizing a title insurer to obtain reinsurance from an eligible reinsurer; revising applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 548** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 413** was placed on the calendar of Bills on Third Reading.

SB 944—A bill to be entitled An act relating to out-of-state fee waivers for active duty service members; amending s. 1009.26, F.S.; requiring state universities, Florida College System institutions, and certain centers to waive out-of-state fees for active duty members of the United States Armed Forces residing or stationed outside of this state; prohibiting tuition and fees charged to such students from exceeding a specified amount; requiring an annual report of all out-of-state fee waivers for such individuals; requiring the Board of Governors and the State Board of education to adopt related regulations and rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 944**, pursuant to Rule 3.11(3), there being no objection, **HB 799** was withdrawn from the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Richter—

HB 799—A bill to be entitled An act relating to out-of-state fee waivers for active duty service members; amending s. 1009.26, F.S.; providing that active duty members of the Armed Forces of the United States residing or stationed outside of this state may receive out-of-state fee waivers; requiring that tuition and fees charged to such students be below a specified amount; requiring an annual report of all out-of-state fee waivers for such individuals; providing for regulations and rules to administer such provisions; providing an effective date.

—a companion measure, was substituted for **SB 944** and read the second time by title.

Pursuant to Rule 4.19, **HB 799** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 918—A bill to be entitled An act relating to the Department of Health; amending s. 215.5602, F.S.; revising the reporting requirements for the Biomedical Research Advisory Council under the James and Esther King Biomedical Research Program; revising the reporting requirements for entities that perform or are associated with cancer research or care and that receive a specific appropriation; amending s. 381.0034, F.S.; revising the requirements for certain license applications; amending s. 381.82, F.S.; revising the reporting requirements for the Alzheimer's Disease Research Grant Advisory Board under the Ed and Ethel Moore Alzheimer's Disease Research Program; providing for the carryforward of any unexpended balance of an appropriation for the Ed and Ethel Moore Alzheimer's Disease Research Program; amending s. 381.922, F.S.; requiring the Biomedical Research Advisory Council under the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program to submit a report to the Legislature; providing reporting requirements; amending s. 384.23, F.S.; requiring the department to designate by rule sexually transmissible diseases; deleting references to specific diseases that may be considered sexually transmissible diseases; amending s. 384.27, F.S.; authorizing certain health care practitioners to provide expedited partner therapy under certain circumstances; authorizing licensed pharmacists to dispense medication to a person diagnosed with a sexually transmissible disease under a prescription written for his or her partner, regardless of whether the person for whom the prescription was written has been physically examined by the prescribing practitioner; requiring that a pharmacist or a health care practitioner check for allergies before dispensing a prescription or providing medication; authorizing the department to adopt rules; amending s. 401.27, F.S.; increasing the length of time a certificate may remain in an inactive status; clarifying the process for reactivating and renewing a certificate in an inactive status; authorizing emergency medical technicians or paramedics that are trained in the military to apply for certification; deleting a requirement that emergency medical technicians or paramedics who are trained outside the state or are trained in the military successfully complete a certification examination; amending s. 456.013, F.S.; revising course requirements for obtaining a certain license; amending s. 456.024, F.S.; revising the eligibility criteria for certain members of the Armed Forces of the United States and their spouses to obtain licensure to practice as a health care practitioner in this state; authorizing the spouse of an active duty military member to be licensed as a health care practitioner in this state if he or she meets specified criteria; creating s. 456.0241, F.S.; establishing a temporary certificate for active duty health care practitioners; defining terms; authorizing the department to issue a temporary certificate to active duty military health care practitioners to allow them to practice in specified professions; providing eligibility requirements; requiring the department to verify information submitted in support of establishing eligibility; providing for the automatic expiration of the temporary certificate within a specified time frame; providing for renewal of the temporary certificate if certain conditions are met; providing an exemption from specified requirements to military practitioners who apply for a temporary certificate; providing circumstances under which an applicant is ineligible to receive a temporary certificate; requiring the department to adopt by rule application and renewal fees, which may not exceed a specified amount; requiring the department to adopt necessary rules; amending s. 456.025, F.S.; deleting the requirement for an annual meeting of chairpersons of Division of Medical Quality Assurance boards and councils; deleting the requirement that certain recommendations be included in a report to the Legislature; deleting a requirement that the Department of Health set license fees and recommend fee cap increases

in certain circumstances; providing that a profession may operate at a deficit for a certain time period; deleting a provision authorizing the department to advance funds under certain circumstances; deleting a requirement that the department implement an electronic continuing education tracking system; authorizing the department to waive specified costs under certain circumstances; revising legislative intent; deleting a prohibition against the expenditure of funds by the department from the account of a profession to pay for the expenses of another profession; deleting a requirement that the department include certain information in an annual report to the Legislature; 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; creating s. 456.0361, F.S.; requiring the department to establish an electronic continuing education tracking system; prohibiting the department from renewing a license unless the licensee has complied with all continuing education requirements; authorizing the department to adopt rules; amending s. 456.057, F.S.; revising a provision for a person or an entity appointed by the board to be approved by the department; authorizing the department to contract with a third party to provide record custodian services; amending s. 456.0635, F.S.; deleting a provision on applicability relating to the issuance of licenses; amending s. 457.107, F.S.; deleting a provision authorizing the Board of Acupuncture to request certain documentation from applicants; amending ss. 458.347 and 459.022, F.S.; deleting a requirement that a physician assistant file a signed affidavit with the department; making technical changes; amending s. 460.402, F.S.; providing an additional exception to licensure requirements for chiropractic physicians; amending s. 463.007, F.S.; making technical changes; amending s. 464.203, F.S.; revising inservice training requirements for certified nursing assistants; deleting a rulemaking requirement; repealing s. 464.2085, F.S., relating to the Council on Certified Nursing Assistants; amending s. 465.0276, F.S.; deleting a requirement that the department inspect certain facilities; amending s. 466.0135, F.S.; deleting a requirement that a dentist file a signed affidavit with the department; deleting a provision authorizing the Board of Dentistry to request certain documentation from applicants; amending s. 466.014, F.S.; deleting a requirement that a dental hygienist file a signed affidavit with the department; deleting a provision authorizing the board to request certain documentation from applicants; amending s. 466.032, F.S.; deleting a requirement that a dental laboratory file a signed affidavit with the department; deleting a provision authorizing the department to request certain documentation from applicants; repealing s. 468.1201, F.S., relating to a requirement for instruction on human immunodeficiency virus and acquired immune deficiency syndrome; amending s. 483.901, F.S.; deleting provisions relating to the Advisory Council of Medical Physicists in the department; authorizing the department to issue temporary licenses in certain circumstances; authorizing the department to adopt rules; amending s. 484.047, F.S.; deleting a requirement for a written statement from an applicant in certain circumstances; amending s. 486.102, F.S.; deleting references to specific accrediting agencies; amending s. 486.109, F.S.; deleting a provision authorizing the department to conduct a random audit for certain information; amending ss. 499.028 and 921.0022, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 918**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 941** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Richter—

CS for CS for HB 941—A bill to be entitled An act relating to the Department of Health; amending s. 20.43, F.S.; renaming the Office of Minority Health within the department; specifying that the office shall be headed by a Senior Health Equity Officer and prescribing his or her duties; amending s. 215.5602, F.S.; revising the reporting requirements for the Biomedical Research Advisory Council under the James and Esther King Biomedical Research program; revising the reporting requirements for certain entities that perform or are associated with cancer research or care; amending s. 381.0034, F.S.; deleting the requirement that applicants making initial application for certain licensure complete certain courses; amending s. 381.7355, F.S.; revising the review criteria for Closing the Gap grant proposals; amending s.

381.82, F.S.; revising the reporting requirements for the Alzheimer's Disease Research Grant Advisory Board under the Ed and Ethel Moore Alzheimer's Disease Research Program; providing for the carryforward for a limited period of any unexpended balance of an appropriation for the program; amending s. 381.877, F.S.; providing that a pharmacist may dispense an emergency opioid antagonist pursuant to a prescription or a non-patient specific standing order for an auto injection delivery system or an intranasal delivery system; prohibiting health care practitioners employed by the pharmacist from issuing a non-patient specific standing order for an emergency opioid antagonist; prohibiting a health care practitioner from receiving remuneration for issuing a non-patient specific standing order for an emergency opioid antagonist; requiring pharmacists dispensing emergency opioid antagonists to provide certain information to the patient or caregiver; amending s. 381.922, F.S.; providing reporting requirements for the Biomedical Research Advisory Council under the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program; amending s. 382.0255, F.S.; prohibiting a fee for a determination or medical certification of the cause of death under certain provisions; amending s. 384.23, F.S.; revising the factors to be considered in designating a condition as a sexually transmissible disease; amending s. 384.27, F.S.; authorizing certain health care practitioners to provide partner therapy under certain conditions; authorizing the department to adopt rules; amending s. 401.27, F.S.; increasing the length of time that an emergency medical technician or paramedic certificate may remain in an inactive status; revising the requirements for reactivating and renewing such a certificate; revising eligibility for certification; deleting a requirement that applicants successfully complete a certification examination within a specified timeframe; amending s. 456.013, F.S.; revising course requirements for renewing a certain license; amending s. 456.024, F.S.; revising the eligibility criteria for a member of the United States Armed Forces, the United States Reserve Forces, or the National Guard and the spouse of an active duty military member to be issued a license to practice as a health care practitioner in this state; deleting provisions relating to temporary professional licensure for spouses of active duty members of the United States Armed Forces; creating s. 456.0241, F.S.; providing definitions; providing for issuance of a temporary certificate under certain conditions for certain military health care practitioners; providing for the automatic expiration of the temporary certificate unless renewed; providing for application and renewal fees; requiring the department to adopt rules; creating s. 456.0361, F.S.; requiring the department to establish an electronic continuing education tracking system; prohibiting the department from renewing a license unless the licensee has complied with all continuing education requirements; authorizing the department to adopt rules; amending s. 456.057, F.S.; requiring a person or entity appointed by the board as a custodian of medical records to be approved by the department; authorizing the department to contract with a third party to provide custodial services; amending s. 456.0635, F.S.; deleting a provision on applicability relating to the issuance of licenses; amending s. 457.107, F.S.; deleting a provision authorizing the Board of Acupuncture to request certain documentation from applicants; amending s. 458.347, F.S.; deleting a requirement that a physician assistant file a signed affidavit with the department; amending s. 459.022, F.S.; deleting a requirement that a physician assistant file a signed affidavit with the department; amending s. 460.402, F.S.; providing an additional exception to licensure requirements for chiropractic physicians; amending s. 463.007, F.S.; making technical changes; amending s. 464.203, F.S.; revising inservice training requirements for certified nursing assistants; repealing s. 464.2085, F.S., relating to the Council on Certified Nursing Assistants; amending s. 465.009, providing training requirements for pharmacists related to opioid antagonist dispensing; authorizing the department to adopt rules; amending 465.027, F.S.; providing an additional exception to pharmacy regulations for manufacturers of dialysis drugs or supplies; amending s. 465.0275, F.S.; revising the amount of emergency prescription refill authorized to be dispensed by a pharmacist; amending s. 465.0276, F.S.; deleting a requirement that the department inspect certain facilities; amending s. 466.0135, F.S.; deleting a requirement that a dentist file a signed affidavit with the department; deleting a provision authorizing the Board of Dentistry to request certain documentation from applicants; amending s. 466.014, F.S.; deleting a requirement that a dental hygienist file a signed affidavit with the department; deleting a provision authorizing the board to request certain documentation from applicants; amending s. 466.032, F.S.; deleting a requirement that a dental laboratory file a signed affidavit with the department; deleting a provision authorizing the department to request certain documentation from applicants; repealing

s. 468.1201, F.S., relating to a requirement for instruction on human immunodeficiency virus and acquired immune deficiency syndrome; amending s. 483.901, F.S.; deleting provisions relating to the Advisory Council of Medical Physicists; authorizing the department to issue temporary licenses in certain circumstances; authorizing the department to adopt rules; amending s. 484.047, F.S.; deleting a requirement for a written statement from an applicant in certain circumstances; amending s. 486.102, F.S.; revising accrediting agencies that may approve physical therapy assistant programs for purposes of licensing; amending s. 486.109, F.S.; deleting a provision authorizing the department to conduct a random audit of certain information; amending ss. 499.028, 893.04, and 921.0022, F.S.; conforming provisions and cross-references; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 918** and 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 Richter moved the following amendment which was adopted:

Amendment 1 (355616) (with title amendment)—Delete lines 352-384.

And the title is amended as follows:

Delete lines 22-35 and insert: appropriation for the program; amending s. 381.922, F.S.;

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

Senator Richter moved the following amendment:

Amendment 2 (436938) (with title amendment)—Delete lines 1020-1036.

And the title is amended as follows:

Delete lines 97-100 and insert: on Certified Nursing Assistants; amending s. 465.027, F.S.;

On motion by Senator Richter, further consideration of **CS for CS for HB 941**, as amended, with pending **Amendment 2 (436938)** was deferred.

SB 764—A bill to be entitled An act relating to public food service establishments; amending s. 509.013, F.S.; revising the definition of the term “public food service establishment” to exclude certain events; amending s. 509.032, F.S.; clarifying that a food service license is not required to be obtained if an event is excluded under the definition of the term “public food service establishment”; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 764**, pursuant to Rule 3.11(3), there being no objection, **HB 633** was withdrawn from the Committees on Health Policy; Regulated Industries; and Fiscal Policy.

On motion by Senator Hays—

HB 633—A bill to be entitled An act relating to public food service establishments; amending s. 509.013, F.S.; revising the definition of the term “public food service establishment” to exclude certain events; amending s. 509.032, F.S.; clarifying that a food service license is not required to be obtained if an event is excluded under the definition of the term “public food service establishment”; providing an effective date.

—a companion measure, was substituted for **SB 764** and read the second time by title.

Pursuant to Rule 4.19, **HB 633** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 124** and **CS for SB 126** was deferred.

CS for SB 152—A bill to be entitled An act relating to the ordering of medication; amending ss. 458.347 and 459.022, F.S.; revising the authority of a licensed physician assistant to order medication under the direction of a supervisory physician for a specified patient; authorizing a supervisory physician to delegate to a licensed physician assistant the authority to order medications for a patient at a licensed nursing home facility; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to order medication for administration to patients in specialized facilities; amending s. 465.003, F.S.; revising the term “prescription” to exclude an order for drugs or medicinal supplies dispensed for administration; amending s. 893.02, F.S.; revising the term “administer” to include the term “administration”; revising the term “prescription” to exclude an order for drugs or medicinal supplies dispensed for administration; amending s. 893.04, F.S.; conforming provisions to changes made by act; amending s. 893.05, F.S.; authorizing a licensed practitioner to authorize a licensed physician assistant or advanced registered nurse practitioner to order controlled substances for administration to patients in specified facilities under certain circumstances; reenacting ss. 400.462(26), 401.445(1), 409.906(18), and 766.103(3), F.S., to incorporate the amendments made to ss. 458.347 and 459.022, F.S., in references thereto; reenacting ss. 401.445(1) and 766.103(3), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 409.9201(1)(a), 458.331(1)(pp), 459.015(1)(rr), 465.014(1), 465.015(2)(c), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 465.1901, 499.003(43), and 831.30(1), F.S., to incorporate the amendment made to s. 465.003, F.S., in references thereto; reenacting ss. 112.0455(5)(i), 381.986(7)(b), 440.102(1)(l), 458.331(1)(pp), 459.015(1)(rr), 465.015(3), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 499.0121(14), 768.36(1)(b), 810.02(3)(f), 812.014(2)(c), 856.015(1)(c), 944.47(1)(a), 951.22(1), 985.711(1)(a), 1003.57(1)(i), and 1006.09(8), F.S., to incorporate the amendment made to s. 893.02, F.S., in references thereto; reenacting s. 893.0551(3)(e), F.S., to incorporate the amendment made to s. 893.04, F.S., in a reference thereto; reenacting s. 893.0551(3)(d), F.S., to incorporate the amendment made to s. 893.05, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 152**, pursuant to Rule 3.11(3), there being no objection, **HB 1241** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Grimsley—

HB 1241—A bill to be entitled An act relating to the ordering of medication; amending s. 381.887, F.S.; providing that a pharmacist may dispense an emergency opioid antagonist pursuant to a non-patient-specific standing order for an autoinjection delivery system or intranasal application delivery system; amending ss. 458.347 and 459.022, F.S.; revising the authority of a licensed physician assistant to order medication under the direction of a supervisory physician for a specified patient; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to order medication for administration to a specified patient; amending s. 465.003, F.S.; revising the term “prescription” to exclude an order for drugs or medicinal supplies dispensed for administration; amending s. 893.02, F.S.; revising the term “administer” to include the term “administration”; revising the term “prescription” to exclude an order for drugs or medicinal supplies dispensed for administration; amending s. 893.04, F.S.; conforming provisions to changes made by the act; amending s. 893.05, F.S.; authorizing a licensed practitioner to authorize a licensed physician assistant or advanced registered nurse practitioner to order controlled substances for a specified patient under certain circumstances; reenacting ss. 400.462(26) and 409.906(18), F.S., relating to the definition of the term “physician assistant” for purposes of the Home Health Services Act and physician assistant services under the Medicaid program, respectively, to incorporate the amendments made by the act to ss. 458.347 and 459.022, F.S., in references thereto; reenacting ss. 401.445(1) and 766.103(3), F.S., relating to emergency examination and treatment of incapacitated persons and the Florida Medical Consent Law, respectively, to incorporate the amendments made by the act to ss. 458.347, 459.022, and 464.012, F.S., in references thereto; reenacting ss. 409.9201(1)(a), 465.014(1), 465.1901, 499.003(43), and 831.30(1), F.S., relating to the definition of “prescription drug” for purposes of Medicaid

fraud, the supervision of registered pharmacy technicians, applicability of provisions regulating the practice of orthotics or pedorthics to pharmacists, the definition of the term “prescription drug” for purposes of the Florida Drug and Cosmetic Act, and criminal penalties related to the fraudulent obtaining of medicinal drugs, respectively, to incorporate the amendment made by the act to s. 465.003, F.S., in references thereto; reenacting ss. 458.331(1)(pp), 459.015(1)(rr), 465.015(2)(c) and (3), 465.016(1)(s), 465.022(5)(j), and 465.023(1)(h), F.S., relating to grounds for disciplinary action by the Board of Medicine or the Board of Osteopathic Medicine, unlawful acts and penalties related to the practice of pharmacy, grounds for denial of a pharmacy permit or disciplinary action against a pharmacy permittee, respectively, to incorporate the amendments made by the act to ss. 465.003 and 893.02, F.S., in references thereto; reenacting ss. 112.0455(5)(i), 381.986(7)(b), 440.102(1)(l), 499.0121(14), 768.36(1)(b), 810.02(3)(f), 812.014(2)(c), 856.015(1)(c), 944.47(1)(a), 951.22(1), 985.711(1)(a), 1003.57(1)(i), and 1006.09(8), F.S., relating to the Drug-Free Workplace Act, the compassionate use of low-THC cannabis, drug-free workplace program requirements, reporting of prescription drug distribution, the definition of the term “drug” for purposes of defenses from civil actions related to alcohol or drugs, burglary offenses, penalties for grand theft, the definition of the term “drug” for purposes of offenses related to open house parties, unlawful introduction of certain articles into correctional institutions, county detention facilities, or juvenile detention facilities, the definition of the term “controlled substance” for purposes of exceptional student instruction, and duties of school principals related to student discipline, respectively, to incorporate the amendment made by the act to s. 893.02, F.S., in references thereto; reenacting s. 893.0551(3)(d) and (e), F.S., relating to disclosure by the Department of Health of confidential information in prescription drug monitoring program records, to incorporate the amendments made by the act to ss. 893.04 and 893.05, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 152** and read the second time by title.

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

Senator Grimsley moved the following amendments which were adopted:

Amendment 1 (646650) (with title amendment)—Delete lines 120-222 and insert:

of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893 which may prohibit this delegation. For the purpose of this paragraph, an order is not considered a prescription. A licensed physician assistant working in a facility that is licensed under chapter 395 may order any medication under the direction of the supervisory physician.

Section 3. Paragraph (f) of subsection (4) of section 459.022, Florida Statutes, is amended to read:

459.022 Physician assistants.—

(4) PERFORMANCE OF PHYSICIAN ASSISTANTS.—

(f) A supervisory physician may delegate to a licensed physician assistant the authority to, *and the licensed physician assistant acting under the direction of the supervisory physician may, order any medication medications for administration to the supervisory physician's patient during his or her care in a facility licensed under chapter 395 or part II of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893 which may prohibit this delegation. For the purpose of this paragraph, an order is not considered a prescription. A licensed physician assistant working in a facility that is licensed under chapter 395 may order any medication under the direction of the supervisory physician.*

Section 4. Paragraph (e) is added to subsection (3) of section 464.012, Florida Statutes, to read:

464.012 Certification of advanced registered nurse practitioners; fees.—

(3) An advanced registered nurse practitioner shall perform those functions authorized in this section within the framework of an established protocol that is filed with the board upon biennial license renewal and within 30 days after entering into a supervisory relationship with a physician or changes to the protocol. The board shall review the protocol to ensure compliance with applicable regulatory standards for protocols. The board shall refer to the department licensees submitting protocols that are not compliant with the regulatory standards for protocols. A practitioner currently licensed under chapter 458, chapter 459, or chapter 466 shall maintain supervision for directing the specific course of medical treatment. Within the established framework, an advanced registered nurse practitioner may:

(e) *Order any medication for administration to a patient in a facility licensed under chapter 395 or part II of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893.*

Section 5. Subsections (1) and (22) of section 893.02, Florida Statutes, are amended to read:

893.02 Definitions.—The following words and phrases as used in this chapter shall have the following meanings, unless the context otherwise requires:

(1) “Administer” or “administration” means the direct application of a controlled substance, whether by injection, inhalation, ingestion, or any other means, to the body of a person or animal.

(22) “Prescription” ~~means and includes any an order for drugs or medicinal supplies which is written, signed, or transmitted by any word of mouth, telephone, telegram, or other means of communication by a duly licensed practitioner authorized licensed by the laws of this the state to prescribe such drugs or medicinal supplies, is issued in good faith and in the course of professional practice, is intended to be filled, compounded, or dispensed by a another person authorized licensed by the laws of this the state to do so, and meets meeting the requirements of s. 893.04.~~

(a) The term also includes an order for drugs or medicinal supplies ~~so~~ transmitted or written by a physician, dentist, veterinarian, or other practitioner licensed to practice in a state other than Florida, but only if the pharmacist called upon to fill such an order determines, in the exercise of his or her professional judgment, that the order was issued pursuant to a valid patient-physician relationship, that it is authentic, and that the drugs or medicinal supplies ~~so~~ ordered are considered necessary for the continuation of treatment of a chronic or recurrent illness.

(b) ~~However,~~ If the physician writing the prescription is not known to the pharmacist, the pharmacist shall obtain proof to a reasonable certainty of the validity of ~~the said~~ prescription.

(c) A prescription ~~order~~ for a controlled substance *may*

And the title is amended as follows:

Delete lines 17-21 and insert: amending s. 893.02, F.S.; revising the term “administer” to include the term “administration”; revising the definition of the term “prescription”; amending s. 893.04, F.S.; conforming

Amendment 2 (173452) (with directory and title amendments)—Between lines 162 and 163 insert:

(6) *This section shall be known as “The Barbara Lumpkin Prescribing Act.”*

And the directory clause is amended as follows:

Delete line 143 and insert: section 464.012, Florida Statutes, and subsection (6) is added to that section, to read:

And the title is amended as follows:

Between lines 13 and 14 insert: providing a short title;

Pursuant to Rule 4.19, **HB 1241**, as amended, was placed on the calendar of Bills on Third Reading.

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

CS for CS for CS for SB 1442—A bill to be entitled An act relating to out-of-network health insurance coverage; amending s. 395.003, F.S.; requiring hospitals, ambulatory surgical centers, specialty hospitals, and urgent care centers to comply with certain provisions as a condition of licensure; amending s. 395.301, F.S.; requiring a hospital to post on its website certain information regarding health insurers, health maintenance organizations, health care practitioners, and practice groups that it contracts with, and a specified disclosure statement; amending s. 408.7057, F.S.; providing requirements for settlement offers between certain providers and health plans in a specified dispute resolution program; requiring the Agency for Health Care Administration to include in its rules additional requirements relating to a resolution organization's process in considering certain claim disputes; requiring a final order to be subject to judicial review; amending ss. 456.072, 458.331, and 459.015, F.S.; providing additional acts that constitute grounds for denial of a license or disciplinary action to which penalties apply; amending s. 626.9541, F.S.; specifying an additional unfair method of competition and unfair or deceptive act or practice; creating s. 627.64194, F.S.; defining terms; providing that an insurer is solely liable for payment of certain fees to a nonparticipating provider; providing limitations and requirements for reimbursements by an insurer to a nonparticipating provider; providing that certain disputes relating to reimbursement of a nonparticipating provider shall be resolved in a court of competent jurisdiction or through a specified voluntary dispute resolution process; amending s. 627.6471, F.S.; requiring an insurer that issues a policy including coverage for the services of a preferred provider to post on its website certain information about participating providers and physicians; requiring that specified notice be included in policies issued after a specified date which provide coverage for the services of a preferred provider; amending s. 627.662, F.S.; providing applicability of provisions relating to coverage for services and payment collection limitations to group health insurance, blanket health insurance, and franchise health insurance; providing effective dates.

—which was previously considered and amended March 2.

Pending further consideration of **CS for CS for CS for SB 1442**, as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 221** was withdrawn from the Committees on Health Policy; Banking and Insurance; and Appropriations.

On motion by Senator Garcia—

CS for CS for CS for HB 221—A bill to be entitled An act relating to out-of-network health insurance coverage; amending s. 395.003, F.S.; requiring hospitals, ambulatory surgical centers, specialty hospitals, and urgent care centers to comply with certain provisions as a condition of licensure; amending s. 395.301, F.S.; requiring a hospital to post on its website certain information regarding its contracts with health insurers, health maintenance organizations, and health care practitioners and medical practice groups and specified notice to patients and prospective patients; amending s. 408.7057, F.S.; providing requirements for settlement offers between certain providers and health plans in a specified dispute resolution program; requiring the Agency for Health Care Administration to include in its rules additional requirements relating to a resolution organization's process in considering certain claim disputes; requiring a final order to be subject to judicial review; amending ss. 456.072, 458.331, and 459.015, F.S.; providing additional acts that constitute grounds for denial of a license or disciplinary action, to which penalties apply; amending s. 626.9541, F.S.; specifying an additional unfair method of competition and unfair or deceptive act or practice; creating s. 627.64194, F.S.; defining terms; providing that an insurer is solely liable for payment of certain fees to a nonparticipating provider; providing limitations and requirements for reimbursements by an insurer to a nonparticipating provider; providing that certain disputes relating to reimbursement of a nonparticipating provider shall be resolved in a court of competent jurisdiction or through a specified voluntary dispute resolution process; amending s. 627.6471, F.S.; requiring an insurer that issues a policy including coverage for the services of a preferred provider to post on its website certain information about participating providers and physicians; requiring that specified notice be included in policies issued after a specified date which provide coverage for the services of a preferred provider; amending s. 627.662, F.S.; providing applicability of provisions relating to coverage for services and payment collection limitations to group health insurance,

blanket health insurance, and franchise health insurance; providing effective dates.

—a companion measure, was substituted for **CS for CS for CS for SB 1442**, as amended, and 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 Garcia moved the following amendment which was adopted:

Amendment 1 (253290) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (b) of subsection (3) of section 627.6686, Florida Statutes, is amended to read:

627.6686 Coverage for individuals with autism spectrum disorder required; exception.—

(3) A health insurance plan issued or renewed on or after April 1, 2009, shall provide coverage to an eligible individual for:

(b) Treatment of autism spectrum disorder *and developmental disability as defined in s. 393.063(9)* through speech therapy, occupational therapy, physical therapy, and applied behavior analysis. Applied behavior analysis services shall be provided by an individual certified pursuant to s. 393.17 or an individual licensed under chapter 490 or chapter 491.

Section 2. Paragraph (b) of subsection (3) of section 641.31098, Florida Statutes, is amended to read:

641.31098 Coverage for individuals with developmental disabilities.—

(3) A health maintenance contract issued or renewed on or after April 1, 2009, shall provide coverage to an eligible individual for:

(b) Treatment of autism spectrum disorder *and developmental disability, as defined in s. 393.063(9)*, through speech therapy, occupational therapy, physical therapy, and applied behavior analysis services. Applied behavior analysis services shall be provided by an individual certified pursuant to s. 393.17 or an individual licensed under chapter 490 or chapter 491.

Section 3. Subsection (11) of section 627.6131, Florida Statutes, is amended to read:

627.6131 Payment of claims.—

(11) A health insurer may not retroactively deny a claim because of insured ineligibility:

(a) *At any time, if the health insurer verified the eligibility of an insured who is not a recipient of advance payments of the federal premium tax credit and the insurer issued an authorization for payment to a provider.*

(b) *For services authorized by the insurer and rendered during the first 30 days of a federally required grace period when an insured is a recipient of advance payments of the federal premium tax credit.*

(c) More than 1 year after the date of payment of the claim.

Section 4. Subsection (10) of section 641.3155, Florida Statutes, is amended to read:

641.3155 Prompt payment of claims.—

(10) A health maintenance organization may not retroactively deny a claim because of subscriber ineligibility:

(a) *At any time, if the health maintenance organization verified the eligibility of a subscriber who is not a recipient of advance payments of the federal premium tax credit and the health maintenance organization issued an authorization for payment to a provider.*

(b) *For services authorized by the health maintenance organization and rendered during the first 30 days of a federally required grace period*

when a subscriber is a recipient of advance payments of the federal premium tax credit.

(c) More than 1 year after the date of payment of the claim.

Section 5. Paragraph (d) is added to subsection (5) of section 395.003, Florida Statutes, to read:

395.003 Licensure; denial, suspension, and revocation.—

(5)

(d) A hospital, an ambulatory surgical center, a specialty hospital, or an urgent care center shall comply with ss. 627.64194 and 641.513 as a condition of licensure.

Section 6. Subsection (13) is added to section 395.301, Florida Statutes, to read:

395.301 Itemized patient bill; form and content prescribed by the agency; patient admission status notification.—

(13) A hospital shall post on its website:

(a) The names and hyperlinks for direct access to the websites of all health insurers and health maintenance organizations for which the hospital contracts as a network provider or participating provider.

(b) A statement that:

1. Services may be provided in the hospital by the facility as well as by other health care practitioners who may separately bill the patient;

2. Health care practitioners who provide services in the hospital may or may not participate with the same health insurers or health maintenance organizations as the hospital; and

3. Prospective patients should contact the health care practitioner who will provide services in the hospital to determine which health insurers and health maintenance organizations the practitioner participates in as a network provider or preferred provider.

(c) As applicable, the names, mailing addresses, and telephone numbers of the health care practitioners and medical practice groups with which it contracts to provide services in the hospital, and instructions on how to contact the practitioners and groups to determine which health insurers and health maintenance organizations they participate in as network providers or preferred providers.

Section 7. Paragraph (h) is added to subsection (2) of section 408.7057, Florida Statutes, and subsections (3) and (4) of that section are amended, to read:

408.7057 Statewide provider and health plan claim dispute resolution program.—

(2)

(h) Either the contracted or noncontracted provider or the health plan may make an offer to settle the claim dispute when it submits a request for a claim dispute and supporting documentation. The offer to settle the claim dispute must state its total amount, and the party to whom it is directed has 15 days to accept the offer once it is received. If the party receiving the offer does not accept the offer and the final order amount is more than 90 percent or less than 110 percent of the offer amount, the party receiving the offer must pay the final order amount to the offering party and is deemed a nonprevailing party for purposes of this section. The amount of an offer made by a contracted or noncontracted provider to settle an alleged underpayment by the health plan must be greater than 110 percent of the reimbursement amount the provider received. The amount of an offer made by a health plan to settle an alleged overpayment to the provider must be less than 90 percent of the alleged overpayment amount by the health plan. Both parties may agree to settle the disputed claim at any time, for any amount, regardless of whether an offer to settle was made or rejected.

(3) The agency shall adopt rules to establish a process to be used by the resolution organization in considering claim disputes submitted by a provider or health plan which must include:

(a) That the resolution organization review and consider all documentation submitted by both the health plan and the provider;

(b) That the resolution organization's recommendation make findings of fact;

(c) That either party may request that the resolution organization conduct an evidentiary hearing in which both sides can present evidence and examine witnesses, and for which the cost of the hearing is equally shared by the parties;

(d) That the resolution organization may not communicate ex parte with either the health plan or the provider during the dispute resolution;

(e) That the resolution organization's written recommendation, including findings of fact relating to the calculation under s. 641.513(5) for the recommended amount due for the disputed claim, include any evidence relied upon; and

(f) That ~~the issuance by~~ the resolution organization ~~issue of a written recommendation, supported by findings of fact,~~ to the agency within 60 days after the requested information is received by the resolution organization within the timeframes specified by the resolution organization. In no event shall the review time exceed 90 days following receipt of the initial claim dispute submission by the resolution organization.

(4) Within 30 days after receipt of the recommendation of the resolution organization, the agency shall adopt the recommendation as a final order. The final order is subject to judicial review pursuant to s. 120.68.

Section 8. Paragraph (oo) is added to subsection (1) of section 456.072, Florida Statutes, to read:

456.072 Grounds for discipline; penalties; enforcement.—

(1) The following acts shall constitute grounds for which the disciplinary actions specified in subsection (2) may be taken:

(oo) Willfully failing to comply with s. 627.64194 or s. 641.513 with such frequency as to indicate a general business practice.

Section 9. Paragraph (tt) is added to subsection (1) of section 458.331, Florida Statutes, to read:

458.331 Grounds for disciplinary action; action by the board and department.—

(1) The following acts constitute grounds for denial of a license or disciplinary action, as specified in s. 456.072(2):

(tt) Willfully failing to comply with s. 627.64194 or s. 641.513 with such frequency as to indicate a general business practice.

Section 10. Paragraph (vv) is added to subsection (1) of section 459.015, Florida Statutes, to read:

459.015 Grounds for disciplinary action; action by the board and department.—

(1) The following acts constitute grounds for denial of a license or disciplinary action, as specified in s. 456.072(2):

(vv) Willfully failing to comply with s. 627.64194 or s. 641.513 with such frequency as to indicate a general business practice.

Section 11. Paragraph (gg) is added to subsection (1) of section 626.9541, Florida Statutes, to read:

626.9541 Unfair methods of competition and unfair or deceptive acts or practices defined.—

(1) UNFAIR METHODS OF COMPETITION AND UNFAIR OR DECEPTIVE ACTS.—The following are defined as unfair methods of competition and unfair or deceptive acts or practices:

(gg) Out-of-network reimbursement.—Willfully failing to comply with s. 627.64194 with such frequency as to indicate a general business practice.

Section 12. Section 627.64194, Florida Statutes, is created to read:

627.64194 Coverage requirements for services provided by non-participating providers; payment collection limitations.—

(1) *As used in this section, the term:*

(a) *“Emergency services” means emergency services and care, as defined in s. 641.47(8), which are provided in a facility.*

(b) *“Facility” means a licensed facility as defined in s. 395.002(16) and an urgent care center as defined in s. 395.002(30).*

(c) *“Insured” means a person who is covered under an individual or group health insurance policy delivered or issued for delivery in this state by an insurer authorized to transact business in this state.*

(d) *“Nonemergency services” means the services and care that are not emergency services.*

(e) *“Nonparticipating provider” means a provider who is not a preferred provider as defined in s. 627.6471 or a provider who is not an exclusive provider as defined in s. 627.6472. For purposes of covered emergency services under this section, a facility licensed under chapter 395 or an urgent care center defined in s. 395.002(30) is a nonparticipating provider if the facility has not contracted with an insurer to provide emergency services to its insureds at a specified rate.*

(f) *“Participating provider” means, for purposes of this section, a preferred provider as defined in s. 627.6471 or an exclusive provider as defined in s. 627.6472.*

(2) *An insurer is solely liable for payment of fees to a nonparticipating provider of covered emergency services provided to an insured in accordance with the coverage terms of the health insurance policy, and such insured is not liable for payment of fees for covered services to a nonparticipating provider of emergency services, other than applicable copayments, coinsurance, and deductibles. An insurer must provide coverage for emergency services that:*

(a) *May not require prior authorization.*

(b) *Must be provided regardless of whether the services are furnished by a participating provider or a nonparticipating provider.*

(c) *May impose a coinsurance amount, copayment, or limitation of benefits requirement for a nonparticipating provider only if the same requirement applies to a participating provider.*

The provisions of s. 627.638 apply to this subsection.

(3) *An insurer is solely liable for payment of fees to a nonparticipating provider of covered nonemergency services provided to an insured in accordance with the coverage terms of the health insurance policy, and such insured is not liable for payment of fees to a nonparticipating provider, other than applicable copayments, coinsurance, and deductibles, for covered nonemergency services that are:*

(a) *Provided in a facility that has a contract for the nonemergency services with the insurer which the facility would be otherwise obligated to provide under contract with the insurer; and*

(b) *Provided when the insured does not have the ability and opportunity to choose a participating provider at the facility who is available to treat the insured.*

The provisions of s. 627.638 apply to this subsection.

(4) *An insurer must reimburse a nonparticipating provider of services under subsections (2) and (3) as specified in s. 641.513(5), reduced only by insured cost share responsibilities as specified in the health insurance policy, within the applicable timeframe provided in s. 627.6131.*

(5) *A nonparticipating provider of emergency services as provided in subsection (2) or a nonparticipating provider of nonemergency services as provided in subsection (3) may not be reimbursed an amount greater than the amount provided in subsection (4) and may not collect or attempt to collect from the insured, directly or indirectly, any excess amount, other than copayments, coinsurance, and deductibles. This*

section does not prohibit a nonparticipating provider from collecting or attempting to collect from the insured an amount due for the provision of noncovered services.

(6) *Any dispute with regard to the reimbursement to the nonparticipating provider of emergency or nonemergency services as provided in subsection (4) shall be resolved in a court of competent jurisdiction or through the voluntary dispute resolution process in s. 408.7057.*

Section 13. Subsection (2) of section 627.6471, Florida Statutes, is amended to read:

627.6471 Contracts for reduced rates of payment; limitations; coinsurance and deductibles.—

(2) *Any insurer issuing a policy of health insurance in this state, which insurance includes coverage for the services of a preferred provider, must provide each policyholder and certificateholder with a current list of preferred providers and must make the list available on its website. The list must include, when applicable and reported, a listing by specialty of the names, addresses, and telephone numbers of all participating providers, including facilities, and, in the case of physicians, must also include board certifications, languages spoken, and any affiliations with participating hospitals. Information posted on the insurer's website must be updated on at least a calendar-month basis with additions or terminations of providers from the insurer's network or reported changes in physicians' hospital affiliations for public inspection during regular business hours at the principal office of the insurer within the state.*

Section 14. Effective upon this act becoming a law, subsection (7) is added to section 627.6471, Florida Statutes, to read:

627.6471 Contracts for reduced rates of payment; limitations; coinsurance and deductibles.—

(7) *Any policy issued under this section after January 1, 2017, must include the following disclosure: “WARNING: LIMITED BENEFITS WILL BE PAID WHEN NONPARTICIPATING PROVIDERS ARE USED. You should be aware that when you elect to utilize the services of a nonparticipating provider for a covered nonemergency service, benefit payments to the provider are not based upon the amount the provider charges. The basis of the payment will be determined according to your policy's out-of-network reimbursement benefit. Nonparticipating providers may bill insureds for any difference in the amount. YOU MAY BE REQUIRED TO PAY MORE THAN THE COINSURANCE OR CO-PAYMENT AMOUNT. Participating providers have agreed to accept discounted payments for services with no additional billing to you other than coinsurance, copayment, and deductible amounts. You may obtain further information about the providers who have contracted with your insurance plan by consulting your insurer's website or contacting your insurer or agent directly.”*

Section 15. Subsection (15) is added to section 627.662, Florida Statutes, to read:

627.662 Other provisions applicable.—The following provisions apply to group health insurance, blanket health insurance, and franchise health insurance:

(15) *Section 627.64194, relating to coverage requirements for services provided by nonparticipating providers and payment collection limitations.*

Section 16. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2016.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to health care services; amending s. 627.6686, F.S.; requiring a specified health insurance plan to provide specified coverage for treatment of a developmental disability; amending s. 641.31098, F.S.; requiring a specified health maintenance contract to provide specified coverage for treatment of a developmental disability; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; amending s.

641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; amending s. 395.003, F.S.; requiring hospitals, ambulatory surgical centers, specialty hospitals, and urgent care centers to comply with certain provisions as a condition of licensure; amending s. 395.301, F.S.; requiring a hospital to post on its website certain information regarding health insurers, health maintenance organizations, health care practitioners, and practice groups that it contracts with, and a specified disclosure statement; amending s. 408.7057, F.S.; providing requirements for settlement offers between certain providers and health plans in a specified dispute resolution program; requiring the Agency for Health Care Administration to include in its rules additional requirements relating to a resolution organization's process in considering certain claim disputes; requiring a final order to be subject to judicial review; amending ss. 456.072, 458.331, and 459.015, F.S.; providing additional acts that constitute grounds for denial of a license or disciplinary action to which penalties apply; amending s. 626.9541, F.S.; specifying an additional unfair method of competition and unfair or deceptive act or practice; creating s. 627.64194, F.S.; defining terms; providing that an insurer is solely liable for payment of certain fees to a nonparticipating provider; providing limitations and requirements for reimbursements by an insurer to a nonparticipating provider; providing that certain disputes relating to reimbursement of a nonparticipating provider shall be resolved in a court of competent jurisdiction or through a specified voluntary dispute resolution process; amending s. 627.6471, F.S.; requiring an insurer that issues a policy including coverage for the services of a preferred provider to post on its website certain information about participating providers and physicians; requiring that specified notice be included in policies issued after a specified date which provide coverage for the services of a preferred provider; amending s. 627.662, F.S.; providing applicability of provisions relating to coverage for services and payment collection limitations to group health insurance, blanket health insurance, and franchise health insurance; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for CS for HB 221**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

CS for CS for SB 298—A bill to be entitled An act relating to installation of tracking devices or tracking applications; amending s. 934.425, F.S.; revising exceptions to a prohibition on the installation of tracking devices or tracking applications to specify that the exception applies only to private investigators under certain circumstances; deleting a provision concerning persons engaged in private investigation; reenacting s. 493.6118(1)(y), F.S., relating to grounds for disciplinary action, to incorporate the amendment made to s. 934.425, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 298** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

CS for SB 124—A bill to be entitled An act relating to public-private partnerships; transferring, renumbering, and amending s. 287.05712, F.S.; revising definitions; deleting provisions creating the Public-Private Partnership Guidelines Task Force; requiring a private entity that submits an unsolicited proposal to pay an initial application fee and additional amounts if the fee does not cover certain costs; specifying payment methods; requiring a professional review and evaluation of design and construction to be completed for certain unsolicited proposals; specifying requirements; authorizing a responsible public entity to alter the statutory timeframe for accepting proposals for a qualifying project under certain circumstances; requiring a design criteria package to be submitted to a responsible public entity if such entity solicits specific proposals; deleting a provision that requires approval of the local governing body before a school board enters into a comprehensive agreement; revising the conditions necessary for a responsible public entity to approve a comprehensive agreement; deleting provisions relating to notice to affected local jurisdictions; providing that fees imposed by a private entity must be applied as set forth in the comprehensive agreement; authorizing a negotiated portion of revenues from

fee-generating uses to be returned to the responsible public entity; restricting provisions in financing agreements that could result in a responsible public entity's losing ownership of real or tangible personal property; deleting a provision that required a responsible public entity to comply with specific financial obligations; providing duties of the Department of Management Services relating to comprehensive agreements; revising provisions relating to construction of the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 124** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

CS for SB 126—A bill to be entitled An act relating to public records and public meetings; transferring, renumbering, and amending s. 287.05712, F.S., relating to public-private partnerships for public facilities and infrastructure; providing a definition; providing an exemption from public records requirements for a specified period for unsolicited proposals received by a responsible public entity; providing an exemption from public meeting requirements for any portion of a meeting of a responsible public entity during which exempt proposals are discussed; requiring that a recording be made of the closed meeting; providing an exemption from public records requirements for a specified period for the recording of, and any records generated during, a closed meeting; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 126** was placed on the calendar of Bills on Third Reading.

On motion by Senator Abruzzo—

CS for SB 440—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; defining terms; providing legislative findings; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a corporation not for profit to administer and manage the program; providing requirements for the corporation not for profit; providing requirements for the disbursement of funds for the veterinary care of eligible retired law enforcement dogs; placing an annual cap on the amount of funds available for the care of an eligible retired law enforcement dog; prohibiting a former handler or adopter from receiving reimbursement if funds are depleted for the year for which such reimbursement is sought; providing for administrative fees; requiring the department to adopt rules; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 440** was placed on the calendar of Bills on Third Reading.

SB 612—A bill to be entitled An act relating to the slungshot; amending s. 790.001, F.S.; revising the definition of the term "concealed weapon" to delete its inclusion of a slungshot; amending s. 790.09, F.S.; deleting provisions prohibiting the manufacture or sale of any instrument or weapon usually known as a slungshot; amending s. 790.18, F.S.; deleting a provision prohibiting a dealer in arms from selling or transferring a slungshot to a minor; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 612**, pursuant to Rule 3.11(3), there being no objection, **HB 4009** was withdrawn from the Committees on Criminal Justice; Commerce and Tourism; and Rules.

On motion by Senator Hays—

HB 4009—A bill to be entitled An act relating to slungshot; amending s. 790.09, F.S.; deleting provisions prohibiting the manufacture or sale

of any instrument or weapon usually known as slungshot; amending s. 790.001, F.S.; revising the definition of the term “concealed weapon” to delete the inclusion of a slungshot; amending s. 790.18, F.S.; deleting a provision prohibiting a dealer in arms from selling or transferring a slungshot to a minor; providing an effective date.

—a companion measure, was substituted for **SB 612** and read the second time by title.

THE PRESIDENT PRESIDING

Pursuant to Rule 4.19, **HB 4009** was placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

CS for SB 1294—A bill to be entitled An act relating to offenses involving minors and vulnerable persons; amending ss. 92.53 and 92.54, F.S.; increasing the maximum age at which a victim or witness under may be allowed to testify via closed circuit television rather than in a courtroom in certain circumstances; amending s. 92.55, F.S.; revising the definition of the term “sexual offense victim or witness”; increasing the maximum age of victims and witnesses for whom the court may enter protective orders; authorizing certain advocates to file motions for such orders on behalf of certain persons; amending s. 741.281, F.S.; requiring a court to order that a defendant attend and complete a parenting course if domestic violence was committed upon or in the presence of a child; amending s. 741.283, F.S.; increasing the minimum sentence that a court is required to order a person to serve if he or she is adjudicated guilty of domestic violence and intentionally causes bodily harm to another person; amending s. 775.08435, F.S.; prohibiting a court from withholding adjudication for a third degree felony offense of domestic violence; providing exceptions; amending s. 782.04, F.S.; including human trafficking as an underlying felony offense to support a felony murder conviction; amending s. 787.06, F.S.; reclassifying specified felony offenses under certain circumstances; prohibiting certain defenses to prosecution under certain circumstances; amending s. 794.022, F.S.; including human trafficking and lewd and lascivious offenses in the rules of evidence applicable to sexually-related offenses; amending ss. 90.404, 775.21, 943.0435, 944.606, and 944.607, F.S.; conforming provisions to changes made by the act; reenacting s. 924.07(1)(m), F.S., relating to an appeal by the state, to incorporate the amendment made to s. 775.08135, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Senator Flores moved the following amendment which was adopted:

Amendment 1 (397030) (with title amendment)—Delete lines 238-696 and insert:

Section 5. Subsections (1), (3), and (4) of section 782.04, Florida Statutes, are amended to read:

782.04 Murder.—

(1)(a) The unlawful killing of a human being:

1. When perpetrated from a premeditated design to effect the death of the person killed or any human being;

2. When committed by a person engaged in the perpetration of, or in the attempt to perpetrate, any:

- a. Trafficking offense prohibited by s. 893.135(1),
- b. Arson,
- c. Sexual battery,
- d. Robbery,
- e. Burglary,
- f. Kidnapping,
- g. Escape,

- h. Aggravated child abuse,
- i. Aggravated abuse of an elderly person or disabled adult,
- j. Aircraft piracy,
- k. Unlawful throwing, placing, or discharging of a destructive device or bomb,
- l. Carjacking,
- m. Home-invasion robbery,
- n. Aggravated stalking,
- o. Murder of another human being,
- p. Resisting an officer with violence to his or her person,
- q. Aggravated fleeing or eluding with serious bodily injury or death,
- r. Felony that is an act of terrorism or is in furtherance of an act of terrorism, ~~or~~
- s. *Human trafficking, or*

3. Which resulted from the unlawful distribution of any substance controlled under s. 893.03(1), cocaine as described in s. 893.03(2)(a)4., opium or any synthetic or natural salt, compound, derivative, or preparation of opium, or methadone by a person 18 years of age or older, when such drug is proven to be the proximate cause of the death of the user,

is murder in the first degree and constitutes a capital felony, punishable as provided in s. 775.082.

(b) In all cases under this section, the procedure set forth in s. 921.141 shall be followed in order to determine sentence of death or life imprisonment.

(3) When a human being is killed during the perpetration of, or during the attempt to perpetrate, any:

- (a) Trafficking offense prohibited by s. 893.135(1),
- (b) Arson,
- (c) Sexual battery,
- (d) Robbery,
- (e) Burglary,
- (f) Kidnapping,
- (g) Escape,
- (h) Aggravated child abuse,
- (i) Aggravated abuse of an elderly person or disabled adult,
- (j) Aircraft piracy,
- (k) Unlawful throwing, placing, or discharging of a destructive device or bomb,
- (l) Carjacking,
- (m) Home-invasion robbery,
- (n) Aggravated stalking,
- (o) Murder of another human being,
- (p) Aggravated fleeing or eluding with serious bodily injury or death,
- (q) Resisting an officer with violence to his or her person, ~~or~~
- (r) Felony that is an act of terrorism or is in furtherance of an act of terrorism, *or*

(s) *Human trafficking,*

by a person other than the person engaged in the perpetration of or in the attempt to perpetrate such felony, the person perpetrating or attempting to perpetrate such felony commits murder in the second degree, which constitutes a felony of the first degree, punishable by imprisonment for a term of years not exceeding life or as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) The unlawful killing of a human being, when perpetrated without any design to effect death, by a person engaged in the perpetration of, or in the attempt to perpetrate, any felony other than any:

- (a) Trafficking offense prohibited by s. 893.135(1),
- (b) Arson,
- (c) Sexual battery,
- (d) Robbery,
- (e) Burglary,
- (f) Kidnapping,
- (g) Escape,
- (h) Aggravated child abuse,
- (i) Aggravated abuse of an elderly person or disabled adult,
- (j) Aircraft piracy,
- (k) Unlawful throwing, placing, or discharging of a destructive device or bomb,
- (l) Unlawful distribution of any substance controlled under s. 893.03(1), cocaine as described in s. 893.03(2)(a)4., or opium or any synthetic or natural salt, compound, derivative, or preparation of opium by a person 18 years of age or older, when such drug is proven to be the proximate cause of the death of the user,
- (m) Carjacking,
- (n) Home-invasion robbery,
- (o) Aggravated stalking,
- (p) Murder of another human being,
- (q) Aggravated fleeing or eluding with serious bodily injury or death,
- (r) Resisting an officer with violence to his or her person, ~~or~~
- (s) Felony that is an act of terrorism or is in furtherance of an act of terrorism, *or*
- (t) *Human trafficking,*

is murder in the third degree and constitutes a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 6. Subsection (10) is added to section 787.06, Florida Statutes, to read:

787.06 Human trafficking.—

(10) *A victim's lack of chastity or the willingness or consent of a victim is not a defense to prosecution under this section if the victim was under 18 years of age at the time of the offense.*

Section 7. Section 794.022, Florida Statutes, is amended to read:

794.022 Rules of evidence.—

- (1) The testimony of the victim need not be corroborated in a prosecution under s. 787.06, s. 794.011, or s. 800.04.
- (2) Specific instances of prior consensual sexual activity between the victim and any person other than the offender ~~may shall~~ not be ad-

mitted into evidence in a prosecution under s. 787.06, s. 794.011, or s. 800.04. However, such evidence may be admitted if it is first established to the court in a proceeding in camera that such evidence may prove that the defendant was not the source of the semen, pregnancy, injury, or disease; or, when consent by the victim is at issue, such evidence may be admitted if it is first established to the court in a proceeding in camera that such evidence tends to establish a pattern of conduct or behavior on the part of the victim which is so similar to the conduct or behavior in the case that it is relevant to the issue of consent.

(3) Notwithstanding any other provision of law, reputation evidence relating to a victim's prior sexual conduct or evidence presented for the purpose of showing that manner of dress of the victim at the time of the offense incited the sexual battery ~~may shall~~ not be admitted into evidence in a prosecution under s. 787.06, s. 794.011, or s. 800.04.

(4) When consent of the victim is a defense to prosecution under s. 787.06, s. 794.011, or s. 800.04, evidence of the victim's mental incapacity or defect is admissible to prove that the consent was not intelligent, knowing, or voluntary; and the court shall instruct the jury accordingly.

(5) An offender's use of a prophylactic device, or a victim's request that an offender use a prophylactic device, is not, by itself, relevant to either the issue of whether or not the offense was committed or the issue of whether or not the victim consented.

And the title is amended as follows:

Delete lines 16-37 and insert: upon or in the presence of a child; amending s. 782.04, F.S.; including human trafficking as an underlying felony offense to support a felony murder conviction; amending s. 787.06, F.S.; prohibiting certain defenses to prosecution under certain circumstances; amending s. 794.022, F.S.; including human trafficking and lewd and lascivious offenses in the rules of evidence applicable to sexually-related offenses;

Pursuant to Rule 4.19, **CS for SB 1294**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for CS for CS for SB 562—A bill to be entitled An act relating to consumer debt collection; amending s. 559.72, F.S.; specifying methods by which a debtor, represented by an attorney, may notify a creditor of such representation; specifying methods by which an attorney representing a debtor may notify a creditor of such representation; requiring a creditor to identify the manner by which a debtor may communicate notice of representation; providing that a creditor must cease direct communication with the debtor under certain circumstances; 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 Hukill moved the following amendment which was adopted:

Amendment 1 (136334)—Delete line 65 and insert:
limitations and exceptions of this subsection within 3 business

Pursuant to Rule 4.19, **CS for CS for CS for SB 562**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1248, SB 1312, and CS for SB 460** was deferred.

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

CS for CS for HB 941—A bill to be entitled An act relating to the Department of Health; amending s. 20.43, F.S.; renaming the Office of Minority Health within the department; specifying that the office shall be headed by a Senior Health Equity Officer and prescribing his or her duties; amending s. 215.5602, F.S.; revising the reporting requirements

for the Biomedical Research Advisory Council under the James and Esther King Biomedical Research program; revising the reporting requirements for certain entities that perform or are associated with cancer research or care; amending s. 381.0034, F.S.; deleting the requirement that applicants making initial application for certain licensure complete certain courses; amending s. 381.7355, F.S.; revising the review criteria for Closing the Gap grant proposals; amending s. 381.82, F.S.; revising the reporting requirements for the Alzheimer's Disease Research Grant Advisory Board under the Ed and Ethel Moore Alzheimer's Disease Research Program; providing for the carryforward for a limited period of any unexpended balance of an appropriation for the program; amending s. 381.877, F.S.; providing that a pharmacist may dispense an emergency opioid antagonist pursuant to a prescription or a non-patient specific standing order for an auto injection delivery system or an intranasal delivery system; prohibiting health care practitioners employed by the pharmacist from issuing a non-patient specific standing order for an emergency opioid antagonist; prohibiting a health care practitioner from receiving remuneration for issuing a non-patient specific standing order for an emergency opioid antagonist; requiring pharmacists dispensing emergency opioid antagonists to provide certain information to the patient or caregiver; amending s. 381.922, F.S.; providing reporting requirements for the Biomedical Research Advisory Council under the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program; amending s. 382.0255, F.S.; prohibiting a fee for a determination or medical certification of the cause of death under certain provisions; amending s. 384.23, F.S.; revising the factors to be considered in designating a condition as a sexually transmissible disease; amending s. 384.27, F.S.; authorizing certain health care practitioners to provide partner therapy under certain conditions; authorizing the department to adopt rules; amending s. 401.27, F.S.; increasing the length of time that an emergency medical technician or paramedic certificate may remain in an inactive status; revising the requirements for reactivating and renewing such a certificate; revising eligibility for certification; deleting a requirement that applicants successfully complete a certification examination within a specified timeframe; amending s. 456.013, F.S.; revising course requirements for renewing a certain license; amending s. 456.024, F.S.; revising the eligibility criteria for a member of the United States Armed Forces, the United States Reserve Forces, or the National Guard and the spouse of an active duty military member to be issued a license to practice as a health care practitioner in this state; deleting provisions relating to temporary professional licensure for spouses of active duty members of the United States Armed Forces; creating s. 456.0241, F.S.; providing definitions; providing for issuance of a temporary certificate under certain conditions for certain military health care practitioners; providing for the automatic expiration of the temporary certificate unless renewed; providing for application and renewal fees; requiring the department to adopt rules; creating s. 456.0361, F.S.; requiring the department to establish an electronic continuing education tracking system; prohibiting the department from renewing a license unless the licensee has complied with all continuing education requirements; authorizing the department to adopt rules; amending s. 456.057, F.S.; requiring a person or entity appointed by the board as a custodian of medical records to be approved by the department; authorizing the department to contract with a third party to provide custodial services; amending s. 456.0635, F.S.; deleting a provision on applicability relating to the issuance of licenses; amending s. 457.107, F.S.; deleting a provision authorizing the Board of Acupuncture to request certain documentation from applicants; amending s. 458.347, F.S.; deleting a requirement that a physician assistant file a signed affidavit with the department; amending s. 459.022, F.S.; deleting a requirement that a physician assistant file a signed affidavit with the department; amending s. 460.402, F.S.; providing an additional exception to licensure requirements for chiropractic physicians; amending s. 463.007, F.S.; making technical changes; amending s. 464.203, F.S.; revising inservice training requirements for certified nursing assistants; repealing s. 464.2085, F.S., relating to the Council on Certified Nursing Assistants; amending s. 465.009, providing training requirements for pharmacists related to opioid antagonist dispensing; authorizing the department to adopt rules; amending 465.027, F.S.; providing an additional exception to pharmacy regulations for manufacturers of dialysis drugs or supplies; amending s. 465.0275, F.S.; revising the amount of emergency prescription refill authorized to be dispensed by a pharmacist; amending s. 465.0276, F.S.; deleting a requirement that the department inspect certain facilities; amending s. 466.0135, F.S.; deleting a requirement that a dentist file a signed affidavit with the department; deleting a provision authorizing the Board of Dentistry to

request certain documentation from applicants; amending s. 466.014, F.S.; deleting a requirement that a dental hygienist file a signed affidavit with the department; deleting a provision authorizing the board to request certain documentation from applicants; amending s. 466.032, F.S.; deleting a requirement that a dental laboratory file a signed affidavit with the department; deleting a provision authorizing the department to request certain documentation from applicants; repealing s. 468.1201, F.S., relating to a requirement for instruction on human immunodeficiency virus and acquired immune deficiency syndrome; amending s. 483.901, F.S.; deleting provisions relating to the Advisory Council of Medical Physicists; authorizing the department to issue temporary licenses in certain circumstances; authorizing the department to adopt rules; amending s. 484.047, F.S.; deleting a requirement for a written statement from an applicant in certain circumstances; amending s. 486.102, F.S.; revising accrediting agencies that may approve physical therapy assistant programs for purposes of licensing; amending s. 486.109, F.S.; deleting a provision authorizing the department to conduct a random audit of certain information; amending ss. 499.028, 893.04, and 921.0022, F.S.; conforming provisions and cross-references; providing an effective date.

—which was previously considered and amended this day. Pending **Amendment 2 (436938)** by Senator Richter was adopted.

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

Senator Latvala moved the following amendment which was adopted:

Amendment 3 (241586) (with title amendment)—Delete lines 424-430.

And the title is amended as follows:

Delete lines 39-41 and insert: Program; amending s.

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

Senator Richter moved the following amendment which was adopted:

Amendment 4 (689716) (with title amendment)—Delete lines 534-685 and insert:

Section 13. Subsection (3) of section 456.024, Florida Statutes, is amended to read:

456.024 Members of Armed Forces in good standing with administrative boards or the department; spouses; licensure.—

(3)(a) A person is eligible for licensure as a health care practitioner in this state if he or she:

1. ~~who~~ Serves or has served as a health care practitioner in the United States Armed Forces, the United States Reserve Forces, or the National Guard;

2. ~~or a person who~~ Serves or has served on active duty with the United States Armed Forces as a health care practitioner in the United States Public Health Service; or

3. *Is a health care practitioner, other than a dentist, in another state, the District of Columbia, or a possession or territory of the United States and is the spouse of a person serving on active duty with the United States Armed Forces is eligible for licensure in this state.*

The department shall develop an application form, and each board, or the department if there is no board, shall waive the application fee, licensure fee, and unlicensed activity fee for such applicants. For purposes of this subsection, "health care practitioner" means a health care practitioner as defined in s. 456.001 and a person licensed under part III of chapter 401 or part IV of chapter 468.

(b)(~~a~~) The board, or the department if there is no board, shall issue a license to practice in this state to a person who:

1. Submits a complete application.

2. If he or she is member of the United States Armed Forces, the United States Reserve Forces, or the National Guard, submits proof that he or she has received ~~Receives~~ an honorable discharge within 6 months before, or will receive an honorable discharge within 6 months after, the date of submission of the application.

3.a. Holds an active, unencumbered license issued by another state, the District of Columbia, or a possession or territory of the United States and who has not had disciplinary action taken against him or her in the 5 years preceding the date of submission of the application;

b. Is a military health care practitioner in a profession for which licensure in a state or jurisdiction is not required to practice in the United States Armed Forces, if he or she submits to the department evidence of military training or experience substantially equivalent to the requirements for licensure in this state in that profession and evidence that he or she has obtained a passing score on the appropriate examination of a national or regional standards organization if required for licensure in this state; or

c. Is the spouse of a person serving on active duty in the United States Armed Forces and is a health care practitioner in a profession, excluding dentistry, for which licensure in another state or jurisdiction is not required, if he or she submits to the department evidence of training or experience substantially equivalent to the requirements for licensure in this state in that profession and evidence that he or she has obtained a passing score on the appropriate examination of a national or regional standards organization if required for licensure in this state.

4. Attests that he or she is not, at the time of submission of the application, the subject of a disciplinary proceeding in a jurisdiction in which he or she holds a license or by the United States Department of Defense for reasons related to the practice of the profession for which he or she is applying.

5. Actively practiced the profession for which he or she is applying for the 3 years preceding the date of submission of the application.

6. Submits a set of fingerprints for a background screening pursuant to s. 456.0135, if required for the profession for which he or she is applying.

The department shall verify information submitted by the applicant under this subsection using the National Practitioner Data Bank.

(c)(b) Each applicant who meets the requirements of this subsection shall be licensed with all rights and responsibilities as defined by law. The applicable board, or the department if there is no board, may deny an application if the applicant has been convicted of or pled guilty or nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession regulated by this state.

(d)(e) An applicant for initial licensure under this subsection must submit the information required by ss. 456.039(1) and 456.0391(1) no later than 1 year after the license is issued.

And the title is amended as follows:

Delete lines 62-64 and insert: creating s. 456.0241,

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

Senator Garcia moved the following amendment which was adopted:

Amendment 5 (881510)—Delete line 1069 and insert:

(a) A one-time emergency refill of up to a 144-hour ~~72-hour~~ supply

Pursuant to Rule 4.19, **CS for CS for HB 941**, as amended, was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Simmons, the rules were waived and the following bills were added to the Special Order Calendar for Friday, March 4, 2016: **CS for SB 750, CS for CS for SB 800, CS for SB 1106, CS**

for CS for SB 1118, CS for SB 1322, CS for CS for SB 1394, CS for CS for SB 1630, and CS for CS for SB 1652.

On motion by Senator Simmons, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Friday, March 4, 2016.

BILLS ON THIRD READING

SB 7076—A bill to be entitled An act relating to the Legislature; fixing the date for convening the 2018 Regular Session of the Legislature; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **SB 7076** was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Flores	Legg
Abruzzo	Gaetz	Margolis
Altman	Galvano	Montford
Bean	Garcia	Negron
Bradley	Gibson	Richter
Dean	Hays	Simmons
Detert	Hukill	Simpson
Diaz de la Portilla	Hutson	Stargel
Evers	Joyner	Thompson

Nays—11

Benacquisto	Clemens	Smith
Brandes	Grimsley	Sobel
Braynon	Latvala	Soto
Bullard	Ring	

CS for SB 1534—A bill to be entitled An act relating to housing assistance; amending s. 420.503, F.S.; redefining the term “service provider”; amending s. 420.507, F.S.; revising the powers that the Florida Housing Finance Corporation may exercise in developing and administering the State Apartment Incentive Loan Program; deleting a specified timeframe in which the corporation may preclude certain applicants or affiliates of an applicant from further participation in any of the corporation’s programs; authorizing the corporation to reserve a specified minimum percentage of its annual appropriation from the State Housing Trust Fund for certain housing projects, subject to certain requirements; amending s. 420.5087, F.S.; requiring that State Apartment Incentive Loan Program funds be made available through a competitive solicitation process, subject to certain requirements; requiring program funds be made available for use by certain sponsors during the first 6 months of loan or loan guarantee availability, subject to certain requirements; revising requirements related to all state apartment incentive loans, with the exception of certain loans made to housing communities for the elderly; deleting provisions related to the reservation of funds related to certain tenant groups; conforming a cross-reference; amending s. 420.511, F.S.; deleting a requirement that the corporation’s business plan and annual report recognize certain fiscal periods; amending s. 420.622, F.S.; requiring that the State Office on Homelessness coordinate among certain agencies and providers to produce a statewide consolidated inventory for the state’s entire system of homeless programs which incorporates regionally developed plans; requiring the office, in consultation with the designated lead agencies for a local homeless continuum of care and with the Council on Homelessness, to develop the system and process of data collection from all lead agencies, subject to certain requirements; deleting the requirement that the Council on Homelessness explore the potential of creating a statewide Homeless Management Information System and encourage future participation of certain award or grant recipients; requiring the State Office on Homelessness to accept and administer moneys appropriated to it to provide annual Challenge Grants to certain lead agencies of homeless assistance continuums of care; removing the requirement that levels of grant awards be based upon the total population within the continuum of care catchment area and reflect the differing degrees

of homelessness in the respective areas; revising the requirement that a lead agency document the commitment of local government and private organizations to provide matching funds or in-kind support in an amount equal to the grant requested; authorizing expenditures of leveraged funds or resources only for eligible activities, subject to certain requirements; revising the preference given to certain lead agencies that have demonstrated the ability to leverage federal homeless-assistance funding under the Stewart B. McKinney Act; requiring the State Office on Homelessness, in conjunction with the Council on Homelessness, to establish specific objectives by which it may evaluate the outcomes of certain lead agencies; requiring that certain funding through the State Office on Homelessness be distributed to lead agencies based on their performance and achievement of specified objectives; revising the factors that may be included as criteria for evaluating the performance of lead agencies; authorizing the State Office on Homelessness to administer moneys appropriated to it for distribution among certain local homeless continuums of care; amending s. 420.624, F.S.; revising requirements for the local homeless assistance continuum of care plan; providing that the components of a continuum of care plan should include Rapid ReHousing; requiring that specified components of a continuum of care plan be coordinated and integrated with other specified services and programs; creating s. 420.6265, F.S.; providing legislative findings and intent relating to Rapid ReHousing; providing a Rapid ReHousing methodology; amending s. 420.9071, F.S.; redefining the terms "local housing incentive strategies" and "rent subsidies"; conforming cross-references; amending s. 420.9072, F.S.; increasing the number of days within which a review committee is required to review a local housing assistance plan or plan revision after receiving it; prohibiting a county or an eligible municipality from expending its portion of the local housing distribution to provide ongoing rent subsidies; specifying exceptions; amending s. 420.9075, F.S.; providing that a certain partnership process of the State Housing Initiatives Partnership Program should involve lead agencies of local homeless assistance continuums of care; encouraging counties and eligible municipalities to develop a strategy within their local housing assistance plans which provides program funds for reducing homelessness; authorizing local governments to create certain regional partnerships to address homeless housing needs identified in local housing assistance plans; revising criteria and administrative procedures governing each local housing assistance plan; revising the criteria that apply to awards made to sponsors or persons for the purpose of providing housing; requiring that a specified report submitted by counties and municipalities include a description of efforts to reduce homelessness; revising the manner in which a certain share that the corporation distributes directly to a participating eligible municipality is calculated; conforming cross-references; amending s. 420.9076, F.S.; revising requirements related to the creation and appointment of members of affordable housing advisory committees; revising requirements related to a report submitted by each advisory committee to the local governing body on affordable housing incentives; requiring the corporation, after issuance of a notice of termination, to distribute directly to a participating eligible municipality a county's share under certain circumstances calculated in a specified manner; creating s. 420.9089, F.S.; providing legislative findings and intent; amending s. 421.04, F.S.; prohibiting a housing authority from applying to the Federal Government to seize projects, units, or vouchers of another established housing authority; amending s. 421.05, F.S.; exempting authorities from s. 215.425, F.S.; amending s. 421.091, F.S.; requiring a full financial accounting and audit of public housing agencies to be submitted to the Federal Government pursuant to certain requirements; exempting housing authorities from specified reporting requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for SB 1534** was passed and certified to the House. The vote on passage was:

Yeas—40

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

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

Nays—None

CS for CS for SB 514—A bill to be entitled An act relating to supervisor of elections salaries; amending s. 145.09, F.S.; revising the base salaries and group rates used to calculate additional compensation for a supervisor of elections based on population increments; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for CS for SB 514** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—4

Mr. President	Hukill	Hutson
Legg		

Vote preference:

March 7, 2016: Yea to Nay—Hays

CS for SB 1034—A bill to be entitled An act relating to health care providers; amending s. 766.1115, F.S.; revising the definitions of the terms "contract" and "health care provider"; deleting an obsolete date; extending sovereign immunity to employees or agents of a health care provider that executes a contract with a governmental contractor; clarifying that a receipt of specified notice must be acknowledged by a patient or the patient's representative at the initial visit; requiring the posting of notice that a specified health care provider is an agent of a governmental contractor; amending s. 768.28, F.S.; revising the definition of the term "officer, employee, or agent" to include employees or agents of a health care provider; providing an effective date.

—as amended March 2, was read the third time by title.

On motion by Senator Simmons, **CS for SB 1034**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

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

Richter	Simpson	Stargel
Ring	Smith	Thompson
Sachs	Sobel	
Simmons	Soto	

Nays—None

CS for CS for SB 938—A bill to be entitled An act relating to the retail sale of dextromethorphan; providing definitions; prohibiting a manufacturer, distributor, or retailer, or its employees and representatives, from knowingly or willfully selling a finished drug product containing dextromethorphan to a person younger than 18 years of age; prohibiting a person younger than 18 years of age from purchasing a finished drug product containing dextromethorphan; requiring an employee or representative of a retailer making a retail sale of a finished drug product containing any quantity of dextromethorphan to obtain certain proof of age from the purchaser; providing an exception; providing penalties; providing requirements for imposing or disputing civil citations; specifying information to be provided in such citations; providing applicability; preempting local government regulation of dextromethorphan; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **CS for CS for SB 938** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—1

Brandes

CS for CS for SB 772—A bill to be entitled An act relating to regulated service providers; amending s. 472.007, F.S.; revising the composition of the Board of Professional Surveyors and Mappers; amending s. 472.015, F.S.; requiring the Department of Agriculture and Consumer Services to waive the initial land surveying and mapping license fee for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 493.6105, F.S.; waiving the initial application fee for veterans for certain private investigative, private security, and repossession service licenses; revising certain fees for initial license applications; amending s. 493.6106, F.S.; deleting a provision requiring that certain applicants submit additional documentation establishing state residency; amending s. 493.6107, F.S.; waiving the initial license fees for veterans for certain private investigative, private security, and repossession service licenses; amending s. 493.6108, F.S.; beginning on a specified date, requiring the Department of Law Enforcement to retain fingerprints submitted for private investigative, private security, and repossession service licenses, to enter such fingerprints into the statewide automated biometric identification system and the Federal Bureau of Investigation's national retained print arrest notification program, and to report any arrest record information to the Department of Agriculture and Consumer Services; requiring the department to provide information about an arrest of a licensee for certain crime within the state to the agency that employs the licensee; amending s. 493.6113, F.S.; clarifying the renewal requirements for Class "K" licenses; requiring a person holding a private investigative, private se-

curity, or repossession service license issued before a certain date to submit, upon first renewal of the license, a full set of fingerprints and a fingerprint processing fee; amending ss. 493.6202, 493.6302, and 493.6402, F.S.; waiving initial license fees for veterans for certain private investigative, private security, and repossession service licenses; amending s. 501.0125, F.S.; revising the definition of the term "health studio"; defining the term "personal trainer"; amending s. 501.015, F.S.; requiring the department to waive the initial health studio registration fee for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 501.605, F.S.; prohibiting the use of a mail drop as a street address for the principal location of a commercial telephone seller; requiring the department to waive the initial commercial telephone seller license fee for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 501.607, F.S.; requiring the department to waive the initial telephone salesperson license fees for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 507.03, F.S.; requiring the department to waive the initial registration fee for an intrastate mover for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 527.02, F.S.; requiring the department to waive the original liquefied petroleum gas license fee for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 527.021, F.S.; deleting a provision requiring a fee for registering transport vehicles; amending s. 531.37, F.S.; revising the definition of the term "weights and measures"; amending s. 531.415, F.S.; revising the fees for actual metrology laboratory calibration and testing services; amending s. 531.60, F.S.; clarifying the applicability of permits for commercially operated or tested weights or measures instruments or devices; requiring a new permit application if a new owner acquires and moves an instrument or a device; requiring a business to notify the department of certain information under certain circumstances; deleting a provision authorizing the department to test weights and measures instruments or devices under certain circumstances; amending s. 531.61, F.S.; clarifying provisions exempting certain instruments or devices from specified requirements; amending s. 531.62, F.S.; specifying that the commercial use permit fee is based upon the number and types of instruments or devices permitted; revising the expiration date of the commercial use permit; requiring annual and biennial commercial use permit renewals to meet the same requirements; amending s. 531.63, F.S.; revising the commercial use permit fees and fee structures; amending s. 531.65, F.S.; clarifying that the department may use one or more of the prescribed penalties for the unauthorized use of a weights and measures instrument or device; amending s. 539.001, F.S.; requiring the department to waive the initial pawnbroker license fee for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 559.904, F.S.; requiring the department to waive the initial motor vehicle repair shop registration fee for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; amending s. 559.927, F.S.; revising definitions and defining the term "student tour operator"; amending s. 559.928, F.S.; requiring the department to waive the initial seller of travel registration fee for certain veterans, the spouses of such veterans, or certain business entities that have a majority ownership held by such veterans or spouses; requiring independent agents to annually file an application, rather than an affidavit; requiring each advertisement, certificate, and other travel documents to include a specified phrase; deleting a provision requiring an advertisement to include a specified phrase; revising the circumstances under which the department may deny or refuse to renew a registration; authorizing the department to revoke the registration of a seller of travel under certain circumstances; creating s. 559.9281, F.S.; requiring the Department of Agriculture and Consumer Services to establish a process for specified persons to apply to be, and be listed as, approved student tour operators; requiring the department to adopt rules to establish an application process and standards for persons wishing to be approved as student tour operators; specifying minimum standards for such operators; requiring the department to maintain a list of approved operators; requiring the department to update the list at least annually and to provide a current version of the list to the Department of Education; requiring the Department of Education to publish and maintain such list on its website; amending s. 559.929, F.S.; revising certain security requirements; amending s. 559.9295, F.S.;

revising the documents that certain sellers of travel are required to submit and disclose to the department; deleting provisions relating to the duties of the department; amending s. 559.932, F.S.; requiring that certain disclosures be made in a specified type size; revising the language that must be included in certain disclosures; requiring the department to review copies of certain certificates and contracts for compliance with disclosure requirements; specifying that the submission of certain materials or department response does not constitute approval, recommendation, endorsement, or verification; amending s. 559.933, F.S.; making technical changes; amending s. 559.9335, F.S.; revising violations relating to the sale of travel; amending s. 559.935, F.S.; deleting a provision requiring an affiliate to file an affidavit of exemption in order to obtain a specified exemption; adding embezzlement as a crime for which the department may revoke certain exemptions; amending s. 559.936, F.S.; conforming cross-references; amending s. 616.242, F.S.; exempting water-related amusement rides operated by lodging and food service establishments and membership campgrounds, amusement rides at private, membership-only facilities, and nonprofit permanent facilities from certain safety standards; authorizing owners or managers of amusement rides to use alternative forms to record ride inspections and employee training; amending s. 713.585, F.S.; revising certain notice requirements; authorizing the owner of a vehicle or a person claiming an interest in the vehicle or in a lien thereon to post a bond to recover possession of a vehicle held by a lienor; specifying that lienholders have standing in certain proceedings to allege violations of the Florida Motor Vehicle Repair Act; requiring the clerk of the court to issue a certificate notifying the lienor of the posting of bond; establishing procedures and requirements for a vehicle owner to reclaim such vehicles recovered by a lienholder; authorizing courts to award damages based on claims relating to the enforcement of certain lien and recovery rights; requiring courts to provide for the immediate payment of proceeds and awards and immediate release of bonds; amending s. 790.06, F.S.; revising the requirements for issuance of a concealed weapon or firearm license; requiring directions for expedited processing requests in the license application form; revising the initial and renewal fees for a concealed weapon or firearm license; providing a process for expediting applications for servicemembers and veterans; requiring that notice of the suspension or revocation of a concealed weapon or firearm license or the suspension of the processing of an application for such license be given by personal delivery or first-class mail; specifying deadlines for requests for a hearing for suspensions or revocations; specifying standards of proof for notice of suspensions or revocations; requiring concealed weapon or firearm license renewals to include an affidavit submitted under oath and under penalty of perjury, rather than a notarized affidavit, as of a specified date; amending s. 790.0625, F.S.; authorizing certain tax collector offices, upon approval and confirmation of license issuance by the department, to print and deliver concealed weapon or firearm licenses; amending ss. 559.9285 and 559.937, F.S.; conforming provisions; providing an appropriation; providing effective dates.

—as amended March 2, was read the third time by title.

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

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

Amendment 1 (816614)—Delete line 1305 and insert:
that include terms such as “free,” “awarded,” “prize,” “absolutely

On motion by Senator Richter, **CS for CS for SB 772**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—40

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

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

Nays—None

CS for SB 754—A bill to be entitled An act relating to public records; creating s. 570.077, F.S.; providing an exemption from public records requirements for criminal or civil intelligence or investigative information or any other information held by the Department of Agriculture and Consumer Services as part of an examination or investigation with another state or federal regulatory, administrative, or criminal justice agency; providing exceptions to the exemption; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for SB 754** 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—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
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

HB 7101—A bill to be entitled An act relating to sentencing for capital felonies; amending s. 775.082, F.S.; conforming a provision to changes made by the act; amending s. 782.04, F.S.; requiring the prosecutor to give notice to the defendant and to file the notice with the court within a certain timeframe if the prosecutor intends to seek the death penalty; requiring the notice to specify aggravating factors that state intends to prove; providing for amendment of notice; amending ss. 921.141 and 921.142, F.S.; requiring juries to determine the existence of aggravating factors, if any, in the penalty phase of capital cases; specifying a standard of proof for such factors; requiring unanimity for such findings; requiring a jury to make a recommendation to the court whether the defendant shall be sentenced to life imprisonment or death; specifying considerations for such a recommendation; requiring a certain determination by at least 10 jurors to support a recommendation of a sentence of death; requiring a sentence of life imprisonment without the possibility of parole in certain circumstances; requiring the court to enter an order meeting specified requirements in each case in which it imposes a death sentence; deleting provisions relating to advisory sentencing by juries and findings by the court in support of sentences of death; reenacting s. 794.011(2)(a), F.S., relating to sexual battery, to incorporate the amendment made by the act to s. 921.141, F.S., in a reference thereto; reenacting s. 893.135(1)(b) through (l), F.S., relating to trafficking in controlled substances, to incorporate the amendment made by the act to s. 921.142, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **HB 7101** was passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—5

Altman	Montford	Thompson
Clemens	Ring	

Consideration of **SB 908** and **CS for HB 793** was deferred.

CS for SB 986—A bill to be entitled An act relating to workers' compensation system administration; amending s. 440.05, F.S.; deleting a required item to be listed on a notice of election to be exempt; revising specified rules regarding the maintenance of business records by an officer of a corporation; removing the requirement that the Department of Financial Services issue a specified stop-work order; amending s. 440.107, F.S.; requiring that the department allow an employer who has not previously been issued an order of penalty assessment to receive a specified credit to be applied to the penalty; prohibiting the application of a specified credit unless the employer provides specified documentation and proof of payment to the department within a specified period; requiring the department to reduce the final assessed penalty by a specified percentage for employers who have not been previously issued a stop-work order or order of penalty assessment; revising the penalty calculation for the imputed weekly payroll for an employee; amending s. 440.13, F.S.; eliminating the certification requirements when an expert medical advisor is selected by a judge of compensation claims; providing requirements for the selection of an expert medical advisor; amending s. 440.185, F.S.; deleting the requirement that employers notify the department within 24 hours of any injury resulting in death; amending s. 440.49, F.S.; revising definitions; revising the requirements for filing a claim; deleting the preferred worker program; deleting the notification fees on certain filed claims which supplement the Special Disability Trust Fund; conforming cross-references; amending s. 440.52, F.S.; deleting a fee for certain registration of insurance carriers; amending ss. 440.021, 440.42, 440.50, and 624.4626, F.S.; conforming cross-references; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 986**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 613** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

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

CS for HB 613—A bill to be entitled An act relating to workers' compensation system administration; amending s. 440.021, F.S.; conforming a cross-reference; amending s. 440.05, F.S.; deleting a required item to be listed on a notice of election to be exempt; revising specified rules regarding the maintenance of business records by an officer of a corporation; removing the requirement that the Department of Financial Services issue a specified stop-work order; amending s. 440.107, F.S.; requiring that the department allow an employer who has not previously been issued an order of penalty assessment to receive a specified credit to be applied to the penalty; prohibiting the application of a specified credit unless the employer provides specified documentation and proof of payment to the department within a specified period; requiring the department to reduce the final assessed penalty by a specified percentage for employers who have not been previously issued a stop-work order or order of penalty assessment; revising the

penalty calculation for the imputed weekly payroll for an employee; amending s. 440.13, F.S.; eliminating the certification requirements when an expert medical advisor is selected by a judge of compensation claims; providing requirements for the selection of an expert medical advisor; amending s. 440.185, F.S.; deleting the requirement that employers notify the department within 24 hours of any injury resulting in death; amending s. 440.42, F.S.; conforming a cross-reference; amending s. 440.49, F.S.; revising definitions; revising the requirements for filing a claim; deleting the preferred worker program; deleting the notification fees on certain filed claims which supplement the Special Disability Trust Fund; conforming cross-references; amending s. 440.50, F.S.; conforming cross-references; amending s. 440.52, F.S.; deleting a fee for certain registration of insurance carriers; amending s. 624.4626, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for SB 986**, and by two-thirds vote, read the second time by title.

On motion by Senator Simpson, by two-thirds vote, **CS for HB 613** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
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

Consideration of **HB 967** and **CS for SB 960** was deferred.

CS for SB 1508—A bill to be entitled An act relating to growth management; amending s. 163.3184, F.S.; clarifying statutory language; amending s. 380.06, F.S.; providing that a proposed development that is consistent with certain comprehensive plans is not required to undergo review pursuant to the state coordinated review process; providing applicability; amending s. 333.01, F.S.; defining and redefining terms; amending s. 333.025, F.S.; revising the requirements relating to permits required for obstructions; requiring certain existing, planned, and proposed facilities to be protected from airport hazards; requiring the local government to provide a copy of a complete permit application to the Department of Transportation's aviation office, subject to certain requirements; requiring the department to have a specified review period following receipt of such application; providing exemptions from such review under certain circumstances; revising the circumstances under which the department issues or denies a permit; revising the department's requirements before a permit is issued; revising the circumstances under which the department is prohibited from approving a permit; providing that the denial of a permit is subject to administrative review; amending s. 333.03, F.S.; conforming provisions to changes made by the act; revising the circumstances under which a political subdivision owning or controlling an airport and another political subdivision adopt, administer, and enforce airport protection zoning regulations or create a joint airport protection zoning board; revising the provisions relating to airport protection zoning regulations and joint airport protection zoning boards; requiring the department to be available to provide assistance to political subdivisions regarding federal obstruction standards; deleting provisions relating to certain duties of the department; revising provisions relating to airport land use compatibility zoning regulations; revising construction; providing applicability; amending s. 333.04, F.S.; authorizing certain airport zoning regulations to be incorporated in and made a part of comprehensive plans and policies, rather than a part of comprehensive zoning regulations, under certain circumstances; revising requirements relating to

applicability; amending s. 333.05, F.S.; revising procedures for adoption of airport zoning regulations; amending s. 333.06, F.S.; revising airport zoning regulation requirements; repealing s. 333.065, F.S., relating to guidelines regarding land use near airports; amending s. 333.07, F.S.; revising requirements relating to local government permitting of air-space obstructions; requiring a person proposing to construct, alter, or allow an airport obstruction to apply for a permit under certain circumstances; revising the circumstances under which a permit is prohibited from being issued; revising the circumstances under which the owner of a nonconforming structure is required to alter such structure to conform to the current airport protection zoning regulations; deleting provisions relating to variances from zoning regulations; requiring a political subdivision or its administrative agency to consider specified criteria in determining whether to issue or deny a permit; revising the requirements for marking and lighting in conformance with certain standards; repealing s. 333.08, F.S., relating to appeals of decisions concerning airport zoning regulations; amending s. 333.09, F.S.; revising the requirements relating to the administration of airport protection zoning regulations; requiring all airport protection zoning regulations to provide for the administration and enforcement of such regulations by the political subdivision or its administrative agency; requiring a political subdivision adopting airport zoning regulations to provide a permitting process, subject to certain requirements; requiring a zoning board or permitting body to implement the airport zoning regulation permitting and appeals process if such board or body already exists within a political subdivision; authorizing a person, a political subdivision or its administrative agency, or a specified joint zoning board to use the process established for an appeal, subject to certain requirements; repealing s. 333.10, F.S., relating to boards of adjustment provided for by airport zoning regulations; amending s. 333.11, F.S.; revising the requirements relating to judicial review; amending s. 333.12, F.S.; revising requirements relating to the acquisition of air rights; amending s. 333.13, F.S.; conforming provisions to changes made by the act; creating s. 333.135, F.S.; requiring conflicting airport zoning regulations in effect on a specified date to be amended to conform to certain requirements; requiring certain political subdivisions to adopt certain airport zoning regulations by a specified date; requiring the department to administer a specified permitting process for certain political subdivisions; repealing s. 333.14, F.S., relating to a short title; providing an effective date.

—as amended March 2, was read the third time by title.

On motion by Senator Simpson, **CS for SB 1508**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
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

CS for CS for SB 436—A bill to be entitled An act relating to relating to the crime of making threats of terror or violence; amending ss. 790.163 and 790.164, F.S.; creating the crime of falsely reporting the use of firearms in a violent manner against a person or persons; creating s. 836.12, F.S.; defining the terms “family member of a person” and “law enforcement officer”; providing a criminal penalty for a violation of specified provisions under certain circumstances; requiring payment of restitution; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; reenacting ss. 1006.07(2)(m) and 1006.13(3)(b), F.S., relating to district school board duties relating to student discipline and school safety and a policy of zero tolerance for crime and victimization, respectively, to incorporate the amendment

made to s. 790.163, F.S., in references thereto; providing an effective date.

—was read the third time by title.

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

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

Amendment 1 (834770)—

In title, delete line 2 and insert:

An act relating to the crime of making

On motion by Senator Simpson, **CS for CS for SB 436**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
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

SB 1402—A bill to be entitled An act relating to ratification of Department of Financial Services rules; ratifying a specified rule relating to the Florida Workers’ Compensation Health Care Provider Reimbursement Manual for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—as amended March 2, was read the third time by title.

On motion by Senator Simmons, **SB 1402**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
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

CS for CS for CS for SB 948—A bill to be entitled An act relating to secondhand dealers; amending s. 538.03, F.S.; revising definitions; amending s. 538.04, F.S.; requiring that the record of a secondhand dealer transaction include digital photos of the items; specifying what may be used as a serial number; requiring a different method of identification when certain numbers are not available; requiring secondhand dealers to notify a law enforcement official under certain circumstances; providing that certain holding requirements do not begin until certain reports are submitted to the appropriate law enforcement official; amending s. 538.06, F.S.; revising the required holding period for certain goods acquired by a dealer; defining the term “antique”; amending s. 538.08, F.S.; authorizing an action in replevin against a secondhand dealer based on a right of possession to stolen goods; revising the form for a complaint for return of stolen goods; providing that a plaintiff in a replevin action is entitled to a certain summary procedure; providing that a secondhand dealer commits a noncriminal violation under certain circumstances; providing a penalty; amending s. 538.09, F.S.; revising the period of time a secondhand dealer must hold secondhand goods at a registered location; authorizing a secondhand dealer to store secondhand goods outside the appropriate law enforcement official’s jurisdiction, subject to certain conditions; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for CS for SB 948**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 739** was withdrawn from the Committees on Commerce and Tourism; Judiciary; Fiscal Policy; and Rules.

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

CS for CS for HB 739—A bill to be entitled An act relating to secondhand dealers; amending s. 538.03, F.S.; revising definitions; amending s. 538.04, F.S.; requiring that the record of a secondhand dealer transaction include digital photographs of the items; requiring a different method of identification when certain numbers are not available; requiring secondhand dealers to notify a law enforcement official under certain circumstances; providing that certain holding requirements do not begin until certain reports are submitted to the appropriate law enforcement official; amending s. 538.06, F.S.; revising the required holding period for certain goods acquired by a dealer; defining the term “antique”; amending s. 538.08, F.S.; authorizing an action in replevin against a secondhand dealer based on a right of possession to stolen goods; revising the form for a complaint for return of stolen goods; providing that a plaintiff in a replevin action is entitled to a certain summary procedure; providing that a secondhand dealer commits a noncriminal violation under certain circumstances; providing a penalty; amending s. 538.09, F.S.; revising the period of time a secondhand dealer must hold secondhand goods at a registered location; authorizing a secondhand dealer to store secondhand goods outside the appropriate law enforcement official’s jurisdiction under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 948**, and by two-thirds vote, read the second time by title.

On motion by Senator Richter, by two-thirds vote, **CS for CS for HB 739** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

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

Simmons	Sobel	Thompson
Simpson	Soto	
Smith	Stargel	

Nays—None

CS for CS for SB 1432—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; expanding the locations at which substitute service of process may be made when such location is the only discoverable address for the person to be served; defining the terms “virtual office” and “executive office or mini suite”; amending s. 48.193, F.S.; providing that orders issued by agencies of other states are not enforceable under certain circumstances; amending s. 48.081, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for SB 1432** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
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

HB 43—A bill to be entitled An act relating to churches or religious organizations; creating s. 761.061, F.S.; providing that churches or religious organizations, related organizations, or certain individuals may not be required to solemnize any marriage or provide services, accommodations, facilities, goods, or privileges for related purposes if such action would violate a sincerely held religious belief; prohibiting certain legal actions, penalties, or governmental sanctions against such individuals or entities; providing an effective date.

—was read the third time by title.

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

Senator Smith moved the following amendment which failed to receive the required two-thirds vote:

Amendment 1 (767712) (with title amendment)—Delete line 37 and insert:

(2) *For purposes of this section, the term “religious organization” means any not-for-profit entity organized for a religious purpose which is primarily engaged in carrying out that religious purpose and holds itself out as an entity for carrying out that religious purpose.*

(3) *A refusal to solemnize any marriage or provide*

And the title is amended as follows:

Delete line 9 and insert: violate a sincerely held religious belief; defining the term “religious organization”; prohibiting

On motion by Senator Bean, **HB 43** was passed and certified to the House. The vote on passage was:

Yeas—23

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

Nays—15

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

On motion by Senator Flores, by unanimous consent—

CS for CS for CS for SB 912—A bill to be entitled An act relating to fraudulent activities associated with payment systems; amending s. 316.80, F.S.; revising the felony classification for unlawful conveyance of fuel; amending s. 525.07, F.S.; specifying requirements for managers of petroleum fuel measuring devices with respect to accurate measurement; requiring retail petroleum fuel measuring devices fitted with scanning devices to have certain security measures; providing requirements for such measures; requiring the owner or operator of a device to have certain security measures in place within a specified timeframe upon notice from the Department of Agriculture and Consumer Services; authorizing the department, under certain circumstances, to prohibit use of or to remove from service such devices that are non-compliant; defining terms; providing applicability; requiring the department to enforce certain provisions; providing rulemaking authority; amending s. 817.58, F.S.; revising the definition of “traffic”; amending s. 817.611, F.S.; defining the term “related document”; revising the prohibition against trafficking in or possession of counterfeit credit cards; revising penalties; amending s. 921.0022, F.S.; revising the ranking of unlawful conveyance or fraudulent acquisition of fuel on the offense severity ranking chart; ranking trafficking in or possession of counterfeit credit cards; providing an effective date.

—as amended March 2, was taken up out of order and read the third time by title.

On motion by Senator Flores, **CS for CS for CS for SB 912**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SPECIAL RECOGNITION OF PRESIDENT PRO TEMPORE RICHTER

The President introduced Senator Richter’s wife, Diana, and son, Rob, who were present in the chamber; along with his district staff, Rebecca Kokkinos, Sandra Mummert, and Michael Nacheff; as well as former

Senator Michael S. “Mike” Bennett, who were present in the gallery. A video tribute was played honoring Senator Richter. Several Senators were recognized for farewell comments. Senator Richter was recognized for farewell remarks.

Senator Galvano and Senator Joyner presented Senator Richter with a Scotty Cameron Futura putter, golf balls displaying his district number 23, and a plaque honoring his years of service to the Senate.

BILLS ON THIRD READING, continued

On motion by Senator Grimsley, by unanimous consent—

CS for CS for SB 1604—A bill to be entitled An act relating to drugs, devices, and cosmetics; amending s. 499.003, F.S.; providing, revising, and deleting definitions for purposes of the Florida Drug and Cosmetic Act; requiring rulemaking; specifying a default rule until the Department of Business and Professional Regulation adopts a rule; amending s. 499.005, F.S.; revising prohibited acts related to the distribution of prescription drugs; conforming a cross-reference; amending s. 499.0051, F.S.; prohibiting the distribution of prescription drugs without delivering a transaction history, transaction information, and transaction statement; providing penalties; deleting provisions and revising terminology related to pedigree papers, to conform to changes made by the act; amending s. 499.006, F.S.; conforming provisions; amending s. 499.01, F.S.; requiring nonresident prescription drug repackagers to obtain an operating permit; authorizing a manufacturer to engage in the wholesale distribution of prescription drugs; providing for the issuance of virtual prescription drug manufacturer permits and virtual nonresident prescription drug manufacturer permits to certain persons; providing exceptions from certain virtual manufacturer requirements; requiring a nonresident prescription drug repackager permit for certain persons; deleting surety bond requirements for prescription drug wholesale distributors; requiring that certain persons obtain an out-of-state prescription drug wholesale distributor permit; providing that a restricted prescription drug distributor permit is not required for distributions between certain pharmacies; requiring the Department of Business and Professional Regulation to establish by rule when such distribution constitutes regular and systematic supplying of a prescription drug; requiring certain third party logistic providers to be licensed; requiring research and development labeling on certain prescription drug active pharmaceutical ingredient packaging; requiring certain manufacturers to create and maintain certain records; requiring certain prescription drug distributors to provide certain information to health care entities for which they repackaged prescription drugs; requiring the department to adopt rules concerning repackaged prescription drug safety and integrity; amending s. 499.012, F.S.; providing for issuance of a prescription drug manufacturer permit or retail pharmacy drug wholesale distributor permit when an applicant at the same address is a licensed nuclear pharmacy or community pharmacy; providing for the expiration of deficient permit applications; requiring trade secret information submitted by an applicant to be maintained as a trade secret; authorizing the quadrennial renewal of permits; providing for calculation of fees for such permit renewals; revising procedures and application requirements for permit renewals; providing for late renewal fees; allowing a permittee who submits a renewal application to continue operations; removing certain application requirements for renewal of a permit; requiring bonds or other surety of a specified amount; requiring proof of inspection of establishments used in wholesale distribution; authorizing the Department of Business and Professional Regulation to contract for the collection of electronic fingerprints under certain circumstances; providing information that may be submitted in lieu of certain application requirements for specified permits and certifications; removing provisions relating to annual renewal and expiration of permits; conforming cross-references; amending s. 499.01201, F.S.; conforming provisions; amending s. 499.0121, F.S.; revising prescription drug recordkeeping requirements; specifying recordkeeping requirements for manufacturers and repackagers of medical devices, over-the-counter drugs, and cosmetics; increasing the quantity of unit doses of a controlled substance that may be ordered in any given month by a customer without triggering a requirement that a wholesale distributor perform a reasonableness assessment; conforming provisions; amending s. 499.015, F.S.; providing for the expiration, renewal, and issuance of certain drug, device, and cosmetic product registrations; providing for product registration fees; amending ss. 499.03, 499.05, and 499.051, F.S.; conforming provisions to changes made by the act; amending s. 499.066, F.S.; authorizing the issuance of non-disciplinary citations; authorizing the department to adopt rules designating violations for which a citation may be issued; authorizing the department to recover investigative costs pursuant to the citation; specifying a time limitation for issuance of a citation; providing for

service of a citation; amending s. 499.82, F.S.; revising the definition of “wholesale distribution” for purposes of medical gas requirements; amending s. 499.83, F.S.; authorizing licensed hospices to obtain on behalf of, and sell medical oxygen to, their patients without obtaining a medical oxygen retail establishment permit in certain circumstances; specifying recordkeeping requirements; amending s. 499.89, F.S.; conforming provisions; repealing s. 499.01212, F.S., relating to pedigree papers; amending ss. 409.9201, 499.067, 794.075, and 921.0022, F.S.; conforming cross-references; providing an effective date.

—as amended March 2, was taken up out of order and read the third time by title.

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

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

Amendment 1 (506164)—Delete line 845 and insert:

(14)(15) FALSE ADVERTISEMENT.—A publisher, radio broadcast

On motion by Senator Grimsley, **CS for CS for SB 1604**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Diaz de la Portilla	Richter
Altman	Flores	Ring
Bean	Gaetz	Simmons
Benacquisto	Galvano	Simpson
Bradley	Gibson	Sobel
Braynon	Grimsley	Soto
Bullard	Hukill	Stargel
Clemens	Joyner	Thompson
Dean	Margolis	
Detert	Montford	

Nays—None

Vote after roll call:

Yea—Brandes, Evers, Garcia, Hays, Hutson, Legg

On motion by Senator Simmons, by unanimous consent—

SB 1412—A bill to be entitled An act relating to conditions of pretrial release; amending s. 903.047, F.S.; requiring that a defendant be notified in writing if a court issues an order of no contact rather than receive a copy of the order; providing an effective date.

—was taken up out of order and read the third time by title.

On motion by Senator Simmons, **SB 1412** was passed and certified to the House. The vote on passage was:

Yeas—31

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

Nays—None

Vote after roll call:

Yea—Brandes, Garcia, Hays, Legg

SPECIAL RECOGNITION OF SENATOR ALTMAN

The President introduced Senator Altman’s wife, Mary Pat; and sons, Hunter and Sullivan; along with his district staff, Lindy Smith and Devon West, who were present in the chamber, and watching from Cape Canaveral, Selene Bruns. A video tribute was played honoring Senator Altman. Several Senators were recognized for farewell comments. Senator Altman was recognized for farewell remarks.

Senator Galvano presented Senator Altman with a plaque honoring his years of service to the Senate.

SPECIAL RECOGNITION OF SENATOR DEAN

The President introduced Senator Dean’s wife, Judy, and daughter, Shannon Wright, who were present in the chamber; along with his district staff, Judy Wells, Drew Aldikacti, and Kyle Langan, who were present in the gallery. A video tribute was played honoring Senator Dean. Several Senators were recognized for farewell comments. Senator Dean was recognized for farewell remarks.

Senator Galvano presented Senator Dean with a plaque honoring his years of service to the Senate.

BILLS ON THIRD READING, continued

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.

—was read the third time by title.

Pending further consideration of **CS for SB 1538**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1219** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on General Government; and Appropriations.

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

CS for HB 1219—A bill to be entitled An act relating to veterans’ employment; amending s. 295.07, F.S.; requiring state agencies, and authorizing political subdivisions of the state, to develop and implement veterans’ recruitment plans; providing plan requirements; requiring the Department of Management Services to collect specified data and include the data in its annual workforce report and on its website; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 1538**, and by two-thirds vote, read the second time by title.

On motion by Senator Evers, by two-thirds vote, **CS for HB 1219** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Detert	Hukill
Abruzzo	Diaz de la Portilla	Hutson
Altman	Evers	Joyner
Bean	Flores	Legg
Benacquisto	Gaetz	Margolis
Bradley	Galvano	Montford
Brandes	Garcia	Negron
Braynon	Gibson	Sachs
Bullard	Grimsley	Simmons
Clemens	Hays	Simpson

Smith	Soto	Thompson
Sobel	Stargel	

Nays—None

Vote after roll call:

Yea—Dean, Richter

CS for SB 1570—A bill to be entitled An act relating to school bus stop safety; amending s. 316.172, F.S.; revising the terms of violation and the penalties for failure to stop a vehicle upon approaching a school bus that displays a stop signal; providing for criminal penalties under certain circumstances; amending s. 316.192, F.S.; requiring an additional fee to be added to a fine imposed for a specified violation; providing for distribution of the fee; amending s. 318.17, F.S.; conforming provisions to changes made by the act; amending s. 318.18, F.S.; removing provisions made obsolete by the act; amending s. 318.21, F.S.; conforming a cross-reference; amending s. 395.4036, F.S.; conforming a cross-reference; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for SB 1570** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—1

Legg

Vote after roll call:

Yea—Dean

CS for CS for SB 718—A bill to be entitled An act relating to identification cards; amending s. 322.051, F.S.; requiring the Department of Highway Safety and Motor Vehicles to issue an identification card exhibiting a special designation for a person who has a developmental disability under certain circumstances; requiring payment of an additional fee and proof of diagnosis by a licensed physician; requiring the fee to be deposited into the Agency for Persons with Disabilities Operations and Maintenance Trust Fund; authorizing issuance of a replacement identification card that includes the special designation without payment of a specified fee; requiring the department to develop rules to facilitate the issuance, requirements, and oversight of developmental disability identification cards; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Sobel, **CS for CS for SB 718** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bean	Brandes
Abruzzo	Benacquisto	Braynon
Altman	Bradley	Bullard

Clemens	Grimsley	Ring
Dean	Hays	Sachs
Detert	Hukill	Simmons
Diaz de la Portilla	Hutson	Simpson
Evers	Joyner	Smith
Flores	Legg	Sobel
Gaetz	Margolis	Soto
Galvano	Montford	Stargel
Garcia	Negron	Thompson
Gibson	Richter	

Nays—None

CS for CS for SB 400—A bill to be entitled An act relating to the organizational structure of the Department of Environmental Protection; amending s. 20.255, F.S.; deleting a provision requiring certain offices within the department; establishing the Office of the Secretary; authorizing the secretary to establish offices within divisions or the Office of the Secretary as necessary to promote the efficient and effective operation of the department; requiring the appointment of a general counsel; providing an exemption for certain managers and directors from part II of ch. 110, F.S.; establishing the Division of Water Restoration Assistance within the department; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 400**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 561** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

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

CS for CS for HB 561—A bill to be entitled An act relating to the organizational structure of the Department of Environmental Protection; amending s. 20.255, F.S.; establishing the Office of the Secretary within the department; authorizing the Secretary of Environmental Protection to establish offices within the office or within the department's divisions to promote the efficient and effective operation of the department; providing for the secretary to appoint a general counsel; removing the required establishment of certain offices; establishing the Division of Water Restoration Assistance within the department; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 400**, and by two-thirds vote, read the second time by title.

On motion by Senator Hays, by two-thirds vote, **CS for CS for HB 561** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 1160—A bill to be entitled An act relating to the Art in the Capitol Competition; creating the Art in the Capitol Competition for students in specified grades; specifying procedures for student partici-

pation, notification, and the selection and display of winning submissions; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 1160**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 701** was withdrawn from the Committees on Education Pre-K - 12; Appropriations Subcommittee on General Government; and Fiscal Policy.

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

CS for HB 701—A bill to be entitled An act relating to the Art in the Capitol Competition; creating the Art in the Capitol Competition for students in specified grades; providing procedures for student participation, notification, and the selection and display of winning submissions; providing an effective date.

—a companion measure, was substituted for **CS for SB 1160**, and by two-thirds vote, read the second time by title.

On motion by Senator Detert, by two-thirds vote, **CS for HB 701** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for 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.

—as amended March 2, was read the third time by title.

Pending further consideration of **CS for CS for SB 1686**, as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 7087** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Bean, the rules were waived and—

CS for CS for HB 7087—A bill to be entitled An act relating to telehealth; creating s. 456.47, F.S.; providing definitions; establishing certain practice standards for telehealth providers; providing for the maintenance and confidentiality of medical records; providing registration requirements for out-of-state telehealth providers; providing limitations and notification requirements for out-of-state telehealth providers; requiring the Department of Health to publish certain in-

formation on its website; authorizing a board or the department if there is no board, to revoke a telehealth provider’s registration under certain circumstances; providing venue; providing exemptions to the registration requirement; providing rulemaking authority; amending s. 636.202, F.S.; revising the definition of the term “discount medical plan” to exclude certain products; requiring the Agency for Health Care Administration, the Department of Health, and the Office of Insurance Regulation to collect certain information; creating the Telehealth Advisory Council within the agency for specified purposes; specifying council membership; providing for council membership requirements; requiring the council to review certain findings and make recommendations in a report to the Governor and the Legislature by a specified date; requiring the agency to report such information to the Governor and Legislature by a specified date; providing certain enforcement authority to each agency; providing for expiration of the reporting requirement; providing an appropriation and authorizing positions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1686**, as amended, and 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 Bean moved the following amendment which was adopted:

Amendment 1 (768878) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 408.61, Florida Statutes, is created to read:

408.61 Telehealth Task Force.—

(1) *The Telehealth Task Force is created within the agency. The agency shall use existing and available resources to administer and support the activities of the task force under this section.*

(2) *Members of the task force shall serve without compensation and are not entitled to reimbursement for per diem or travel expenses. The task force shall consist of the following 21 members:*

(a) *The Secretary of Health Care Administration or his or her designee, who shall serve as the chair of the task force.*

(b) *The State Surgeon General or his or her designee.*

(c) *Three representatives of hospitals or facilities licensed under chapter 395; three representatives of health insurers that offer coverage of telehealth services; two representatives of organizations that represent health care facilities; two representatives of long-term care services, one from a nursing home and one from a home health agency or community-based health services setting; and two representatives of entities that create or sell telehealth products, all appointed by the Secretary of Health Care Administration.*

(d) *Five health care practitioners, each of whom practices in a different area of medicine, and two representatives of organizations that represent health care practitioners, all appointed by the State Surgeon General.*

(3) *The task force shall compile and analyze data and information on the following:*

(a) *The frequency and extent of the use of telehealth technology and equipment by health care practitioners and health care facilities nationally and in this state.*

(b) *The costs and cost savings associated with using telehealth technology and equipment.*

(c) *The types of telehealth services available.*

(d) *The extent of available health insurance coverage for telehealth services. The task force shall conduct a comparative analysis of such coverage to available coverage for in-person services. The analysis must include:*

1. *Covered medical or other health care services.*

2. *A description of payment rates for telehealth services and whether they are below, equal to, or above payment rates for in-person services.*

3. *Annual and lifetime dollar maximums on coverage for telehealth and in-person services.*

4. *Copayment, coinsurance, and deductible amounts; policy year, calendar year, lifetime, or other durational benefit limitations; and maximum benefits for telehealth and in-person services.*

5. *Any unique conditions imposed as a prerequisite to obtaining coverage for telehealth services.*

(e) *Barriers to implementing, using, or accessing telehealth services.*

(f) *Consideration of opportunities for interstate cooperation in telehealth.*

(4) *The task force shall convene its first meeting by September 1, 2016, and shall meet as often as necessary to fulfill its responsibilities under this section. Meetings may be conducted in person, by teleconference, or by other electronic means.*

(5) *The task force shall submit a report by June 30, 2017, to the Governor, the President of the Senate, and the Speaker of the House of Representatives which includes its findings, conclusions, and recommendations.*

(6) *This section is repealed effective December 1, 2017.*

Section 2. Section 456.51, Florida Statutes, is created to read:

456.51 *Telehealth.*—

(1) *A health care practitioner, a behavior analyst certified under s. 393.17, a person certified under part III of chapter 401, or a person certified under part IV or V of chapter 468 who is practicing within the scope of his or her license or certification may provide telehealth services. A practitioner or person who is not a physician, but who provides telehealth services within the scope of his or her license or certification, may not be considered to be practicing medicine without a license.*

(2) *As used in this section, the term “telehealth” means the use of synchronous or asynchronous telecommunications technology by a health care practitioner, a behavior analyst certified under s. 393.17, a person certified under part III of chapter 401, or a person certified under part IV or V of chapter 468 to provide medical or other health care services, including, but not limited to, patient assessment, diagnosis, consultation, treatment, or remote monitoring; the transfer of medical or health data; patient and professional health-related education; the delivery of public health services; and health care administration functions.*

Section 3. Subsection (1) of section 636.202, Florida Statutes, is amended to read:

636.202 *Definitions.*—As used in this part, the term:

(1) “Discount medical plan” means a business arrangement or contract in which a person, in exchange for fees, dues, charges, or other consideration, provides access for plan members to providers of medical services and the right to receive medical services from those providers at a discount. The term “discount medical plan” does not include any product regulated under chapter 627, chapter 641, or part I of this chapter, or any telehealth product defined under s. 456.51, F.S.

Section 4. This act shall take effect July 1, 2016.

And the title is amended as follows:

Delete everything before the enacting clause and insert: 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 re-

port 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.

On motion by Senator Bean, by two-thirds vote, **CS for CS for HB 7087**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Consideration of **CS for SB 1470** was deferred.

CS for CS for CS for SB 768—A bill to be entitled An act relating to alarm systems; amending s. 489.518, F.S.; exempting certain persons from initial training for burglar alarm system agents; 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; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for CS for SB 768** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for CS for HB 293—A bill to be entitled An act relating to public records; amending s. 985.04, F.S.; specifying that certain confidential information obtained under chapter 985, F.S., relating to juvenile justice, is exempt from public records requirements; providing applicability; revising applicability of public records requirements with respect to the arrest records of certain juvenile offenders; authorizing public records custodians to choose not to electronically publish specified arrest or booking photographs of juveniles; providing for future review and repeal of such applicability provisions; amending s. 943.053, F.S.; providing an exemption from public records requirements for juvenile information compiled by the Criminal Justice Information Program from intrastate sources; providing exceptions; providing for future review and repeal of the exemption; providing for release by the Department of Law Enforcement of the criminal history information of a juvenile which has been deemed confidential and exempt under certain circumstances; amending ss. 496.4101 and 943.056, F.S.; conforming provisions to changes made by the act; reenacting s. 110.1127(4), F.S., relating to employee background screening and investigations, to incorporate the amendment made by the act to s. 943.053, F.S., in a reference thereto; reenacting s. 373.6055(3)(a), F.S., relating to criminal history checks for certain water management district employees and others, to incorporate the amendment made by the act to s. 943.053, F.S., in a reference thereto; reenacting s. 408.809(6), F.S., relating to background screening, to incorporate the amendment made by the act to s. 943.053, F.S., in a reference thereto; reenacting s. 943.046(1), F.S., relating to notification of criminal offender information, to incorporate the amendment made by the act to s. 943.053, F.S., in a reference thereto; reenacting s. 943.05(2)(h), F.S., relating to the Criminal Justice Information Program, to incorporate the amendment made by the act to s. 943.053, F.S., in a reference thereto; reenacting s. 943.0542(2)(c), F.S., relating to access to criminal history information provided by the Department of Law Enforcement to qualified entities, to incorporate the amendment made by the act to s. 943.053, F.S., in a reference thereto; reenacting s. 943.0543(5), F.S., relating to the National Crime Prevention and Privacy Compact, to incorporate the amendment made by the act to s. 943.053, F.S., in a reference thereto; reenacting s. 985.045(2), F.S., relating to court records, to incorporate the amendments made by the act to ss. 943.053 and 985.04, F.S., in references thereto; reenacting s. 985.11(1)(b), F.S., relating to fingerprinting and photographing juveniles, to incorporate the amendments made by the act to ss. 943.053 and 985.04, F.S., in references thereto; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Soto, **CS for CS for HB 293** 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—38

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

Nays—None

CS for SB 1470—A bill to be entitled An act relating to crustaceans; amending s. 379.365, F.S.; revising the administrative penalties for violations related to stone crab traps; amending s. 379.3671, F.S.; revising the administrative penalties for violations related to spiny lobster traps; amending s. 379.407, F.S.; prohibiting the possession of undersized spiny lobsters by certain persons; specifying that each undersized spiny lobster may be charged as a separate offense of certain violations; specifying maximum penalties for such violations; specifying

the criminal and administrative penalties for violations related to undersized spiny lobsters; amending s. 921.0022, F.S.; revising the offense severity ranking chart to include certain violations related to stone crabs and spiny lobsters; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **CS for SB 1470** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Consideration of **CS for CS for SB 1274** was deferred.

SB 498—A bill to be entitled An act relating to the repeal of a prohibition on cohabitation; amending s. 798.02, F.S.; deleting provisions prohibiting cohabitation by unmarried men and women; providing an effective date.

—was read the third time by title.

On motion by Senator Sobel, **SB 498** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 342—A bill to be entitled An act relating to renters insurance; creating s. 83.491, F.S.; requiring a residential rental agreement to specify whether renters insurance is required; specifying provisions that must be included if insurance is or is not required; providing that failure to include a certain notice in a rental agreement does not create a private cause of action or nullify any part of the rental agreement; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for SB 342** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for CS for SB 1274—A bill to be entitled An act relating to limited sinkhole coverage insurance; amending s. 624.407, F.S.; specifying the amount of surplus funds required for domestic insurers applying for a certificate of authority to provide limited sinkhole coverage insurance; amending s. 624.408, F.S.; specifying the minimum surplus funds that must be maintained by insurers that provide limited sinkhole coverage insurance; creating s. 627.7151, F.S.; authorizing certain insurers to offer limited sinkhole coverage insurance in this state; providing requirements and applicability; prohibiting Citizens Property Insurance Corporation from issuing limited sinkhole coverage insurance; requiring signed acknowledgment of certain statements; specifying loss payment requirements; authorizing use of certain insurance forms; exempting such forms from approval; providing an insurer with rate options; requiring the insurer to notify the Office of Insurance Regulation before writing limited sinkhole coverage insurance and to file a plan of operation with the office; providing an effective date.

—as amended March 2, was read the third time by title.

On motion by Senator Latvala, **CS for CS for SB 1274**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for CS for SB 1104—A bill to be entitled An act relating to service of process on financial institutions; creating s. 48.092, F.S.; requiring service on financial institutions to be made in accordance with s. 655.0201, F.S.; amending s. 655.0201, F.S.; revising applicability of provisions of law governing service of process on financial institutions; authorizing certain financial institutions to designate with the Department of State a place or registered agent within the state as the sole location or agent for service of process, notice, levy, or demand; providing that service of process, notice, levy, or demand may be made at specified time periods; providing exceptions if the financial institution has no registered agent, if service cannot be made at the sole location, and for service made by the Office of Financial Regulation; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for SB 1104** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 122—A bill to be entitled An act relating to compensation of victims of wrongful incarceration; reordering and amending s. 961.02, F.S.; defining the term “violent felony”; amending s. 961.04, F.S.; providing that a person is disqualified from receiving compensation under the Victims of Wrongful Incarceration Compensation Act if, before or during the person’s wrongful conviction and incarceration, the person was convicted of, pled guilty or nolo contendere to any violent felony, or was serving a concurrent sentence for another felony; amending s. 961.06, F.S.; providing that a wrongfully incarcerated person who commits a violent felony, rather than a felony law violation, which results in revocation of parole or community supervision is ineligible for compensation; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of eligibility for compensation, to incorporate the amendments made to s. 961.04, F.S., in references thereto; reenacting s. 961.055(1), F.S., relating to application for compensation for a wrongfully incarcerated person and exemption from application by nolle prosequi, to incorporate the amendments made to s. 961.06, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for SB 122** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for CS for SB 964—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; providing that certain acts of dispensing controlled substances in specified facilities are not required to be reported to the prescription drug monitoring program; authorizing the designee of a pharmacy, prescriber, or dispenser to have access to a patient’s record in the prescription drug monitoring program’s database for a specified purpose; authorizing an impaired practitioner consultant to access an impaired practitioner

program participant's or referral's record in the prescription drug monitoring program's database; amending s. 893.0551, F.S.; authorizing the designee of a health care practitioner, pharmacist, pharmacy, prescriber, or dispenser or an impaired practitioner consultant to receive certain information from the prescription drug monitoring program; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for CS for SB 964** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

MOTIONS

On motion by Senator Simmons, the rules were waived and **SB 288** was added to the Special Order Calendar for Friday, March 4, 2016.

On motion by Senator Simmons, the rules were waived and **CS for CS for SB 1050** was removed from the Special Order Calendar for Friday, March 4, 2016.

On motion by Senator Simmons, the rules were waived and all bills remaining and temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

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, March 3, 2016: SB 7028, CS for CS for SB 548, SB 944, SB 996, CS for CS for SB 1378, CS for CS for SB 1528, SB 1498, CS for CS for SB 776, CS for CS for SB 918, CS for CS for SB 372, CS for SB 670, CS for CS for SB 1036, CS for SB 1662, CS for SB 1664, CS for SB 7018, CS for SB 1420, CS for SB 1152, CS for CS for SB 1044, CS for CS for SB 668, CS for SB 1298, CS for SB 1418, CS for CS for SB 1170, CS for CS for SB 794, CS for CS for SB 936, CS for SB 1282, CS for SB 1256, CS for SB 1370, CS for SB 1306, SB 764, CS for SB 124, CS for SB 126, CS for SB 152, CS for CS for SB 298, CS for SB 440, SB 612, CS for SB 1294, CS for CS for CS for SB 562, CS for CS for SB 1248, CS for SB 460.

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

The Committee on Appropriations recommends the following pass: SB 314; CS for SB 1088; SB 1428

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 604; SB 746; CS for SB 750; SB 770; CS for SB 1168; CS for SB 1250; CS for SB 1310; CS for SB 1392; SB 7050; SB 7056

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Judiciary; and Senators Diaz de la Portilla, Hutson, and Gaetz—

CS for CS for SB 604—A bill to be entitled An act relating to mental health services in the criminal justice system; amending ss. 39.001, 39.507, and 39.521, F.S.; conforming provisions to changes made by the act; amending s. 394.4655, F.S.; defining the terms “court” and “criminal county court” for purposes of involuntary outpatient placement; conforming provisions to changes made by act; amending ss. 394.4599 and 394.463, F.S.; conforming provisions to changes made by act; conforming cross-references; amending s. 394.455 and 394.4615, F.S.; conforming cross-references; amending s. 394.47891, F.S.; expanding eligibility for military veterans and servicemembers court programs; creating s. 394.47892, F.S.; authorizing the creation of treatment-based mental health court programs; providing for eligibility; providing program requirements; providing for an advisory committee; amending s. 790.065, F.S.; conforming a provision to changes made by this act; amending s. 910.035, F.S.; revising the definition of the term “problem-solving court”; creating s. 916.185, F.S.; creating the Forensic Hospital Diversion Pilot Program; providing legislative findings and intent; providing definitions; authorizing the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in specified judicial circuits; authorizing the department to request specified budget amendments; providing for eligibility for the program; providing legislative intent concerning training; authorizing rulemaking; amending s. 948.001, F.S.; defining the term “mental health probation”; amending ss. 948.01 and 948.06, F.S.; authorizing courts to order certain offenders on probation or community control to post-adjudicatory mental health court programs; amending s. 948.08, F.S.; expanding eligibility requirements for certain pretrial intervention programs; providing for voluntary admission into a pretrial mental health court program; creating s. 916.185, F.S.; creating the Forensic Hospital Diversion Pilot Program; providing legislative findings and intent; providing definitions; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in specified judicial circuits; providing for eligibility for the program; providing legislative intent concerning training; authorizing rulemaking; amending ss. 948.01 and 948.06, F.S.; providing for courts to order certain defendants on probation or community control to post-adjudicatory mental health court programs; amending s. 948.08, F.S.; expanding eligibility requirements for certain pretrial intervention programs; providing for voluntary admission into pretrial mental health court program; amending s. 948.16, F.S.; expanding eligibility of veterans for a misdemeanor pretrial veterans’ treatment intervention program; providing eligibility of misdemeanor defendants for a misdemeanor pretrial mental health court program; amending s. 948.21, F.S.; expanding veterans’ eligibility for participating in treatment programs while on court-ordered probation or community control; amending s. 985.345, F.S.; authorizing delinquency pretrial mental health court intervention programs for certain juvenile offenders; providing for disposition of pending charges after completion of the program; authorizing expunction of specified criminal history records after successful completion of the program; reenacting s. 397.334(3)(a) and (5), F.S., relating to treatment-based drug court programs, to incorporate the amendments made by the act to ss. 948.01 and 948.06, F.S., in references thereto; reenacting s. 948.012(2)(b), F.S., relating to split sentence probation or community control and imprisonment, to incorporate the amendment made by the act to s. 948.06, F.S., in a reference thereto; providing an effective date.

By the Committee on Appropriations; and Senators Negron, Sachs, and Latvala—

CS for SB 746—A bill to be entitled An act relating to vessel registrations; amending s. 328.72, F.S.; defining terms; reducing vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons; providing criteria for such reduction;

amending s. 328.66, F.S.; clarifying county optional registration fees; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Hutson and Bean—

CS for CS for SB 750—A bill to be entitled An act relating to the temporary cash assistance program; amending s. 414.095, F.S.; revising the consideration of income from certain illegal noncitizen or ineligible noncitizen family members in determining the family's eligibility for temporary cash assistance; revising the eligibility requirements for earned-income disregards for certain persons; revising the age of a child whose earned income is disregarded; reenacting s. 414.045(1)(b), F.S., relating to the cash assistance program, to incorporate the amendment made to s. 414.095, F.S., in a reference thereto; providing effective dates.

By the Committee on Appropriations; and Senators Simpson and Flores—

CS for SB 770—A bill to be entitled An act relating to local government environmental financing; providing a short title; amending s. 212.055, F.S.; expanding the uses of local government infrastructure surtaxes to include acquiring any interest in land for public recreation, conservation, or protection of natural resources or to prevent or satisfy private property rights claims resulting from limitations imposed by the designation of an area of critical state concern; revising a definition and providing a definition for purposes of using surtax proceeds; amending s. 215.619, F.S.; expanding the use of Everglades restoration bonds to include the City of Key West Area of Critical State Concern; expanding the types of water management projects eligible for funding; revising the dates for issuance and maturity of Everglades restoration bonds; reducing the annual appropriation amount dedicated to fund the Florida Keys Area of Critical State Concern protection program; authorizing bond proceeds to be spent on the City of Key West Area of Critical State Concern; expanding projects that may be funded by bond proceeds; specifying procedures to be followed for certain lands that are no longer needed for certain restoration purposes; amending s. 259.045, F.S.; requiring the Department of Environmental Protection to annually consider certain recommendations to buy specific lands within and outside an area of critical state concern; authorizing certain entities to recommend additional lands for purchase; amending s. 259.105, F.S.; requiring specific Florida Forever appropriations to be used for the purchase of lands in the Florida Keys Area of Critical State Concern; amending s. 380.0552, F.S.; revising legislative intent regarding the Florida Keys Area of Critical State Concern; specifying that plan amendments in the Florida Keys must also be consistent with protecting and improving specified water quality and water supply projects; amending s. 380.0666, F.S.; expanding powers of a land authority to include acquiring lands to prevent or satisfy private property rights claims resulting from limitations imposed by the designation of an area of critical state concern and contributing funds for certain land purchases by the department; providing limitations relating to acquiring or contributing lands to improve public transportation facilities; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senators Negron, Benacquisto, Soto, Flores, Simpson, Altman, and Latvala—

CS for CS for SB 1168—A bill to be entitled An act relating to implementation of the water and land conservation constitutional amendment; amending s. 375.041, F.S.; requiring a minimum specified amount of funds within the Land Acquisition Trust Fund to be appropriated for Everglades restoration projects; providing a preference in the use of funds to certain projects that reduce harmful discharges to the St. Lucie Estuary and the Caloosahatchee Estuary; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; requiring a minimum specified amount of funds within the Land Acquisition Trust Fund to be appropriated for spring restoration, protection, and management projects; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; requiring a specified appropriation for projects dedicated to the restoration of Lake Apopka; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds;

requiring a specified appropriation for projects dedicated to the restoration of Kings Bay or Crystal River; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; deleting an obsolete provision; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senator Latvala—

CS for CS for SB 1250—A bill to be entitled An act relating to the health care workforce; amending s. 110.12315, F.S.; expanding the categories of persons who may prescribe brand name drugs under the prescription drug program when medically necessary; amending ss. 310.071, 310.073, and 310.081, F.S.; exempting controlled substances prescribed by an advanced registered nurse practitioner or a physician assistant from the disqualifications for initial or continued certification or licensure, as a deputy pilot or state pilot; amending s. 394.453, F.S.; revising legislative intent; amending s. 394.467, F.S.; authorizing procedures for recommending admission of a patient to a treatment facility; amending s. 395.1051, F.S.; requiring a hospital to provide specified advance notice to certain obstetrical physicians before it closes its obstetrical department or ceases to provide obstetrical services; amending s. 397.451, F.S.; revising provisions relating to exemptions from disqualification for certain service provider personnel; 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; amending s. 456.072, F.S.; providing mandatory administrative penalties for certain violations relating to prescribing or dispensing a controlled substance; amending s. 456.44, F.S.; providing a definition; deleting an obsolete date; requiring advanced registered nurse practitioners and physician assistants who prescribe controlled substances for certain pain to make a certain designation, comply with registration requirements, and follow specified standards of practice; providing applicability; amending ss. 458.3265 and 459.0137, F.S.; limiting the authority to prescribe a controlled substance in a pain-management clinic only to a physician licensed under chapter 458 or chapter 459, F.S.; amending s. 458.347, F.S.; revising the required continuing education requirements for physician assistants; requiring that a specified formulary limit the prescription of certain controlled substances by physician assistants as of a specified date; amending s. 464.003, F.S.; redefining the term "advanced or specialized nursing practice"; deleting the joint committee established in the definition; amending s. 464.012, F.S.; requiring the Board of Nursing to establish a committee to recommend a formulary of controlled substances that may not be prescribed, or that may be prescribed only on a limited basis, by an advanced registered nurse practitioner; specifying the membership of the committee; providing parameters for the formulary; requiring that the formulary be adopted by board rule; specifying the process for amending the formulary and imposing a burden of proof; limiting the formulary's application in certain instances; requiring the board to adopt the committee's initial recommendations by a specified date; authorizing an advanced registered nurse practitioner to prescribe, dispense, administer, or order drugs, including certain controlled substances under certain circumstances, as of a specified date; amending s. 464.013, F.S.; revising continuing education requirements for renewal of a license or certificate; amending s. 464.018, F.S.; specifying acts that constitute grounds for denial of a license or for disciplinary action against an advanced registered nurse practitioner; amending s. 893.02, F.S.; redefining the term "practitioner" to include advanced registered nurse practitioners and physician assistants under the Florida Comprehensive Drug Abuse Prevention and Control Act for the purpose of prescribing controlled substances if a certain requirement is met; amending s. 948.03, F.S.; providing that possession of drugs or narcotics prescribed by an advanced registered nurse practitioner or a physician assistant does not violate a prohibition relating to the possession of drugs or narcotics during probation; amending ss. 458.348 and 459.025, F.S.; conforming provisions to changes made by the act; reenacting ss. 458.331(10), 458.347(7)(g), 459.015(10), 459.022(7)(f), and 465.0158(5)(b), F.S., relating to grounds for disciplinary action against certain licensed health care practitioners or applicants, physician assistant licensure, the imposition of penalties upon physician assistants by the Board of Osteopathic Medicine, and nonresident sterile compounding permits, respectively, to incorporate the amendment made by the act to s. 456.072, F.S., in references thereto; reenacting ss. 456.072(1)(mm) and 466.02751, F.S., relating to grounds for discipline

of certain licensed health care practitioners or applicants and dentist practitioner profiles, respectively, to incorporate the amendment made by the act to s. 456.44, F.S., in references thereto; reenacting ss. 458.303, 458.3475(7)(b), 459.022(4)(e) and (9)(c), and 459.023(7)(b), F.S., relating to the nonapplicability of certain provisions to specified health care practitioners, and the duties of the Board of Medicine and the Board of Osteopathic Medicine with respect to anesthesiologist assistants, respectively, to incorporate the amendment made by the act to s. 458.347, F.S., in references thereto; reenacting ss. 456.041(1)(a) and 458.348(1) and (2), F.S., relating to practitioner profiles and notice and standards for formal supervisory relationships, respectively, to incorporate the amendment made by the act to s. 464.012, F.S., in references thereto; reenacting s. 464.0205(7), F.S., relating to certification as a retired volunteer nurse to incorporate the amendment made by the act to s. 464.013, F.S., in a reference thereto; reenacting ss. 320.0848(11), 464.008(2), 464.009(5), and 464.0205(1)(b), (3), and (4)(b), F.S., relating to violations of provisions for disability parking, licensure by examination of registered nurses and licensed practical nurses, licensure by endorsement to practice professional or practical nursing, disciplinary actions against nursing applicants or licensees, and retired volunteer nurse certifications, respectively, to incorporate the amendment made by the act to s. 464.018, F.S., in references thereto; reenacting s. 775.051, F.S., relating to exclusion as a defense and non-admissibility as evidence of voluntary intoxication to incorporate the amendment made by the act to s. 893.02, F.S., in a reference thereto; reenacting ss. 944.17(3)(a), 948.001(8), and 948.101(1)(e), F.S., relating to receipt by the state correctional system of certain persons sentenced to incarceration, the definition of the term “probation,” and the terms and conditions of community control, respectively, to incorporate the amendment made by the act to s. 948.03, F.S., in references thereto; providing effective dates.

By the Committees on Appropriations; and Agriculture; and Senator Hutson—

CS for CS for SB 1310—A bill to be entitled An act relating to agriculture; amending s. 193.461, F.S.; revising the period during which certain agricultural lands in eradication or quarantine programs continue to be classified as such; providing for the classification of such lands that are replanted in citrus; creating s. 580.0365, F.S.; preempting regulatory authority over commercial feed and feedstuff to the Department of Agriculture and Consumer Services; amending s. 581.211, F.S.; providing penalties for certain handling of plant pests without a special permit from the Division of Plant Industry within the department; specifying that moneys collected must be deposited into the Plant Industry Trust Fund; amending s. 704.06, F.S.; revising the definition of the term “conservation easement”; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senator Brandes—

CS for CS for SB 1392—A bill to be entitled An act relating to transportation; amending s. 311.12, F.S.; establishing the Seaport Security Advisory Committee under the direction of the Florida Seaport Transportation and Economic Development Council; providing membership and duties; directing the council to establish a Seaport Security Grant Program to assist in the implementation of security at specified seaports; directing the council to review applications, make recommendations to the council, and adopt rules; amending s. 316.003, F.S.; defining the term “driver-assistive truck platooning technology”; directing the Department of Transportation to study the operation of driver-assistive truck platooning technology; authorizing the department to conduct a pilot project to test such operation; providing security requirements; requiring a report to the Governor and the Legislature; amending s. 316.0745, F.S.; revising the circumstances under which the Department of Transportation is authorized to direct the removal of certain traffic control devices; requiring the public agency erecting or installing such a device to bring it into compliance with certain requirements or remove it upon the direction of the department; amending s. 316.235, F.S.; revising specifications for bus deceleration lighting systems; amending s. 316.303, F.S.; revising the prohibition from operating, under certain circumstances, a motor vehicle that is equipped with television-type receiving equipment; providing exceptions to the prohibition against displaying moving television broadcast or pre-recorded video entertainment content in vehicles; amending s. 316.640,

F.S.; expanding the authority of a chartered municipal parking enforcement specialist to enforce state, county, and municipal parking laws and ordinances within the boundaries of certain counties pursuant to a memorandum of understanding; amending s. 316.85, F.S.; revising the circumstances under which a licensed driver is authorized to operate an autonomous vehicle in autonomous mode; amending s. 316.86, F.S.; deleting a provision authorizing the operation of vehicles equipped with autonomous technology on roads in this state for testing purposes by certain persons or research organizations; deleting a requirement that a human operator be present in an autonomous vehicle for testing purposes; deleting certain financial responsibility requirements for entities performing such testing; amending s. 319.145, F.S.; revising provisions relating to required equipment and operation of autonomous vehicles; amending s. 320.525, F.S.; revising the definition of the term “port vehicles and equipment”; amending s. 332.08, F.S.; extending the authorized term of certain airport-related leases; creating s. 335.085, F.S.; providing a short title; requiring the department to install roadside barriers to shield water bodies contiguous with state roads at certain locations by a specified date under certain circumstances; providing applicability; requiring the department to review specified information related to certain motor vehicle accidents on state roads contiguous with water bodies which occurred during a specified timeframe, subject to certain requirements; requiring the department to submit a report to the Legislature by a specified date, subject to certain requirements; amending s. 337.0261, F.S.; requiring local governments to consider information provided by the department regarding the effect that approving or denying certain regulations may have on the cost of construction aggregate materials in the local area, the region, and the state; amending s. 337.18, F.S.; revising conditions for waiver of a required surety bond; amending s. 338.165, F.S.; deleting an authorization to issue certain bonds secured by toll revenues collected on the Beeline-East Expressway, the Navarre Bridge, and the Pinellas Bayway; authorizing the department’s Pinellas Bayway System to be transferred by the department and become part of the turnpike system under the Florida Turnpike Enterprise Law; providing applicability; requiring the department to transfer certain funds to the Florida Turnpike Enterprise for certain purposes; repealing chapter 85-364, Laws of Florida, as amended, relating to the Pinellas Bayway; amending s. 338.231, F.S.; increasing the number of years before an inactive prepaid toll account shall be presumed unclaimed; deleting provisions relating to the use of revenues from the turnpike system to pay the principal and interest of a specified series of bonds and certain expenses of the Sawgrass Expressway; amending s. 339.175, F.S.; requiring certain long-range transportation plans to include assessment of capital investment and other measures necessary to make the most efficient use of existing transportation facilities to improve safety; requiring the assessments to include consideration of infrastructure and technological improvements necessary to accommodate advances in vehicle technology; amending s. 339.2818, F.S.; increasing the population ceiling in the definition of the term “small county” for purposes of the Small County Outreach Program; deleting an alternative definition of the term “small county” for a specified fiscal year; amending s. 339.55, F.S.; revising the purpose of the state-funded infrastructure bank within the department to include constructing and improving ancillary facilities that produce or distribute natural gas or fuel; authorizing the department to consider applications for loans from the bank for development and construction of natural gas fuel production or distribution facilities used primarily to support transportation activities at seaports or intermodal facilities beginning on a specified date; authorizing use of such loans to refinance outstanding debt; amending s. 339.64, F.S.; requiring the department to coordinate with certain partners and industry representatives to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology in Strategic Intermodal System facilities; requiring the Strategic Intermodal System Plan to include a needs assessment regarding such infrastructure and technological improvements; repealing s. 341.0532, F.S., relating to statewide transportation corridors; amending s. 343.92, F.S.; increasing the members on the governing board of the Tampa Bay Area Regional Transportation Authority; requiring the secretary of the department to appoint two advisors to the board subject to certain requirements, rather than appointing one nonvoting, ex officio member of the board; amending s. 343.922, F.S.; requiring the authority to present a certain master plan and updates to, and coordinate projects and plans with, the Tampa Bay Area Regional Transportation Authority (TBARTA) Metropolitan Planning Organization Chairs Coordinating Committee, rather than the West Central Florida M.P.O. Chairs Coordinating Committee; requiring the authority to provide certain administrative

support and direction to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee; amending s. 348.565, F.S.; expanding the list of projects of the Tampa-Hillsborough County Expressway Authority which are approved to be financed or refinanced by the issuance of certain revenue bonds; amending s. 479.16, F.S.; exempting certain signs from a specified permit, subject to certain requirements and restrictions; providing an effective date.

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

CS for SB 7050—A bill to be entitled An act relating to information technology security; amending s. 20.61, F.S.; revising the membership of the Technology Advisory Council to include a cybersecurity expert; amending s. 282.318, F.S.; revising the duties of the Agency for State Technology; providing that risk assessments and security audits may be completed by a private vendor; providing for the establishment of computer security incident response teams within state agencies; providing for the establishment of an information technology security incident reporting process; providing for information technology security and cybersecurity awareness training; revising duties of state agency heads; establishing computer security incident response team responsibilities; establishing notification procedures and reporting timelines for an information technology security incident or breach; providing an effective date.

By the Committees on Appropriations; and Health Policy—

CS for SB 7056—A bill to be entitled An act relating to long-term care managed care prioritization; amending s. 409.962, F.S.; defining terms; amending s. 409.979, F.S.; requiring the Department of Elderly Affairs to maintain a statewide wait list for enrollment for home and community-based services through the Medicaid long-term care managed care program; requiring the department to prioritize individuals for potential enrollment using a frailty-based screening tool that provides a priority score; providing for determinations regarding offers of enrollment; requiring screening and certain rescreening by Aging Resource Center personnel of individuals requesting long-term care services from the program; requiring the department to adopt by rule a screening tool; requiring the department to make a specified methodology available on its website; requiring the department to notify applicants if they are placed on the wait list; requiring the department to conduct prerelease assessments upon notification by the agency of available capacity; authorizing certain individuals to enroll in the long-term care managed care program; authorizing the department to terminate an individual from the wait list under certain circumstances; providing for priority enrollment for home and community-based services; authorizing the department and the Agency for Health Care Administration to adopt rules; deleting obsolete language; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 89 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Diaz, J., Santiago, Campbell, Cortes, B., Costello, Diaz, M., La Rosa, Latvala, Nuñez, Pafford, Perry, Plasencia, Raschein, Torres, Van Zant, Wood—

CS for HB 89—A bill to be entitled An act relating to the Florida Kidcare program; amending s. 409.811, F.S.; defining the term "lawfully residing child"; deleting the definition of the term "qualified alien"; conforming provisions to changes made by the act; amending s. 409.814, F.S.; revising eligibility for the program to conform to changes made by the act; clarifying that undocumented immigrants are excluded from eligibility; amending s. 409.904, F.S.; providing eligibility for optional payments for medical assistance and related services for certain law-

fully residing children; clarifying that undocumented immigrants are excluded from eligibility for optional Medicaid payments or related services; amending s. 624.91, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 153 and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee, Agriculture & Natural Resources Subcommittee and Representative(s) Santiago, Lee, Fitzenhagen, Pritchett, Rooney—

CS for CS for CS for HB 153—A bill to be entitled An act relating to the Healthy Food Financing Initiative Pilot Program; creating the Healthy Food Financing Initiative Pilot Program; providing definitions; directing the Department of Agriculture and Consumer Services to establish a program to provide specified financing to construct, rehabilitate, or expand grocery stores and supermarkets in underserved communities in low-income and moderate-income areas; authorizing the department to contract with a third-party administrator; providing program, project, and applicant requirements; authorizing funds to be used for specified purposes; directing the department submit a report to the Legislature by a specified date; requiring that loan repayments be transferred to the General Revenue Fund; directing the department to adopt rules; providing for expiration of the program; providing an appropriation; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS/CS/HB 307 & HB 1313, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Gaetz, Brodeur, Edwards, Campbell, Goodson, Perry, Peters, Raschein, Rehwinkel Vasilinda, Watson, C.—

CS for CS/CS/HB 307 & HB 1313—A bill to be entitled An act relating to the medical use of cannabis; amending s. 381.986, F.S.; providing and revising definitions; revising requirements for physicians ordering low-THC cannabis, medical cannabis, or a cannabis delivery device; revising the information a physician must update on the registry; requiring a physician to update the registry within a specified timeframe; requiring a physician to obtain certain written consent; providing that a physician commits a misdemeanor of the first degree under certain circumstances; providing that an eligible patient who uses medical cannabis, and such patient's legal representative, who administers medical cannabis in specified prohibited locations commits a misdemeanor of the first degree; providing that a physician who orders low-THC cannabis or medical cannabis and receives related compensation from a dispensing organization is subject to disciplinary action; revising requirements relating to physician education; providing that the appropriate board must require the medical director of each dispensing organization to hold a certain license; revising the information that the Department of Health is required to include in its online compassionate use registry; revising performance bond requirements for certain dispensing organizations; requiring the department to approve three dispensing organizations, including specified applicants, under certain circumstances; providing requirements for the three dispensing organizations; requiring the department to allow a dispen-

sing organization to make certain wholesale purchases from or distributions to another dispensing organization; revising standards to be met and maintained by dispensing organizations; authorizing dispensing organizations to use certain pesticides after consultation with the Department of Agriculture and Consumer Services; providing requirements for dispensing organizations when they are growing and processing low-THC cannabis or medical cannabis; requiring dispensing organizations to inspect seeds and growing plants for certain pests and perform certain fumigation and treatment of plants; providing that dispensing organizations may not dispense low-THC cannabis and medical cannabis unless they meet certain testing requirements; requiring dispensing organizations to maintain certain records; requiring dispensing organizations to contract with an independent testing laboratory to perform certain audits; providing packaging requirements for low-THC and medical cannabis; requiring dispensing organizations to retain certain samples for specified purposes; providing delivery requirements for dispensing organizations when dispensing low-THC cannabis and medical cannabis; providing certain safety and security requirements for dispensing organizations; providing certain safety and security requirements for the transport of low-THC cannabis and medical cannabis; authorizing the department to conduct certain inspections; providing inspection requirements; authorizing the department to enter into certain interagency agreements; requiring the department to make certain information available on its website; authorizing the department to establish a system for issuing and renewing registration cards; providing requirements for the registration cards; authorizing the department to impose certain fines; authorizing the department to suspend, revoke, or refuse to renew a dispensing organization's approval under certain circumstances; requiring the department to renew the dispensing organization biennially under certain conditions; providing applicability; authorizing an approved independent testing laboratory to possess, test, transport, and lawfully dispose of low-THC cannabis or medical cannabis by department rule; providing that a dispensing organization is presumed to be registered with the department under certain circumstances; providing that a person is not exempt from prosecution for certain offenses and is not relieved from certain requirements of law under certain circumstances; amending s. 499.0295, F.S.; revising definitions; authorizing certain manufacturers to dispense cannabis delivery devices; requiring the department to authorize certain dispensing organizations or applicants to provide low-THC cannabis, medical cannabis, and cannabis delivery devices to eligible patients; providing for dispensing organizations or applicants meeting specified criteria to be granted authorization to cultivate certain cannabis and operate as dispensing organizations; requiring the department to grant approval as a dispensing organization to certain qualified applicants by a specified date; authorizing two dispensing organizations in the same region under certain circumstances; authorizing the Department of Health to enforce certain rules; providing applicability; authorizing certain colleges and universities to conduct certain cannabis research; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Criminal and Civil Justice; Fiscal Policy; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 347, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Finance & Tax Committee and Representative(s) Sprowls, Caldwell—

CS for HB 347—A bill to be entitled An act relating to utility projects; providing a short title; defining terms; authorizing certain local governmental entities to finance the costs of a utility project by issuing utility cost containment bonds upon application by a local agency; specifying application requirements; requiring a successor entity of a local agency to assume and perform the obligations of the local agency with respect to the financing of a utility project; providing procedures for local agencies to use when applying to finance a utility project using utility cost containment bonds; authorizing an authority to issue utility cost containment bonds for specified purposes related to utility projects; authorizing an authority to form alternate entities to finance utility projects; requiring the governing body of the authority to adopt a fi-

ancing resolution and impose a utility project charge on customers of a publicly owned utility as a condition of utility project financing; specifying required and optional provisions of the financing resolution; specifying powers of the authority; requiring the local agency or its publicly owned utility to assist the authority in the establishment or adjustment of the utility project charge; requiring that customers of the public utility specified in the financing resolution pay the utility project charge; providing for adjustment of the utility project charge; establishing ownership of the revenues of the utility project charge; requiring the local agency or its publicly owned utility to collect the utility project charge; conditioning a customer's receipt of public utility services on payment of the utility project charge; authorizing a local agency or its publicly owned utility to use available remedies to enforce collection of the utility project charge; providing that the pledge of the utility project charge to secure payment of bonds issued to finance the utility project is irrevocable and cannot be reduced or impaired except under certain conditions; providing that a utility project charge constitutes utility project property; providing that utility project property is subject to a lien to secure payment of costs relating to utility cost containment bonds; establishing payment priorities for the use of revenues of the utility project property; providing for the issuance and validation of utility cost containment bonds; securing the payment of utility cost containment bonds and related costs; providing that utility cost containment bonds do not obligate the state or any political subdivision and are not backed by their full faith and credit and taxing power; requiring that certain disclosures be printed on utility cost containment bonds; providing that financing costs related to utility cost containment bonds are an obligation of the authority only; providing limitations on the state's ability to alter financing costs or utility project property under certain circumstances; prohibiting an authority with outstanding payment obligations on utility cost containment bonds from becoming a debtor under certain federal or state laws; providing for construction; endowing public entities with certain powers; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Finance and Tax; Communications, Energy, and Public Utilities; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 491, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Finance & Tax Committee, Energy & Utilities Subcommittee and Representative(s) Smith, Perry, Van Zant—

CS for CS for CS for HB 491—A bill to be entitled An act relating to water and wastewater; creating s. 159.8105, F.S.; requiring the Division of Bond Finance of the State Board of Administration to review the allocation of private activity bonds to determine the availability of additional allocation and reallocation of bonds for water and wastewater infrastructure projects; amending s. 367.022, F.S.; exempting from regulation by the Florida Public Service Commission a person who resells water service to certain tenants or residents up to a specified percentage or cost; amending s. 367.081, F.S.; providing that the commission may authorize a utility to create a utility reserve fund under certain circumstances; requiring the commission to adopt rules to govern the implementation, management, and use of the fund; establishing criteria for adjusted rates; specifying expense items that may be the basis for an automatic increase or decrease of a utility's rates; authorizing the commission to establish by rule additional specified expense items; specifying the time period over which rate case expenses may be apportioned if a public utility is authorized to recover those expenses through its rates; prohibiting a utility from earning a return on the unamortized balance of the rate case expense; amending s. 367.0814, F.S.; requiring the commission to award rate case expenses to recover attorney fees or fees of other outside consultants in certain circumstances; requiring the commission to propose rules by a certain date; repealing s. 367.0816, F.S., relating to the recovery of rate case expenses; amending s. 367.111, F.S.; authorizing the commission to review water quality and wastewater service under certain circumstances; amending s. 367.165, F.S.; requiring counties to comply with

requirements for abandoned water and wastewater systems; amending s. 403.8532, F.S.; authorizing the Department of Environmental Protection to require or request that the Florida Water Pollution Control Financing Corporation make loans, grants, and deposits to for-profit, privately owned, or investor-owned water systems; removing current restrictions on such activities; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 499 by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Bob Ward, Clerk

By Appropriations Committee, Local & Federal Affairs Committee and Representative(s) Avila—

CS for CS for HB 499—A bill to be entitled An act relating to ad valorem taxation; amending s. 129.03, F.S.; revising the information required to be included on summaries of adopted tentative budgets; authorizing a summary statement to be published more than once in specified locations; amending s. 192.0105, F.S.; conforming provisions to changes made by the act; amending s. 193.073, F.S.; establishing procedures for the revision of an erroneous or incomplete personal property tax return; amending s. 193.122, F.S.; establishing deadlines for value adjustment boards to complete final assessment roll certifications; providing exceptions; providing applicability; amending s. 193.155, F.S.; providing timeframes in which taxpayers may appeal to the value adjustment board the application of the assessment limitation on homestead property; amending ss. 193.1554 and 193.1555, F.S.; providing timeframes in which taxpayers may appeal the application of the assessment limitation on certain property to the value adjustment board; authorizing the waiver of penalties and interest under certain circumstances; allowing certain taxpayers to pay taxes, penalties, and interest within a specified period to avoid the filing of a lien; amending s. 194.011, F.S.; revising the procedures for filing petitions to the value adjustment board; revising the procedures used during a value adjustment board hearing; revising the documentation required to be on evidence lists during value adjustment board hearings; specifying the period during which certain evidence remains confidential; amending s. 194.014, F.S.; revising the interest rate upon which certain unpaid and overpaid ad valorem taxes accrue; defining the term "bank prime loan rate"; amending s. 194.015, F.S.; revising procedures for appointment to a value adjustment board; amending s. 194.032, F.S.; revising requirements for the provision of property record cards to a petitioner; requiring the petitioner or property appraiser to show good cause to reschedule a hearing related to an assessment; defining the term "good cause"; requiring value adjustment boards to address issues concerning assessment rolls by a time certain; providing an exception; amending s. 194.034, F.S.; revising the authorization required for various entities that may represent a taxpayer before the value adjustment board; prohibiting a taxpayer from contesting an assessment unless the return was timely filed; defining the term "timely filed"; revising provisions relating to findings of fact; amending s. 194.035, F.S.; specifying that certain petitions must be heard by an attorney special magistrate; prohibiting consideration of assessment reductions recommended in previous hearings by special magistrates when appointing a special magistrate; amending s. 1011.62, F.S.; revising dates for purposes of computing each school district's required local effort; repealing certain rules adopted by the Department of Revenue; providing a finding of important state interest; providing effective dates.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 535, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Government Operations Appropriations Subcommittee, Business & Professions Subcommittee and Representative(s) Eagle, Cortes, B., Goodson, Grant, Passidomo, Renner, Van Zant, Williams, A.—

CS for CS for CS for HB 535—A bill to be entitled An act relating to building codes; amending s. 468.609, F.S.; revising the certification examination requirements for building code inspectors, plans examiners, and building code administrators; requiring the Florida Building Code Administrators and Inspectors Board to provide for issuance of certain provisional certificates; amending s. 489.103, F.S.; providing an exemption for certain employees who make minor repairs to existing electric water heaters and to existing electric heating, ventilating, and air-conditioning systems under specified circumstances; providing that the exemption does not limit the authority of a municipality or county to adopt or enforce certain ordinances, rules, or regulations; amending s. 489.105, F.S.; revising the definition of the term "plumbing contractor"; amending s. 489.1401, F.S.; revising legislative intent with respect to the purpose of the Florida Homeowners' Construction Recovery Fund; providing legislative intent that Division II contractors set apart funds to participate in the fund; amending s. 489.1402, F.S.; revising definitions; amending s. 489.141, F.S.; authorizing certain claimants to make a claim against the recovery fund for certain contracts entered into before a specified date; amending s. 489.1425, F.S.; revising a notification provided by contractors to certain residential property owners to state that payment from the recovery fund is limited; amending s. 489.143, F.S.; revising provisions concerning payments from the recovery fund; specifying claim amounts for certain contracts entered into on or after specified dates; providing aggregate caps for payments; amending s. 489.503, F.S.; exempting certain low-voltage landscape lighting from licensed electrical contractor installation requirements; amending s. 514.011, F.S.; defining the term "temporary pool"; amending s. 514.0115, F.S.; prohibiting a portable pool from being regulated as a public pool in certain circumstances; prohibiting a temporary pool from being regulated as a public pool; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 514.031, F.S.; prohibiting a portable pool from being used as a public pool unless it is exempt under s. 514.0115, F.S.; amending s. 515.27, F.S.; revising minimum requirements for a residential swimming pool to pass final inspection and receive a certificate of completion to include specified swimming pool alarms; amending s. 553.512, F.S.; revising the membership of the Accessibility Advisory Council; amending s. 553.721, F.S.; directing the Florida Building Code Compliance and Mitigation Program to fund, from existing resources, the recommendations made by the Building Code System Uniform Implementation Evaluation Workgroup; providing a limitation; requiring that a specified amount of funds from the surcharge be used to fund certain Florida Fire Prevention Code informal interpretations; requiring the State Fire Marshal to adopt rules; amending s. 553.73, F.S.; authorizing local boards created to address specified issues to combine the appeals boards to create a single, local board; authorizing the local board to grant alternatives or modifications through specified procedures; providing quorum requirements; authorizing the appeal to a local administrative board of specified decisions made by a local fire official; specifying the decisions of the local building official and the local fire official which are subject to review; providing requirements for fire service access elevators and elevator lobbies in certain buildings; specifying standards for standpipes in high-rise buildings; amending s. 553.775, F.S.; revising membership on a panel that hears requests to review decisions of local building officials; amending s. 553.79, F.S.; providing grounds for disciplinary action against a plans reviewer or building code administrator; authorizing a building official to issue a permit for the construction of the foundation or any other part of a building or structure before the construction documents for the entire building or structure have been submitted; providing that the holder of such permit begins building at the holder's own risk and without assurance that a permit for the entire structure will be granted; creating s. 553.7931, F.S.; defining the term "applicable local governmental entity"; requiring the owner, lessee, or occupant of a property to register an alarm system under certain circumstances; requiring contractors and alarm system monitoring companies to provide notice to an owner, lessee, or occupant that registration of the alarm system may be required; exempting a contractor or alarm system monitoring company from specified fines and penalties; prohibiting local governmental entities from requiring notarization of an alarm system registration form; providing for preemption; amending s. 553.80, F.S.; prohibiting a local enforcement agency from charging additional fees related to the recording of a con-

tractor's license or workers' compensation insurance; amending s. 553.842, F.S.; specifying additional approved evaluation entities; amending s. 553.844, F.S.; excluding certain work associated with the prevention of degradation of a residence from certain building permit requirements; reviving, readopting, and amending s. 553.844(4), F.S.; deleting an obsolete provision providing for expiration of requirements for the adoption of certain mitigation techniques by the Florida Building Commission within the Florida Building Code for certain structures; revising such requirements; amending s. 553.883, F.S.; exempting certain devices from certain smoke alarm battery requirements; amending s. 553.908, F.S.; providing for the amendment of portions of the Florida Building Code, Energy Conservation, related to certain buildings and dwelling units after a specified date; delaying the effective date of certain portions of the Florida Building Code, Energy Conservation, related to blower door testing; providing for the amendment of portions of the Florida Building Code, Mechanical, and Florida Building Code, Residential, related to air infiltration rates in a dwelling after a specified date; amending s. 553.998, F.S.; specifying the types of individuals from whom local enforcement agencies shall accept duct and air infiltration tests and may accept inspections; amending s. 633.202, F.S.; requiring all new high-rise and existing high-rise buildings to maintain a minimum radio signal strength for fire department communications; providing a transitory period for compliance; requiring existing apartment buildings that are not in compliance to initiate an application for an appropriate permit by a specified date; requiring areas of refuge to be required as determined by the Florida Building Code, Accessibility; amending s. 633.208, F.S.; authorizing fire officials to consider certain systems acceptable when identifying low-cost alternatives; amending s. 633.336, F.S.; authorizing a licensed fire protection contractor to subcontract for advanced technical services under certain circumstances; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the commission; specifying the purpose of the task force; requiring a report to the Governor and Legislature; providing for membership; requiring the commission to provide staff, information, and other assistance to the task force; providing that members of the task force serve without compensation; providing for meetings; providing for expiration of the task force; creating the Construction Industry Workforce Task Force within the University of Florida M. E. Rinker, Sr., School of Construction Management; specifying the goals of the task force; providing for membership; requiring the school to provide assistance to the task force; providing for meetings; requiring a report to the Governor and Legislature; providing an appropriation from specified funds available to the Department of Business and Professional Regulation; providing for expiration of the task force; requiring the commission to amend the Florida Building Code to define the term "fire separation distance," to specify openings and roof overhang projection requirements, to adopt a specific energy rating index as an option for compliance, to provide for Climate Zone indices, to provide exceptions to shower lining requirements, and to provide minimum fire separation distances; requiring a restaurant, cafeteria, or similar dining facility to have sprinklers only under specified circumstances; amending ss. 125.56 and 553.79, F.S.; requiring counties and local enforcement agencies, respectively, to post all types of building permit applications on their websites; specifying the format in which completed applications must be submitted and the format in which payments, attachments, and drawings may be submitted; providing effective dates.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 561 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee, Agriculture & Natural Resources Subcommittee and Representative(s) Combee—

CS for CS for HB 561—A bill to be entitled An act relating to the organizational structure of the Department of Environmental Protection; amending s. 20.255, F.S.; establishing the Office of the Secretary within the department; authorizing the Secretary of Environmental Protection to establish offices within the office or within the department's divisions to promote the efficient and effective operation of

the department; providing for the secretary to appoint a general counsel; removing the required establishment of certain offices; establishing the Division of Water Restoration Assistance within the department; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 589, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee, Agriculture & Natural Resources Subcommittee and Representative(s) Pigman, Ahern—

CS for CS for CS for HB 589—A bill to be entitled An act relating to environmental control; repealing s. 373.245, F.S., relating to violations of consumptive use permit conditions; amending s. 373.323, F.S.; revising eligibility requirements for taking the water well contractor licensure examination; amending s. 378.209, F.S.; providing conditions under which certain constructed clay settling areas are exempt from reclamation rate and financial responsibility requirements; amending s. 403.067, F.S.; authorizing the use of land set-asides and land use modifications, including constructed wetlands or other water quality improvement projects, in water quality credit trading; amending s. 403.201, F.S.; providing applicability of prohibited variances concerning discharges of waste into waters of the state and hazardous waste management; amending s. 403.709, F.S.; revising conditions under which the Department of Environmental Protection may use specified funds to contract with a third party for the closing and long-term care of solid waste management facilities; abrogating the scheduled expiration of such authorization; amending s. 403.814, F.S.; requiring Florida registered professionals to certify that certain stormwater management systems will meet additional requirements for a general permit; requiring that such certification be submitted to the department or water management district before construction of such stormwater management systems begins; reenacting s. 373.414(17), F.S., relating to variances for activities in surface waters and wetlands, to incorporate the amendment made by the act to s. 403.201, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 613 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee and Representative(s) Sullivan—

CS for HB 613—A bill to be entitled An act relating to workers' compensation system administration; amending s. 440.021, F.S.; conforming a cross-reference; amending s. 440.05, F.S.; deleting a required item to be listed on a notice of election to be exempt; revising specified rules regarding the maintenance of business records by an officer of a corporation; removing the requirement that the Department of Financial Services issue a specified stop-work order; amending s. 440.107, F.S.; requiring that the department allow an employer who has not previously been issued an order of penalty assessment to receive a specified credit to be applied to the penalty; prohibiting the application of a specified credit unless the employer provides specified documentation and proof of payment to the department within a specified period; requiring the department to reduce the final assessed penalty by a specified percentage for employers who have not been previously issued a stop-work order or order of penalty assessment; revising the penalty calculation for the imputed weekly payroll for an employee;

amending s. 440.13, F.S.; eliminating the certification requirements when an expert medical advisor is selected by a judge of compensation claims; providing requirements for the selection of an expert medical advisor; amending s. 440.185, F.S.; deleting the requirement that employers notify the department within 24 hours of any injury resulting in death; amending s. 440.42, F.S.; conforming a cross-reference; amending s. 440.49, F.S.; revising definitions; revising the requirements for filing a claim; deleting the preferred worker program; deleting the notification fees on certain filed claims which supplement the Special Disability Trust Fund; conforming cross-references; amending s. 440.50, F.S.; conforming cross-references; amending s. 440.52, F.S.; deleting a fee for certain registration of insurance carriers; amending s. 624.4626, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 651, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Government Operations Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Beshears, Williams, A.—

CS for CS for CS for HB 651—A bill to be entitled An act relating to the Department of Financial Services; amending s. 48.151, F.S.; authorizing the department to create an Internet-based transmission system to accept service of process; amending s. 110.1315, F.S.; removing a requirement that the Executive Office of the Governor review and approve a certain alternative retirement income security program provided by the department; amending s. 112.215, F.S.; authorizing the Chief Financial Officer, with the approval of the State Board of Administration, to include specified employees other than state employees in a deferred compensation plan; conforming a provision to a change made by the act; amending s. 137.09, F.S.; removing a requirement that the department approve certain bonds of county officers; amending s. 215.97, F.S.; revising and providing definitions; increasing the amount of a certain audit threshold; revising applicability to remove for-profit organizations; exempting specified higher education entities from certain audit requirements; revising the requirements for state-funded contracts or agreements between a state awarding agency and a higher education entity; providing an exception; providing applicability; conforming provisions to changes made by the act; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide certain driver license images to the department for the purpose of investigating allegations of violations of the insurance code; amending s. 374.983, F.S.; naming the Board of Commissioners of the Florida Inland Navigation District, rather than the Chief Financial Officer, as the entity that receives and approves certain surety bonds of commissioners; amending s. 509.211, F.S.; revising certain standards for carbon monoxide detector devices in specified spaces or rooms of public lodging establishments; providing that the local fire official, or his or her designee, rather than the State Fire Marshal, may exempt a device from such standards; providing an alternative installation method for such devices; amending s. 624.307, F.S.; conforming provisions to changes made by the act; specifying requirements for the Chief Financial Officer in providing notice of electronic transmission of process documents; amending s. 624.423, F.S.; authorizing service of process by specified means; reenacting and amending s. 624.502, F.S.; providing that a party requesting service of process shall pay a specified fee to the department or Office of Insurance Regulation for such service; amending s. 626.854, F.S.; revising applicability of the definition of the term "public adjuster"; amending s. 626.907, F.S.; requiring a service of process fee for certain service of process made by the Chief Financial Officer; revising methods by which copies of the service of process may be provided to a defendant; specifying the determination of a defendant's last known principal place of business; amending s. 626.921, F.S.; revising membership requirements of the Florida Surplus Lines

Service Office board of governors; amending s. 626.9892, F.S.; revising criteria for the Anti-Fraud Reward Program; amending s. 627.7074, F.S.; providing an additional ground for disqualifying a neutral evaluator for disputed sinkhole insurance claims; amending s. 633.102, F.S.; redefining the term "fire service provider"; creating s. 633.107, F.S.; authorizing the department to grant exemptions from disqualification for licensure or certification by the Division of State Fire Marshal under certain circumstances; specifying the information an applicant must provide; providing the manner in which the department must render its decision to grant or deny an exemption; providing procedures for an applicant to contest the decision; providing an exception from certain requirements; authorizing the division to adopt rules; creating s. 633.135, F.S.; establishing the Firefighter Assistance Program for certain purposes; requiring the division to administer the program and annually award grants to qualifying fire departments; defining the term "combination fire department"; providing eligibility requirements; requiring the State Fire Marshal to adopt rules and procedures; providing program requirements; amending s. 633.208, F.S.; revising applicability of the Life Safety Code to exclude one-family and two-family dwellings, rather than only such dwellings that are newly constructed; amending s. 633.408, F.S.; revising firefighter and volunteer firefighter certification requirements; specifying the duration of certain firefighter certifications; amending s. 633.412, F.S.; deleting a requirement that the division suspend or revoke all issued certificates if an individual's certificate is suspended or revoked; amending s. 633.414, F.S.; conforming provisions to changes made by the act; revising alternative requirements for renewing specified certifications; providing grounds for denial of, or disciplinary action against, certifications for a firefighter or volunteer firefighter; amending s. 633.426, F.S.; revising a definition; providing a date after which an individual is subject to revocation of certification under specified circumstances; amending s. 717.138, F.S.; providing applicability of the department's rulemaking authority relating to the disposition of unclaimed property; providing an appropriation and authorizing a position; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 685, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Criminal Justice Subcommittee and Representative(s) Slosberg—

CS for HB 685—A bill to be entitled An act relating to victim assistance; amending s. 960.001, F.S.; requiring a law enforcement agency to provide specified information to the victim if a victim's property is located in a pawnshop; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 701 and requests the concurrence of the Senate.

Bob Ward, Clerk

By K-12 Subcommittee and Representative(s) Lee, Adkins, Diaz, M., Geller, McBurney, Plasencia, Raschein, Stafford, Watson, C.—

CS for HB 701—A bill to be entitled An act relating to the Art in the Capitol Competition; creating the Art in the Capitol Competition for students in specified grades; providing procedures for student participation, notification, and the selection and display of winning submissions; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 739, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Passidomo, Van Zant—

CS for CS for HB 739—A bill to be entitled An act relating to secondhand dealers; amending s. 538.03, F.S.; revising definitions; amending s. 538.04, F.S.; requiring that the record of a secondhand dealer transaction include digital photographs of the items; requiring a different method of identification when certain numbers are not available; requiring secondhand dealers to notify a law enforcement official under certain circumstances; providing that certain holding requirements do not begin until certain reports are submitted to the appropriate law enforcement official; amending s. 538.06, F.S.; revising the required holding period for certain goods acquired by a dealer; defining the term "antique"; amending s. 538.08, F.S.; authorizing an action in replevin against a secondhand dealer based on a right of possession to stolen goods; revising the form for a complaint for return of stolen goods; providing that a plaintiff in a replevin action is entitled to a certain summary procedure; providing that a secondhand dealer commits a noncriminal violation under certain circumstances; providing a penalty; amending s. 538.09, F.S.; revising the period of time a secondhand dealer must hold secondhand goods at a registered location; authorizing a secondhand dealer to store secondhand goods outside the appropriate law enforcement official's jurisdiction under certain circumstances; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; Fiscal Policy; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 749, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Raburn, Combee, Mayfield, Van Zant—

CS for CS for HB 749—A bill to be entitled An act relating to agriculture; amending 193.461, F.S.; revising the period during which certain agricultural lands in eradication or quarantine programs continue to be classified as such; providing for the classification of such lands replanted in citrus; amending s. 320.51, F.S.; exempting certain farm vehicles from registration requirements under certain circumstances; creating s. 580.0365, F.S.; preempting regulatory authority over commercial feed and feedstuff to the Department of Agriculture and Consumer Services; amending s. 581.211, F.S.; providing penalties for certain handling of plant pests without a special permit from the Division of Plant Industry within the department; amending s. 704.06, F.S.; providing for conservation easement agreements to include provisions which allow agricultural activities under certain conditions; providing applicability; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 981 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Richardson, Adkins, Eisnaugle—

HB 981—A bill to be entitled An act relating to administrative procedures; amending s. 120.541, F.S.; providing additional requirements for the calculation of estimated adverse impacts and regulatory costs; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1075, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Caldwell, Eagle—

CS for CS for HB 1075—A bill to be entitled An act relating to state lands; amending s. 253.025, F.S.; authorizing the Board of Trustees of the Internal Improvement Trust Fund to waive certain requirements and rules and substitute procedures relating to the acquisition of state lands under certain conditions; providing that title to certain acquired lands are vested in the board; providing for the administration of such lands; authorizing the board to adopt specified rules; revising requirements for the appraisal of lands proposed for acquisition; requiring an agency proposing an acquisition to pay the associated costs; deleting provisions directing the board to approve qualified fee appraisal organizations; requiring fee appraisers to submit certain affidavits to an agency before contracting with a participant in a multiparty agreement; prohibiting fee appraisers from negotiating with property owners; revising the minimum survey standards incorporated by reference for conducting certified surveys; authorizing the disclosure of confidential appraisal reports under certain conditions; providing for public agencies and nonprofit organizations to enter into written agreements with the Department of Environmental Protection rather than the Division of State Lands to purchase and hold property for subsequent resale to the board rather than the division; revising the definition of the term "nonprofit organization"; directing the board to adopt by rule the method for determining the value of parcels sought to be acquired by state agencies; providing requirements for such acquisitions; expanding the scope of real estate acquisition services for which the board and state agencies may contract; authorizing the Department of Environmental Protection to use outside counsel to review any agreements or documents or to perform acquisition closings under certain conditions; requiring state agencies to furnish the Department of Environmental Protection rather than the Division of State Lands with specified acquisition documents; providing that the purchase price of certain parcels is not subject to an increase or decrease as a result of certain circumstances; authorizing the board of trustees to direct the Department of Environmental Protection to exercise eminent domain for the acquisition of certain conservation parcels under certain circumstances; authorizing the Department of Environmental Protection to exercise condemnation authority directly or by contracting with the Department of Transportation or a water management district to provide such service; authorizing the board of trustees to direct the Department of Environmental Protection to purchase lands on an immediate basis using specified funds; authorizing the board of trustees to waive or modify all procedures required for such land acquisition; providing that title to certain lands held jointly by the board of trustees and a water management district meet the standards necessary for ownership by the board; creating s. 253.0251, F.S.; providing for the use of alternatives to fee simple acquisition for land purchases by the Department of Environmental Protection, the Department of Agriculture and Consumer Services, and water management districts; amending s. 253.03, F.S.; deleting provisions directing the board of trustees to adopt by rule an annual administrative fee for certain leases and similar instruments; revising the criteria by which specified structures have the right to continue submerged land leases; directing the board of trustees to adopt by rule an annual administrative fee for certain leases and instruments; authorizing nonwater-dependent uses for submerged lands; amending s. 253.031, F.S.; providing for the Department of Environmental Protection to maintain documents concerning all state lands; deleting an

obsolete provision; amending s. 253.034, F.S.; authorizing the Department of Environmental Protection to submit certain state-owned lands to the Acquisition and Restoration Council or board of trustees for review and consideration; requiring that all nonconservation land use plans are managed to provide the greatest benefit to the state; deleting provisions requiring an analysis of natural or cultural resources as part of a nonconservation land use plan; specifying that certain management and short-term and long-term goals for the conservation of plant and animal species apply to conservation lands; providing conditions under which the Secretary of Environmental Protection, Commissioner of Agriculture, or executive director of the Fish and Wildlife Conservation Commission or their designees are required to submit land management plans to the board of trustees; requiring that updated land management plans identify conservation lands that are no longer needed for conservation purposes; deleting provisions directing the board of trustees to make certain determinations regarding the surplus and disposition of state lands; deleting provisions requiring that buildings and parcels of land be offered for lease to state agencies, state universities, and Florida College System institutions before being offered for lease or sale to a local or federal unit of government or a private party; amending s. 253.0341, F.S.; deleting provisions authorizing counties and local governments to submit requests for the surplus of state-owned lands and requiring that such requests be expedited; directing the board of trustees to make certain determinations regarding the surplus and disposition of state lands; providing that lands acquired before a certain date using specified proceeds are deemed to have been acquired for conservation purposes; providing that certain lands used by the Department of Corrections, the Department of Management Services, and the Department of Transportation may not be designated as lands acquired for conservation purposes; requiring updated land management plans to identify conservation and nonconservation lands that are no longer used for the purposes for which they were originally leased and that could be disposed of; deleting an obsolete provision; requiring that facilities and nonconservation parcels of land be offered for lease to state agencies before being offered for lease to a local or federal unit of government, state university, Florida College System institution, or private party; providing for the valuation and disposition of surplus lands; providing for the deposit of proceeds from the sale of such lands; authorizing the board of trustees to adopt rules; requiring surplus lands conveyed to a local government for affordable housing to be disposed of by the local government; amending s. 253.111, F.S.; deleting provisions requiring the board of trustees to afford an opportunity to local governments to purchase certain state-owned lands; revising provisions relating to the rights of riparian owners to secure certain state-owned lands; amending s. 253.42, F.S.; authorizing individuals or entities to submit requests to the Division of State Lands to exchange state-owned land for privately held land; requiring the state to retain permanent conservation easements over the state-owned land and all or a portion of the privately held land; requiring the division to submit requests to the Acquisition and Restoration Council for review and recommendation or to the board of trustees with recommendations from the division and the council; review requests and provide recommendations to the Acquisition and Restoration Council; providing applicability; directing the board of trustees to consider a request if certain conditions are met; providing special consideration for certain requests; providing that such lands are subject to inspection; amending s. 253.782, F.S.; deleting a provision directing the Department of Environmental Protection to retain ownership of and maintain lands or interests in land owned by the board of trustees; amending s. 253.7821, F.S.; assigning the Cross Florida Greenways State Recreation and Conservation Area to the Department of Environmental Protection rather than the Office of Greenways Management within the Office of the Secretary; creating s. 253.87, F.S.; directing the Department of Environmental Protection to include certain county, municipal, state, and federal lands in the Florida State-Owned Lands and Records Information System (SOLARIS) database and to update the database at specified intervals; requiring counties, municipalities, and financially disadvantaged small communities to submit a list of certain lands to the department by a specified date and at specified intervals; directing the department to conduct a study and submit a report to the Governor and the Legislature on the technical and economic feasibility of including certain lands in the database or a similar public lands inventory; amending s. 259.01, F.S.; renaming the "Land Conservation Act of 1972" as the "Land Conservation Program"; repealing s. 259.02, F.S., relating to issuance of state bonds for certain land projects; amending s. 259.032, F.S.; conforming cross-references; revising provisions relating to the management of conservation and recreation lands to conform with changes

made by the act; revising duties of the Acquisition and Restoration Council; amending s. 259.035, F.S.; requiring recipients of funds from the Land Acquisition Trust Fund to annually report certain performance measures to the Department of Environmental Protection rather than the Division of State Lands; amending s. 259.036, F.S.; revising the composition of the regional land management review team; providing for the Department of Environmental Protection rather than the Division of State Lands to act as the review team coordinator; revising requirements for conservation and recreation land management reviews and plans; amending s. 259.037, F.S.; removing the director of the Office of Greenways and Trails from the Land Management Uniform Accounting Council; repealing s. 259.041(1)-(6) and (8)-(19), F.S., relating to the acquisition of state-owned lands for preservation, conservation, and recreation purposes; amending s. 259.047, F.S.; revising provisions relating to the acquisition of land on which an agricultural lease exists to conform with changes made by the act; amending s. 259.101, F.S.; conforming cross-references; revising provisions relating to alternate use of lands acquired under the Florida Preservation 2000 Act to conform with changes made by the act; deleting provisions for alternatives to fee simple acquisition of such lands to conform with changes made by the act; amending s. 259.105, F.S.; deleting provisions requiring the advancement of certain goals and objectives of imperiled species management on state lands to conform with changes made by the act; conforming cross-references; revising provisions directing the Acquisition and Restoration Council to give increased priority to certain projects when developing proposed rules relating to Florida Forever funding and additions to the Conservation and Recreation Lands list; deleting provisions requiring that such rules be submitted to the Legislature for review; amending s. 259.1052, F.S.; deleting provisions authorizing the Department of Environmental Protection to distribute revenues from the Florida Forever Trust Fund for the acquisition of a portion of Babcock Crescent B Ranch; amending s. 373.089, F.S.; extending the time within which a certified appraisal may be obtained for lands to be sold as surplus; revising the procedures that a water management district must follow for publishing a notice of intention to sell surplus lands; authorizing the governing board of a water management district to sell certain lands acquired with Florida Forever funds without first offering title to the lands to the Board of Trustees of the Internal Improvement Trust Fund; authorizing the governing board of a water management district to sell parcels of land no longer needed for conservation purposes and valued at or below a specified threshold as surplus; requiring certain notice before the sale of such parcels; providing procedures for the sale of such parcels; creating s. 570.715, F.S., and transferring, renumbering, and amending s. 259.04(7), F.S.; providing procedures for the acquisition of conservation easements by the Department of Agriculture and Consumer Services; amending ss. 73.015, 125.355, 166.045, 215.82, 215.965, 253.027, 253.7824, 260.015, 260.016, 369.317, 373.139, 375.031, 375.041, 380.05, 380.055, 380.508, 589.07, 944.10, 957.04, 985.682, and 1013.14, F.S.; conforming cross-references; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1133 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Finance & Tax Committee, Economic Development & Tourism Subcommittee and Representative(s) Young—

CS for CS for CS for HB 1133—A bill to be entitled An act relating to applicability of revenue laws to out-of-state businesses during disaster-response periods; amending s. 213.055, F.S.; providing definitions; providing exemptions from certain registration and licensing requirements and taxes for out-of-state businesses and employees that enter the state in response to a disaster or an emergency; specifying the applicability of certain transaction taxes and fees; specifying the obligations and privileges of an out-of-state business or employee after the disaster-response period; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Finance and Tax; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1219 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Veteran & Military Affairs Subcommittee and Representative(s) Raburn, Harrell, Raschein—

CS for HB 1219—A bill to be entitled An act relating to veterans' employment; amending s. 295.07, F.S.; requiring state agencies, and authorizing political subdivisions of the state, to develop and implement veterans' recruitment plans; providing plan requirements; requiring the Department of Management Services to collect specified data and include the data in its annual workforce report and on its website; providing applicability; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1361, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Local Government Affairs Subcommittee and Representative(s) La Rosa—

CS for CS for HB 1361—A bill to be entitled An act relating to growth management; amending s. 125.001, F.S.; authorizing county boards to meet and discuss matters of mutual interest with specified counties or municipalities upon due public notice; providing parameters for such meetings; amending s. 125.045, F.S.; authorizing the governing body of a county to employ tax increment financing for certain purposes in certain counties; specifying how the tax increment will be determined; prohibiting the Department of Transportation or the Florida Turnpike Enterprise from imposing certain fees on or requiring certain contributions from a commercial or retail development within a tax increment finance area; amending s. 163.3175, F.S.; providing that representatives of military installations who serve ex officio on certain local governments' land planning or zoning boards are not required to file a statement of financial interest; amending s. 163.3184, F.S.; specifying that certain developments must follow the state coordinated review process; providing timeframes within which the Division of Administrative Hearings must transmit certain recommended orders to the Administration Commission; establishing deadlines for the state land planning agency to take action on recommended orders relating to certain plan amendments; providing a procedure for issuing a final order if the state land planning agency fails to act; amending s. 163.3245, F.S.; revising the acreage thresholds for sector plans; amending s. 171.046, F.S.; revising the size of an enclave that a municipality may annex on an expedited basis; amending s. 380.0555, F.S.; providing that comprehensive plan amendments and land development regulations in the Apalachicola Bay Area of critical state concern will be reviewed and approved by the state land planning agency; amending s. 380.06, F.S.; authorizing certain changes to approved developments of regional impact; authorizing parties to amend certain development agreements without submittal, review, or approval of a notification of proposed change; authorizing certain developments to be considered essentially built out when certain reporting requirements of a development order are not met; providing criteria under which one approved land use may be substituted for another approved land use in certain land development agreements under certain circumstances; providing that certain criteria constitute a substantial deviation and shall cause the development to be subject to further review through the notice of proposed change process; specifying that such developments must undergo further development-of-regional-impact review; providing that certain phase date extensions to amend a development order are not

substantial deviations under certain circumstances; specifying conditions under which certain proposed developments are not required to undergo the state coordinated review process; amending s. 380.0651, F.S.; providing that lands acquired for development are not subject to aggregation under certain circumstances; amending s. 380.115, F.S.; providing the procedures to be used by a development that elects to rescind a development order; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Fiscal Policy; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1411, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee and Representative(s) Burton, Adkins, Ahern, Albritton, Baxley, Boyd, Burgess, Combee, Cortes, B., Costello, Drake, Eagle, Fant, Gaetz, Gonzalez, Hill, Magar, Mayfield, Metz, Moraitis, Plakon, Porter, Raburn, Renner, Rodrigues, R., Rooney, Santiago, Smith, Spano, Sullivan, Van Zant—

CS for CS for HB 1411—A bill to be entitled An act relating to termination of pregnancies; creating s. 390.0001, F.S.; providing legislative findings regarding termination of pregnancies; amending s. 390.011, F.S.; defining the term "gestation" and revising the term "third trimester"; amending s. 390.0111, F.S.; revising the requirements for disposal of fetal remains; revising the criminal punishment for failure to properly dispose of fetal remains; prohibiting state agencies, local governmental entities, and Medicaid managed care plans from expending or paying funds to or initiating or renewing contracts under certain circumstances with certain organizations that perform abortions; providing exceptions; amending s. 390.0112, F.S.; requiring directors of certain hospitals and physicians' offices and licensed abortion clinics to submit monthly reports to the Agency for Health Care Administration on a specified form; prohibiting the report from including personal identifying information; requiring the agency to submit certain data to the Centers for Disease Control and Prevention on a quarterly basis; amending s. 390.012, F.S.; requiring the agency to develop and enforce rules relating to license inspections and investigations of certain clinics; requiring the agency to adopt rules to require all physicians performing abortions to have admitting privileges at a hospital within a reasonable proximity unless the clinic has a transfer agreement with the hospital; revising requirements for rules that prescribe minimum recovery room standards; revising requirements for the disposal of fetal remains; requiring the agency to submit an annual report to the Legislature; amending s. 390.014, F.S.; providing a different limitation on the amount of a fee; amending s. 390.025, F.S.; requiring certain organizations that provide abortion referral services or abortion counseling services to register with the agency, pay a specified fee, and include certain information in advertisements; requiring biennial renewal of a registration; providing exemptions from the registration requirement; requiring the agency to adopt rules; providing for the assessment of costs in certain circumstances; amending s. 873.05, F.S.; prohibiting an offer to purchase, sell, donate, or transfer fetal remains obtained from an abortion and the purchase, sale, donation, or transfer of such remains, excluding costs associated with certain transportation of remains; providing an appropriation; providing effective dates.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7095 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Appropriations Committee, Judiciary Committee and Representative(s) Metz, Beshears—

CS for HB 7095—A bill to be entitled An act relating to juror costs; amending s. 28.35, F.S.; revising the list of court-related functions that clerks may fund from filing fees, service charges, costs, and fines; amending s. 40.24, F.S.; conforming provisions to changes made by the act; amending s. 40.29, F.S.; requiring the clerk and the Florida Clerks of Court Operations Corporation to forward quarterly estimates on certain jury-related costs to the Justice Administrative Commission; revising procedures governing the payment of certain costs; amending s. 40.31, F.S.; authorizing the commission to apportion funds for specified jury-related costs in certain circumstances; providing for issuance to jurors and counties of certificates for the amount of compensation still due in certain circumstances; amending s. 40.32, F.S.; conforming provisions to changes made by the act; amending s. 40.33, F.S.; authorizing the clerk to make requests to the commission for additional funds to pay certain costs in the event of a deficiency; amending s. 40.34, F.S.; requiring the clerk to provide for payroll in triplicate for the payment of jurors; requiring the clerk to forward a specified number of copies of juror payrolls to the commission by a specified date; requiring the commission to audit such payrolls; providing an effective date.

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

ENROLLING REPORTS

SB 80, CS for CS for SB 86, SB 112, CS for CS for SB 196, SB 222, CS for CS for CS for SB 232, CS for SB 310, CS for SB 386, SB 396, CS for SB 416, CS for SB 458, CS for CS for SB 494, SB 7002, CS for SB 7024, and SB 7030 have been enrolled, signed by the required constitutional officers, and presented to the Governor on March 3, 2016.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 2 was corrected and approved.

CO-INTRODUCERS

Senators Garcia—SB 314; Margolis—SM 600; Sobel—SB 7028

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 5:51 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, March 4 or upon call of the President.