



Journal of the Senate

Number 2—Regular Session

Thursday, March 7, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 1:30 p.m. A quorum present—38:

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Excused: Senators Rouson and Torres

PRAYER

The following prayer was offered by Pastor Brian Campbell, Greater Macedonia Baptist Church, Jacksonville:

Most holy and gracious God, our creator and sustainer, we thank you for allowing us to gather for this legislative session. It is our prayer that your divine presence will rest upon this place. That you will lead and direct all the deliberations and discussions that will take place during this session. Let us always be mindful of those that we represent, and let us keep their best interest before us. Let us not allow divisive language and attitudes to keep us from doing the business of the people of this great State of Florida. Let the spirit of unity and oneness bind us together as we move forward in this session. Allow us to make our state a positive example for other states in this country. Allow us to show others that love still conquers over hate, and we can do more together than we can apart.

Bless each member of this body with the wisdom and knowledge needed to make this session one of the greatest sessions ever. Bless the majority and the minority parties so they will be able to come to compromises that will benefit the people of our state. We thank you for every staffer and every worker. Bless our Governor and continue to bless our great State of Florida. In thy name we do pray. Amen.

PLEDGE

Senate Pages, Aislynn Baker of Ocala; Wyatt Falardeau of Vero Beach; Liam Fineout of Tallahassee; and Zandrick Pennywell of Mid-

way, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Mark Dobbertien of Orange Park, sponsored by Senator Bradley, as the doctor of the day. Dr. Dobbertien specializes in general surgery.

SPECIAL ORDER CALENDAR

SB 2—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2019 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2019 shall be effective immediately upon publication; providing that general laws enacted during the 2018 regular session and prior thereto and not included in the Florida Statutes 2019 are repealed; providing that general laws enacted after the 2018 regular session are not repealed by this adoption act; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 2** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Wright
Broxson	Passidomo	
Cruz	Perry	

Nays—None

Vote after roll call:

Yea—Gainer

SB 4—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 16.615, 17.076, 20.43, 25.077, 27.34, 27.54, 29.005, 29.006, 30.15, 39.001, 39.01, 39.0121, 39.0139, 39.2015, 39.202, 39.301, 39.303, 39.3031, 39.3035, 39.304, 39.3068, 39.307, 39.5086, 39.521, 105.036, 119.071, 121.71, 154.067, 159.834, 163.3177, 193.4615, 196.075, 196.1975, 210.03, 216.136, 218.135, 218.401, 220.11, 243.20, 259.105, 282.705, 288.9623, 316.614, 322.09, 328.76, 348.0012, 364.163, 373.206, 373.5905, 380.0651, 381.0072, 381.984, 383.3362, 383.402, 388.021, 391.026, 393.063, 395.1023, 395.1055, 395.4025, 397.6760, 400.235, 400.471, 400.4785, 400.991, 401.024, 402.305, 402.310, 402.56, 403.861, 408.036, 408.802, 408.820, 409.017, 409.145, 409.815, 409.9083, 440.45, 455.2286, 458.348, 459.025, 459.026, 468.432, 480.033, 483.285, 491.012, 501.011, 527.0201, 560.109, 578.08, 578.11, 578.13, 590.02, 624.509, 627.40951, 627.746, 634.436, 641.3107, 641.511, 655.825, 718.121, 736.0403, 825.101, 893.055, 893.0551,

900.05, 934.255, 943.0585, 943.1758, 944.115, 985.48, 1002.33, 1002.36, 1002.385, 1002.395, 1002.82, 1004.085, 1004.097, 1004.6495, 1005.03, 1005.06, 1006.061, 1007.24, 1007.273, 1008.31, 1009.89, 1011.69, 1011.71, 1012.2315, 1012.584, and 1013.62, F.S.; reenacting and amending s. 1006.12, F.S.; and reenacting ss. 163.3164 and 893.13, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and revising statutory provisions to conform to directives of the Legislature; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 4** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

SB 6—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 16.616, 196.102(14), 220.192, 311.07(3)(d), 316.0898, 319.141, 377.24075, 932.7055(4)(d), 960.002, 961.055, 961.056, 985.6865(4)(a), 1008.46(1)(b), and 1011.71(2)(k), F.S., and amending ss. 741.30, 784.046, and 1004.085 F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2019 Florida Statutes only through a reviser’s bill duly enacted by the Legislature; amending s. 16.615, F.S., to conform a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 6** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

SB 8—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 252.90, 252.939, 253.126, 260.0144, 287.0572, 295.187, 310.102, 310.142, 310.183, 316.29545, and 316.304, F.S.; and repealing s. 316.611, F.S.; to conform to the directive of the Legislature

in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser’s bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 8** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
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Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

SB 180—A bill to be entitled An act relating to lost or abandoned personal property; amending s. 705.17, F.S.; providing that certain provisions relating to lost or abandoned property do not apply to personal property lost or abandoned on the premises of certain complexes or facilities if certain conditions are met; creating s. 705.185, F.S.; providing for the disposal or donation of personal property lost or abandoned on the premises of certain complexes or facilities, in certain circumstances; authorizing the rightful owner of such lost or abandoned personal property to reclaim such property before its disposal or donation; requiring a charitable institution to make a reasonable effort to delete certain information from an electronic device in certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Stargel, by two-thirds vote, **SB 180** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

CS for CS for CS for SB 182—A bill to be entitled An act relating to the medical use of marijuana; amending s. 381.986, F.S.; redefining the term “marijuana delivery device” to eliminate the requirement that such devices must be purchased from a medical marijuana treatment center; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; restricting the smoking of marijuana in enclosed indoor workplaces; conforming a provision to changes made by the act; requiring a patient’s informed consent form to include the risks specifically associated with smoking marijuana; prohibiting a physician from certifying a patient under 18 years of age to smoke marijuana for medical use unless the patient is

diagnosed with a terminal condition and the physician makes a certain determination in concurrence with a second physician who is a pediatrician; conforming a provision to changes made by the act; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain practice standards by rule; requiring the Department of Health to provide the boards with certain information from the medical marijuana use registry, as necessary; establishing supply limits for physician certifications for marijuana in a form for smoking; requiring each medical marijuana treatment center to produce and make available for purchase at least one type of pre-rolled marijuana cigarette; requiring that marijuana in a form for smoking meet certain packaging and labeling requirements; requiring a medical marijuana treatment center to ensure that a marijuana delivery device meets certain packaging and labeling requirements; requiring the department to adopt rules specifying certain packaging and labeling requirements for marijuana delivery devices; prohibiting a medical marijuana treatment center from dispensing more than a specified supply limit of marijuana in a form for smoking; deleting a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; allowing marijuana delivery devices to be purchased from a vendor other than a medical marijuana treatment center; providing applicability; amending s. 1004.4351, F.S.; renaming the Coalition for Medical Marijuana Research and Education as the Consortium for Medical Marijuana Clinical Outcomes Research; establishing the consortium for a specified purpose; renaming the Medical Marijuana Research and Education Board as the Medical Marijuana Research Board; requiring the board to direct the operations of the consortium; providing membership of the board; providing for the appointment of a consortium director; providing duties of the consortium director; requiring the board to annually adopt a plan for medical marijuana research; requiring the plan to include specified information; providing research requirements for the plan; requiring the board to issue an annual report to the Governor and Legislature by a specified date; requiring the department to submit certain data sets to the board; amending s. 381.987, F.S.; conforming provisions to changes made by the act; repealing proviso language in s. 3, ch. 2018-9, Laws of Florida, relating to salaries and benefits positions and other personnel services of the department; providing an effective date.

—was read the second time by title.

Senator Brandes moved the following amendment:

Amendment 1 (897266) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraphs (g) and (j) of subsection (1), subsection (4), paragraphs (c) and (d) of subsection (6), paragraph (e) of subsection (8), subsection (14), and subsection (15) of section 381.986, Florida Statutes, are amended to read:

381.986 Medical use of marijuana.—

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

(g) “Marijuana delivery device” means an object used, intended for use, or designed for use in preparing, storing, ingesting, inhaling, or otherwise introducing marijuana into the human body, ~~and which is dispensed from a medical marijuana treatment center~~ for medical use by a qualified patient.

(j) “Medical use” means the acquisition, possession, use, delivery, transfer, or administration of marijuana authorized by a physician certification. The term does not include:

1. Possession, use, or administration of marijuana that was not purchased or acquired from a medical marijuana treatment center.

2. Possession, use, or administration of marijuana ~~in a form for smoking~~, in the form of commercially produced food items other than edibles, or of marijuana seeds ~~or flower, except for flower in a sealed, tamper-proof receptacle for vaping~~.

3. Use or administration of any form or amount of marijuana in a manner that is inconsistent with the qualified physician’s directions or physician certification.

4. Transfer of marijuana to a person other than the qualified patient for whom it was authorized or the qualified patient’s caregiver on behalf of the qualified patient.

5. Use or administration of marijuana in the following locations:

a. On any form of public transportation, except for low-THC cannabis *not in a form for smoking*.

b. In any public place, except for low-THC cannabis *not in a form for smoking*.

c. In a qualified patient’s place of employment, except when permitted by his or her employer.

d. In a state correctional institution, as defined in s. 944.02, or a correctional institution, as defined in s. 944.241.

e. On the grounds of a preschool, primary school, or secondary school, except as provided in s. 1006.062.

f. In a school bus, a vehicle, an aircraft, or a motorboat, except for low-THC cannabis *not in a form for smoking*.

6. *The smoking of marijuana in an enclosed indoor workplace as defined in s. 386.203(5).*

(4) PHYSICIAN CERTIFICATION.—

(a) A qualified physician may issue a physician certification only if the qualified physician:

1. Conducted a physical examination while physically present in the same room as the patient and a full assessment of the medical history of the patient.

2. Diagnosed the patient with at least one qualifying medical condition.

3. Determined that the medical use of marijuana would likely outweigh the potential health risks for the patient, and such determination must be documented in the patient’s medical record. If a patient is younger than 18 years of age, a second physician must concur with this determination, and such concurrence must be documented in the patient’s medical record.

4. Determined whether the patient is pregnant and documented such determination in the patient’s medical record. A physician may not issue a physician certification, except for low-THC cannabis, to a patient who is pregnant.

5. Reviewed the patient’s controlled drug prescription history in the prescription drug monitoring program database established pursuant to s. 893.055.

6. Reviews the medical marijuana use registry and confirmed that the patient does not have an active physician certification from another qualified physician.

7. Registers as the issuer of the physician certification for the named qualified patient on the medical marijuana use registry in an electronic manner determined by the department, and:

a. Enters into the registry the contents of the physician certification, including the patient’s qualifying condition and the dosage not to exceed the daily dose amount determined by the department, the amount and forms of marijuana authorized for the patient, and any types of marijuana delivery devices needed by the patient for the medical use of marijuana.

b. Updates the registry within 7 days after any change is made to the original physician certification to reflect such change.

c. Deactivates the registration of the qualified patient and the patient’s caregiver when the physician no longer recommends the medical use of marijuana for the patient.

8. Obtains the voluntary and informed written consent of the patient for medical use of marijuana each time the qualified physician issues a physician certification for the patient, which shall be maintained in the patient’s medical record. The patient, or the patient’s parent or legal guardian if the patient is a minor, must sign the informed consent acknowledging that the qualified physician has suffi-

ciently explained its content. The qualified physician must use a standardized informed consent form adopted in rule by the Board of Medicine and the Board of Osteopathic Medicine, which must include, at a minimum, information related to:

- a. The Federal Government's classification of marijuana as a Schedule I controlled substance.
- b. The approval and oversight status of marijuana by the Food and Drug Administration.
- c. The current state of research on the efficacy of marijuana to treat the qualifying conditions set forth in this section.
- d. The potential for addiction.
- e. The potential effect that marijuana may have on a patient's coordination, motor skills, and cognition, including a warning against operating heavy machinery, operating a motor vehicle, or engaging in activities that require a person to be alert or respond quickly.
- f. The potential side effects of marijuana use, *including the negative health risks associated with smoking marijuana.*
- g. The risks, benefits, and drug interactions of marijuana.
- h. That the patient's de-identified health information contained in the physician certification and medical marijuana use registry may be used for research purposes.

(b) If a qualified physician issues a physician certification for a qualified patient diagnosed with a qualifying medical condition pursuant to paragraph (2)(k), the physician must submit the following to the applicable board within 14 days after issuing the physician certification:

- 1. Documentation supporting the qualified physician's opinion that the medical condition is of the same kind or class as the conditions in paragraphs (2)(a)-(j).
- 2. Documentation that establishes the efficacy of marijuana as treatment for the condition.
- 3. Documentation supporting the qualified physician's opinion that the benefits of medical use of marijuana would likely outweigh the potential health risks for the patient.
- 4. Any other documentation as required by board rule.

The department must submit such documentation to the ~~Consortium Coalition~~ for Medical Marijuana ~~Clinical Outcomes Research and Education~~ established pursuant to s. 1004.4351.

(c) *If a qualified physician determines that smoking is an appropriate route of administration for a qualified patient, other than a patient diagnosed with a terminal condition, the qualified physician must submit the following documentation to the applicable board:*

- 1. *A list of other routes of administration, if any, certified by a qualified physician that the patient has tried, the length of time the patient used such routes of administration, and an assessment of the effectiveness of those routes of administration in treating the qualified patient's qualifying condition.*
- 2. *Research documenting the effectiveness of smoking as a route of administration to treat similarly situated patients with the same qualifying condition as the qualified patient.*
- 3. *A statement signed by the qualified physician documenting the qualified physician's opinion that the benefits of smoking marijuana for medical use outweigh the risks for the qualified patient.*

(d) *A qualified physician may not issue a physician certification for marijuana in a form for smoking to a patient under 18 years of age unless the patient is diagnosed with a terminal condition, the qualified physician determines that smoking is the most effective route of administration for the patient, and a second physician who is a board-certified pediatrician concurs with such determination. Such determination and concurrence must be documented in the patient's medical*

record and in the medical marijuana use registry. The certifying physician must obtain the written informed consent of such patient's parent or legal guardian before issuing a physician certification to the patient for marijuana in a form for smoking. The qualified physician must use a standardized informed consent form adopted in rule by the Board of Medicine and the Board of Osteopathic Medicine which must include information concerning the negative health effects of smoking marijuana on persons under 18 years of age and an acknowledgement that the qualified physician has sufficiently explained the contents of the form.

(e) *The Board of Medicine and the Board of Osteopathic Medicine shall review the documentation submitted pursuant to paragraph (c) and shall each, by July 1, 2021, adopt by rule practice standards for the certification of smoking as a route of administration.*

(f)(e) *A qualified physician may not issue a physician certification for more than three 70-day supply limits of marijuana or more than one 35-day supply limit of marijuana in a form for smoking. The department shall quantify by rule a daily dose amount with equivalent dose amounts for each allowable form of marijuana dispensed by a medical marijuana treatment center. The department shall use the daily dose amount to calculate a 70-day supply.*

1. A qualified physician may request an exception to the daily dose amount limit, *the 35-day supply limit of marijuana in a form for smoking, and the 4-ounce possession limit of marijuana in a form for smoking established in paragraph (14)(a).* The request shall be made electronically on a form adopted by the department in rule and must include, at a minimum:

- a. The qualified patient's qualifying medical condition.
- b. The dosage and route of administration that was insufficient to provide relief to the qualified patient.
- c. A description of how the patient will benefit from an increased amount.
- d. The minimum daily dose amount of marijuana that would be sufficient for the treatment of the qualified patient's qualifying medical condition.

2. A qualified physician must provide the qualified patient's records upon the request of the department.

3. The department shall approve or disapprove the request within 14 days after receipt of the complete documentation required by this paragraph. The request shall be deemed approved if the department fails to act within this time period.

(g)(d) *A qualified physician must evaluate an existing qualified patient at least once every 30 weeks before issuing a new physician certification. A physician must:*

- 1. Determine if the patient still meets the requirements to be issued a physician certification under paragraph (a).
- 2. Identify and document in the qualified patient's medical records whether the qualified patient experienced either of the following related to the medical use of marijuana:
 - a. An adverse drug interaction with any prescription or non-prescription medication; or
 - b. A reduction in the use of, or dependence on, other types of controlled substances as defined in s. 893.02.

3. Submit a report with the findings required pursuant to subparagraph 2. to the department. The department shall submit such reports to the ~~Consortium Coalition~~ for Medical Marijuana ~~Clinical Outcomes Research and Education~~ established pursuant to s. 1004.4351.

(h)(e) *An active order for low-THC cannabis or medical cannabis issued pursuant to former s. 381.986, Florida Statutes 2016, and registered with the compassionate use registry before June 23, 2017, is deemed a physician certification, and all patients possessing such orders are deemed qualified patients until the department begins issuing medical marijuana use registry identification cards.*

(i)(f) The department shall monitor physician registration in the medical marijuana use registry and the issuance of physician certifications for practices that could facilitate unlawful diversion or misuse of marijuana or a marijuana delivery device and shall take disciplinary action as appropriate.

(j)(g) The Board of Medicine and the Board of Osteopathic Medicine shall jointly create a physician certification pattern review panel that shall review all physician certifications submitted to the medical marijuana use registry. The panel shall track and report the number of physician certifications and the qualifying medical conditions, dosage, supply amount, and form of marijuana certified. The panel shall report the data both by individual qualified physician and in the aggregate, by county, and statewide. The physician certification pattern review panel shall, beginning January 1, 2018, submit an annual report of its findings and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(k)(h) The department, the Board of Medicine, and the Board of Osteopathic Medicine may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this subsection.

(6) CAREGIVERS.—

(c) A qualified patient may designate no more than one caregiver to assist with the qualified patient's medical use of marijuana, unless:

1. The qualified patient is a minor and the designated caregivers are parents or legal guardians of the qualified patient;
2. The qualified patient is an adult who has an intellectual or developmental disability that prevents the patient from being able to protect or care for himself or herself without assistance or supervision and the designated caregivers are the parents or legal guardians of the qualified patient; ~~or~~
3. The qualified patient is admitted to a hospice program; *or*
4. *The qualified patient is participating in a research program in a teaching nursing home pursuant to s. 1004.4351.*

(d) A caregiver may be registered in the medical marijuana use registry as a designated caregiver for no more than one qualified patient, unless:

1. The caregiver is a parent or legal guardian of more than one minor who is a qualified patient;
2. The caregiver is a parent or legal guardian of more than one adult who is a qualified patient and who has an intellectual or developmental disability that prevents the patient from being able to protect or care for himself or herself without assistance or supervision; ~~or~~
3. All qualified patients the caregiver has agreed to assist are admitted to a hospice program and have requested the assistance of that caregiver with the medical use of marijuana; the caregiver is an employee of the hospice; and the caregiver provides personal care or other services directly to clients of the hospice in the scope of that employment; *or*
4. *All qualified patients the caregiver has agreed to assist are participating in a research program in a teaching nursing home pursuant to s. 1004.4351.*

(8) MEDICAL MARIJUANA TREATMENT CENTERS.—

(e) A licensed medical marijuana treatment center shall cultivate, process, transport, and dispense marijuana for medical use. A licensed medical marijuana treatment center may not contract for services directly related to the cultivation, processing, and dispensing of marijuana or marijuana delivery devices, except that a medical marijuana treatment center licensed pursuant to subparagraph (a)1. may contract with a single entity for the cultivation, processing, transporting, and dispensing of marijuana and marijuana delivery devices. A licensed medical marijuana treatment center must, at all times, maintain compliance with the criteria demonstrated and representations made in the initial application and the criteria established in this subsection. Upon request, the department may grant a medical marijuana treatment center a variance from the representations made in the initial appli-

cation. Consideration of such a request shall be based upon the individual facts and circumstances surrounding the request. A variance may not be granted unless the requesting medical marijuana treatment center can demonstrate to the department that it has a proposed alternative to the specific representation made in its application which fulfills the same or a similar purpose as the specific representation in a way that the department can reasonably determine will not be a lower standard than the specific representation in the application. A variance may not be granted from the requirements in subparagraph 2. and subparagraphs (b)1. and 2.

1. A licensed medical marijuana treatment center may transfer ownership to an individual or entity who meets the requirements of this section. A publicly traded corporation or publicly traded company that meets the requirements of this section is not precluded from ownership of a medical marijuana treatment center. To accommodate a change in ownership:

- a. The licensed medical marijuana treatment center shall notify the department in writing at least 60 days before the anticipated date of the change of ownership.
- b. The individual or entity applying for initial licensure due to a change of ownership must submit an application that must be received by the department at least 60 days before the date of change of ownership.
- c. Upon receipt of an application for a license, the department shall examine the application and, within 30 days after receipt, notify the applicant in writing of any apparent errors or omissions and request any additional information required.
- d. Requested information omitted from an application for licensure must be filed with the department within 21 days after the department's request for omitted information or the application shall be deemed incomplete and shall be withdrawn from further consideration and the fees shall be forfeited.

Within 30 days after the receipt of a complete application, the department shall approve or deny the application.

2. A medical marijuana treatment center, and any individual or entity who directly or indirectly owns, controls, or holds with power to vote 5 percent or more of the voting shares of a medical marijuana treatment center, may not acquire direct or indirect ownership or control of any voting shares or other form of ownership of any other medical marijuana treatment center.

3. A medical marijuana treatment center may not enter into any form of profit-sharing arrangement with the property owner or lessor of any of its facilities where cultivation, processing, storing, or dispensing of marijuana and marijuana delivery devices occurs.

4. All employees of a medical marijuana treatment center must be 21 years of age or older and have passed a background screening pursuant to subsection (9).

5. Each medical marijuana treatment center must adopt and enforce policies and procedures to ensure employees and volunteers receive training on the legal requirements to dispense marijuana to qualified patients.

6. When growing marijuana, a medical marijuana treatment center:

- a. May use pesticides determined by the department, after consultation with the Department of Agriculture and Consumer Services, to be safely applied to plants intended for human consumption, but may not use pesticides designated as restricted-use pesticides pursuant to s. 487.042.
- b. Must grow marijuana within an enclosed structure and in a room separate from any other plant.
- c. Must inspect seeds and growing plants for plant pests that endanger or threaten the horticultural and agricultural interests of the state in accordance with chapter 581 and any rules adopted thereunder.

d. Must perform fumigation or treatment of plants, or remove and destroy infested or infected plants, in accordance with chapter 581 and any rules adopted thereunder.

7. Each medical marijuana treatment center must produce and make available for purchase at least one low-THC cannabis product.

8. A medical marijuana treatment center that produces edibles must hold a permit to operate as a food establishment pursuant to chapter 500, the Florida Food Safety Act, and must comply with all the requirements for food establishments pursuant to chapter 500 and any rules adopted thereunder. Edibles may not contain more than 200 milligrams of tetrahydrocannabinol, and a single serving portion of an edible may not exceed 10 milligrams of tetrahydrocannabinol. Edibles may have a potency variance of no greater than 15 percent. Edibles may not be attractive to children; be manufactured in the shape of humans, cartoons, or animals; be manufactured in a form that bears any reasonable resemblance to products available for consumption as commercially available candy; or contain any color additives. To discourage consumption of edibles by children, the department shall determine by rule any shapes, forms, and ingredients allowed and prohibited for edibles. Medical marijuana treatment centers may not begin processing or dispensing edibles until after the effective date of the rule. The department shall also adopt sanitation rules providing the standards and requirements for the storage, display, or dispensing of edibles.

9. Within 12 months after licensure, a medical marijuana treatment center must demonstrate to the department that all of its processing facilities have passed a Food Safety Good Manufacturing Practices, such as Global Food Safety Initiative or equivalent, inspection by a nationally accredited certifying body. A medical marijuana treatment center must immediately stop processing at any facility which fails to pass this inspection until it demonstrates to the department that such facility has met this requirement.

10. *A medical marijuana treatment center that produces prerolled marijuana cigarettes may not use wrapping paper made with tobacco or hemp.*

~~11.40.~~ When processing marijuana, a medical marijuana treatment center must:

a. Process the marijuana within an enclosed structure and in a room separate from other plants or products.

b. Comply with department rules when processing marijuana with hydrocarbon solvents or other solvents or gases exhibiting potential toxicity to humans. The department shall determine by rule the requirements for medical marijuana treatment centers to use such solvents or gases exhibiting potential toxicity to humans.

c. Comply with federal and state laws and regulations and department rules for solid and liquid wastes. The department shall determine by rule procedures for the storage, handling, transportation, management, and disposal of solid and liquid waste generated during marijuana production and processing. The Department of Environmental Protection shall assist the department in developing such rules.

d. Test the processed marijuana using a medical marijuana testing laboratory before it is dispensed. Results must be verified and signed by two medical marijuana treatment center employees. Before dispensing, the medical marijuana treatment center must determine that the test results indicate that low-THC cannabis meets the definition of low-THC cannabis, the concentration of tetrahydrocannabinol meets the potency requirements of this section, the labeling of the concentration of tetrahydrocannabinol and cannabidiol is accurate, and all marijuana is safe for human consumption and free from contaminants that are unsafe for human consumption. The department shall determine by rule which contaminants must be tested for and the maximum levels of each contaminant which are safe for human consumption. The Department of Agriculture and Consumer Services shall assist the department in developing the testing requirements for contaminants that are unsafe for human consumption in edibles. The department shall also determine by rule the procedures for the treatment of marijuana that fails to meet the testing requirements of this section, s. 381.988, or department rule. The department may select a random sample from edibles available for purchase in a dispensing facility which shall be tested by the department to determine that the edible meets the potency requirements of

this section, is safe for human consumption, and the labeling of the tetrahydrocannabinol and cannabidiol concentration is accurate. A medical marijuana treatment center may not require payment from the department for the sample. A medical marijuana treatment center must recall edibles, including all edibles made from the same batch of marijuana, which fail to meet the potency requirements of this section, which are unsafe for human consumption, or for which the labeling of the tetrahydrocannabinol and cannabidiol concentration is inaccurate. The medical marijuana treatment center must retain records of all testing and samples of each homogenous batch of marijuana for at least 9 months. The medical marijuana treatment center must contract with a marijuana testing laboratory to perform audits on the medical marijuana treatment center's standard operating procedures, testing records, and samples and provide the results to the department to confirm that the marijuana or low-THC cannabis meets the requirements of this section and that the marijuana or low-THC cannabis is safe for human consumption. A medical marijuana treatment center shall reserve two processed samples from each batch and retain such samples for at least 9 months for the purpose of such audits. A medical marijuana treatment center may use a laboratory that has not been certified by the department under s. 381.988 until such time as at least one laboratory holds the required certification, but in no event later than July 1, 2018.

e. Package the marijuana in compliance with the United States Poison Prevention Packaging Act of 1970, 15 U.S.C. ss. 1471 et seq.

f. Package the marijuana in a receptacle that has a firmly affixed and legible label stating the following information:

(I) The marijuana or low-THC cannabis meets the requirements of sub-subparagraph d.

(II) The name of the medical marijuana treatment center from which the marijuana originates.

(III) The batch number and harvest number from which the marijuana originates and the date dispensed.

(IV) The name of the physician who issued the physician certification.

(V) The name of the patient.

(VI) The product name, if applicable, and dosage form, including concentration of tetrahydrocannabinol and cannabidiol. The product name may not contain wording commonly associated with products marketed by or to children.

(VII) The recommended dose.

(VIII) A warning that it is illegal to transfer medical marijuana to another person.

(IX) A marijuana universal symbol developed by the department.

~~12.44.~~ The medical marijuana treatment center shall include in each package a patient package insert with information on the specific product dispensed related to:

a. Clinical pharmacology.

b. Indications and use.

c. Dosage and administration.

d. Dosage forms and strengths.

e. Contraindications.

f. Warnings and precautions.

g. Adverse reactions.

13. *In addition to the packaging and labeling requirements specified in subparagraphs 11. and 12., marijuana in a form for smoking must be packaged in a sealed receptacle with a legible and prominent warning to keep away from children and a warning that states marijuana smoke contains carcinogens and may negatively affect health. Such receptacles for marijuana in a form for smoking must be plain, opaque, and white*

without depictions of the product or images other than the medical marijuana treatment center's department-approved logo and the marijuana universal symbol.

14. The department shall adopt rules to regulate the types, appearance, and labeling of marijuana delivery devices dispensed from a medical marijuana treatment center. The rules must require marijuana delivery devices to have an appearance consistent with medical use.

15. ~~12~~ Each edible shall be individually sealed in plain, opaque wrapping marked only with the marijuana universal symbol. Where practical, each edible shall be marked with the marijuana universal symbol. In addition to the packaging and labeling requirements in subparagraphs 11. and 12. ~~10. and 11.~~, edible receptacles must be plain, opaque, and white without depictions of the product or images other than the medical marijuana treatment center's department-approved logo and the marijuana universal symbol. The receptacle must also include a list all of the edible's ingredients, storage instructions, an expiration date, a legible and prominent warning to keep away from children and pets, and a warning that the edible has not been produced or inspected pursuant to federal food safety laws.

16. ~~13~~ When dispensing marijuana or a marijuana delivery device, a medical marijuana treatment center:

a. May dispense any active, valid order for low-THC cannabis, medical cannabis and cannabis delivery devices issued pursuant to former s. 381.986, Florida Statutes 2016, which was entered into the medical marijuana use registry before July 1, 2017.

b. May not dispense more than a 70-day supply of marijuana *within any 70-day period to a qualified patient or caregiver. May not dispense more than one 35-day supply of marijuana in a form for smoking within any 35-day period to a qualified patient or caregiver. A 35-day supply of marijuana in a form for smoking may not exceed 2.5 ounces unless an exception to this amount is approved by the department pursuant to paragraph (4)(f).*

c. Must have the medical marijuana treatment center's employee who dispenses the marijuana or a marijuana delivery device enter into the medical marijuana use registry his or her name or unique employee identifier.

d. Must verify that the qualified patient and the caregiver, if applicable, each have an active registration in the medical marijuana use registry and an active and valid medical marijuana use registry identification card, the amount and type of marijuana dispensed matches the physician certification in the medical marijuana use registry for that qualified patient, and the physician certification has not already been filled.

e. May not dispense marijuana to a qualified patient who is younger than 18 years of age. If the qualified patient is younger than 18 years of age, marijuana may only be dispensed to the qualified patient's caregiver.

f. May not dispense or sell any other type of cannabis, alcohol, or illicit drug-related product, including pipes, ~~bongs~~, or wrapping papers *made with tobacco or hemp*, other than a marijuana delivery device required for the medical use of marijuana and which is specified in a physician certification.

g. Must, upon dispensing the marijuana or marijuana delivery device, record in the registry the date, time, quantity, and form of marijuana dispensed; the type of marijuana delivery device dispensed; and the name and medical marijuana use registry identification number of the qualified patient or caregiver to whom the marijuana delivery device was dispensed.

h. Must ensure that patient records are not visible to anyone other than the qualified patient, his or her caregiver, and authorized medical marijuana treatment center employees.

(14) EXCEPTIONS TO OTHER LAWS.—

(a) Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, a qualified patient and the qualified patient's caregiver may purchase

from a medical marijuana treatment center for the patient's medical use a marijuana delivery device and up to the amount of marijuana authorized in the physician certification, but may not possess more than a 70-day supply of marijuana, *or the greater of 4 ounces of marijuana in a form for smoking or an amount of marijuana in a form for smoking approved by the department pursuant to paragraph (4)(f)*, at any given time and all marijuana purchased must remain in its original packaging.

(b) *Notwithstanding paragraph (a), s. 893.13, s. 893.135, s. 893.147, or any other provision of law, a qualified patient and the qualified patient's caregiver may purchase and possess a marijuana delivery device intended for the medical use of marijuana by smoking from a vendor other than a medical marijuana treatment center.*

(c) ~~(b)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, an approved medical marijuana treatment center and its owners, managers, and employees may manufacture, possess, sell, deliver, distribute, dispense, and lawfully dispose of marijuana or a marijuana delivery device as provided in this section, s. 381.988, and by department rule. For the purposes of this subsection, the terms "manufacture," "possession," "deliver," "distribute," and "dispense" have the same meanings as provided in s. 893.02.

(d) ~~(c)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, a certified marijuana testing laboratory, including an employee of a certified marijuana testing laboratory acting within the scope of his or her employment, may acquire, possess, test, transport, and lawfully dispose of marijuana as provided in this section, in s. 381.988, and by department rule.

(e) ~~(d)~~ A licensed medical marijuana treatment center and its owners, managers, and employees are not subject to licensure or regulation under chapter 465 or chapter 499 for manufacturing, possessing, selling, delivering, distributing, dispensing, or lawfully disposing of marijuana or a marijuana delivery device, as provided in this section, in s. 381.988, and by department rule.

(f) ~~(e)~~ This subsection does not exempt a person from prosecution for a criminal offense related to impairment or intoxication resulting from the medical use of marijuana or relieve a person from any requirement under law to submit to a breath, blood, urine, or other test to detect the presence of a controlled substance.

(g) ~~(f)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section and pursuant to policies and procedures established pursuant to s. 1006.62(8), school personnel may possess marijuana that is obtained for medical use pursuant to this section by a student who is a qualified patient.

(h) ~~(g)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, a research institute established by a public postsecondary educational institution, such as the H. Lee Moffitt Cancer Center and Research Institute, Inc., established under s. 1004.43, or a state university that has achieved the preeminent state research university designation under s. 1001.7065 may possess, test, transport, and lawfully dispose of marijuana for research purposes as provided by this section.

(15) APPLICABILITY.—

(a) This section does not limit the ability of an employer to establish, continue, or enforce a drug-free workplace program or policy.

(b) This section does not require an employer to accommodate the medical use of marijuana in any workplace or any employee working while under the influence of marijuana.

(c) This section does not create a cause of action against an employer for wrongful discharge or discrimination.

(d) *This section does not impair the ability of any party to restrict or limit smoking or vaping marijuana on his or her private property.*

(e) *This section does not prohibit the medical use of marijuana or a caregiver assisting with the medical use of marijuana in a nursing home facility licensed under part II of chapter 400, a hospice facility licensed under part IV of chapter 400, or an assisted living facility licensed under part I of chapter 429, if the medical use of marijuana is not prohibited in the facility's policies.*

(f) Marijuana, as defined in this section, is not reimbursable under chapter 440.

Section 2. Section 1004.4351, Florida Statutes, is amended to read:

1004.4351 Medical marijuana research ~~and education~~.—

(1) SHORT TITLE.—This section shall be known and may be cited as the “Medical Marijuana Research ~~and Education Act~~.”

(2) LEGISLATIVE FINDINGS.—The Legislature finds that:

(a) The present state of knowledge concerning the use of marijuana to alleviate pain and treat illnesses is limited because permission to perform clinical studies on marijuana is difficult to obtain, with access to research-grade marijuana so restricted that little or no unbiased studies have been performed.

(b) Under the State Constitution, marijuana is available for the treatment of certain debilitating medical conditions.

(c) Additional clinical studies are needed to ensure that the residents of this state obtain the correct dosing, formulation, route, modality, frequency, quantity, and quality of marijuana for specific illnesses.

(d) An effective medical marijuana research ~~and education~~ program would mobilize the scientific, ~~educational~~, and medical resources that presently exist in this state to determine the appropriate and best use of marijuana to treat illness.

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

(a) “Board” means the Medical Marijuana Research ~~and Education Board~~.

(b) “Consortium” ~~“Coalition”~~ means the Consortium ~~Coalition~~ for Medical Marijuana Clinical Outcomes Research ~~and Education~~.

(c) “Marijuana” has the same meaning as provided in s. 29, Art. X of the State Constitution.

(4) ~~CONSORTIUM COALITION FOR MEDICAL MARIJUANA CLINICAL OUTCOMES RESEARCH AND EDUCATION~~.—

(a) There is established within a state university designated by the Board of Governors ~~the H. Lee Moffitt Cancer Center and Research Institute, Inc.~~, the Consortium ~~Coalition~~ for Medical Marijuana Clinical Outcomes Research which shall consist of public and private universities ~~and Education~~. The purpose of the consortium ~~coalition~~ is to conduct rigorous scientific research ~~and, provide education~~, disseminate such research, ~~and guide policy for the adoption of a statewide policy on ordering and dosing practices for the medical use of marijuana. The coalition shall be physically located at the H. Lee Moffitt Cancer Center and Research Institute, Inc.~~

(b) The Medical Marijuana Research ~~and Education Board~~ is established to direct the operations of the consortium ~~coalition~~. The board shall be composed of ~~seven~~ members representing each participating university appointed by the president of each participating university the chief executive officer of the H. Lee Moffitt Cancer Center and Research Institute, Inc. Board members must have experience in a variety of scientific and medical fields, including, but not limited to, oncology, neurology, psychology, pediatrics, nutrition, and addiction. Members shall be appointed to 4-year terms and may be reappointed to serve additional terms. The chair shall be elected by the board from among its

members to serve a 2-year term. The board shall meet at least semi-annually at the call of the chair or, in his or her absence or incapacity, the vice chair. Four members constitute a quorum. A majority vote of the members present is required for all actions of the board. The board may prescribe, amend, and repeal a charter governing the manner in which it conducts its business. A board member shall serve without compensation but is entitled to be reimbursed for travel expenses by the consortium ~~coalition~~ or the organization he or she represents in accordance with s. 112.061.

(c) The consortium ~~coalition~~ shall be administered by a ~~coalition~~ director, who shall be appointed by and serve at the pleasure of the board. The ~~coalition~~ director shall, subject to the approval of the board:

1. Propose a budget for the consortium ~~coalition~~.

2. Foster the collaboration of scientists, researchers, and other appropriate personnel in accordance with the consortium's ~~coalition's~~ charter.

3. *Engage individuals in public and private university programs relevant to the consortium's work to participate in the consortium.*

~~4.2.~~ Identify and prioritize the research to be conducted by the consortium ~~coalition~~.

~~5.4.~~ Prepare a plan for medical marijuana research ~~the Medical Marijuana Research and Education Plan~~ for submission to the board.

~~6.5.~~ Apply for grants to obtain funding for research conducted by the consortium ~~coalition~~.

~~7.6.~~ Perform other duties as determined by the board.

~~(d) The board shall advise the Board of Governors, the State Surgeon General, the Governor, and the Legislature with respect to medical marijuana research and education in this state. The board shall explore methods of implementing and enforcing medical marijuana laws in relation to cancer control, research, treatment, and education.~~

~~(d)(e)~~ The board shall annually adopt a plan for medical marijuana research. *The plan must organize a program of research that contributes to the body of scientific knowledge on the effects of the medical use of marijuana and informs both policy and medical practice related to the treatment of debilitating medical conditions with marijuana. Research must include tracking clinical outcomes, certification standards, dosing standards, routes of administration, efficacy, and side effects. Research must also include the study of the effects of smoking marijuana to treat debilitating medical conditions. The board must award funds to members of the consortium and to perform research consistent with the plan. The board may also award funds to teaching nursing homes, as defined in s. 430.08, for research on medical use of marijuana to alleviate conditions related to chronic disease and aging, known as the “Medical Marijuana Research and Education Plan,” which must be in accordance with state law and coordinate with existing programs in this state. The plan must include recommendations for the coordination and integration of medical, pharmacological, nursing, paramedical, community, and other resources connected with the treatment of debilitating medical conditions; research related to the treatment of such medical conditions; and education.*

~~(e)(f)~~ By February 15 of each year, the board shall issue a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on research projects, *research findings*, community outreach initiatives, and future plans for the consortium ~~coalition~~.

~~(f)(g)~~ Beginning ~~August 1, 2019~~ ~~January 15, 2018~~, and quarterly thereafter, the Department of Health shall submit to the board a data set that includes, for each patient registered in the medical marijuana use registry, the patient's qualifying medical condition and the daily dose amount, *routes of administration*, and forms of marijuana certified for the patient. *The department shall also provide the board with such data for all patients registered in the medical marijuana use registry before August 1, 2019.*

~~(5) RESPONSIBILITIES OF THE H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE, INC. The H. Lee Moffitt Cancer Center and Research Institute, Inc., shall allocate staff and provide information and assistance, as the coalition's budget permits, to assist the board in fulfilling its responsibilities.~~

Section 3. Paragraph (h) of subsection (2) and paragraph (b) of subsection (3) of section 381.987, Florida Statutes, are amended to read:

381.987 Public records exemption for personal identifying information relating to medical marijuana held by the department.—

(2) The department shall allow access to the confidential and exempt information in the medical marijuana use registry to:

(h) The ~~Consortium Coalition~~ for Medical Marijuana *Clinical Outcomes Research and Education* established in s. 1004.4351(4).

(3) The department shall allow access to the confidential and exempt information pertaining to the physician certification for marijuana and the dispensing thereof, whether in the registry or otherwise held by the department, to:

(b) The ~~Consortium Coalition~~ for Medical Marijuana *Clinical Outcomes Research and Education* pursuant to s. 381.986 for the purpose of conducting research regarding the medical use of marijuana.

Section 4. (1) *For the 2019-2020 fiscal year, the sum of \$1.5 million in recurring funds is appropriated from the General Revenue Fund to the Board of Governors for the Consortium for Medical Marijuana Clinical Outcomes Research established under s. 1004.4351, Florida Statutes.*

(2) *For the 2018-2019 fiscal year, the sum of \$391,333 in non-recurring funds is appropriated from the Grants and Donations Trust Fund to the Department of Health for the purpose of implementing the requirements of this act.*

(3) *For the 2019-2020 fiscal year, the sum of \$705,331 in recurring funds is appropriated from the Grants and Donations Trust Fund to the Department of Health for the purpose of implementing the requirements of this act.*

Section 5. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the medical use of marijuana; amending s. 381.986, F.S.; redefining the term “marijuana delivery device” to eliminate the requirement that such devices must be purchased from a medical marijuana treatment center; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; conforming provisions to changes made by the act; restricting the smoking of marijuana in enclosed indoor workplaces; requiring a patient’s informed consent form to include the negative health risks associated with smoking marijuana; conforming a provision to changes made by the act; requiring a qualified physician to submit specified documentation to the Board of Medicine and the Board of Osteopathic Medicine upon determining that smoking is an appropriate route of administration for a qualified patient, other than a patient diagnosed with a terminal condition; prohibiting a physician from certifying a patient under 18 years of age to smoke marijuana for medical use unless the patient is diagnosed with a terminal condition and the physician makes a certain determination in concurrence with a second physician who is a pediatrician; requiring a qualified physician to obtain the written informed consent of such patient’s parent or legal guardian before certifying the patient to smoke marijuana for medical use; requiring the qualified physician to use a certain informed consent form adopted in rule by the boards; requiring the boards to review specified documentation and adopt certain practice standards by rule by a specified date; establishing a supply limit for a physician certification for marijuana in a form for smoking; authorizing a qualified physician to request an exception to the supply limit and possession limit for marijuana in a form for smoking; authorizing more than one caregiver to assist with a qualified patient’s medical use of marijuana if the pa-

tient is participating in a certain research program in a teaching nursing home; authorizing a caregiver to be listed in the medical marijuana use registry as a designated caregiver for qualified patients who are participating in a certain research program in a teaching nursing home; prohibiting a medical marijuana treatment center that produces pre-rolled marijuana cigarettes from using wrapping paper made with tobacco or hemp; requiring that marijuana in a form for smoking meet certain packaging and labeling requirements; requiring the Department of Health to adopt rules regulating the types, appearance, and labeling of marijuana delivery devices; prohibiting a medical marijuana treatment center from dispensing more than a specified supply limit of marijuana in a form for smoking; revising a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; establishing possession limits on marijuana in a form for smoking for a qualified patient; allowing marijuana delivery devices to be purchased from a vendor other than a medical marijuana treatment center; providing applicability; amending s. 1004.4351, F.S.; renaming the Coalition for Medical Marijuana Research and Education as the Consortium for Medical Marijuana Clinical Outcomes Research; establishing the consortium for a specified purpose; renaming the Medical Marijuana Research and Education Board as the Medical Marijuana Research Board; requiring the board to direct the operations of the consortium; providing membership of the board; providing for the appointment of a consortium director; providing duties of the consortium director; requiring the board to annually adopt a plan for medical marijuana research; requiring the plan to include specified information; providing research requirements for the plan; requiring the board to award funds to members of the consortium; authorizing the board to award funds to teaching nursing homes for certain research; requiring the board to issue an annual report to the Governor and Legislature by a specified date; requiring the department to submit certain data sets to the board; amending s. 381.987, F.S.; conforming provisions to changes made by the act; providing appropriations; providing an effective date.

Senator Brandes moved the following amendments to **Amendment 1 (897266)** which were adopted:

Amendment 1A (733576) (with title amendment)—Delete lines 14-15 and insert:

human body, and which is dispensed from a medical marijuana treatment center for medical use by a qualified patient, *except that delivery devices intended for the medical use of marijuana by smoking need not be dispensed from a medical marijuana treatment center in order to qualify as marijuana delivery devices.*

And the title is amended as follows:

Delete lines 838-840 and insert: “marijuana delivery device” to provide an exception to the requirement that such devices must be purchased from a medical marijuana treatment center for devices that are intended for the medical use of marijuana by smoking; redefining the

Amendment 1B (264942)—Delete line 181 and insert:

marijuana or more than six 35-day supply limits of marijuana in a

Amendment 1C (320934) (with title amendment)—Delete lines 761-767 and insert:

medical conditions with marijuana. Research must include tracking clinical outcomes, certification standards, dosing standards, routes of administration, efficacy, and side effects. Research must also include the study of the effects of smoking marijuana to treat debilitating medical conditions. The board must award funds to members of the consortium and to perform research consistent with the plan. The board shall collaborate with and may award

And the title is amended as follows:

Delete line 910 and insert: award funds to members of the consortium; requiring the board to collaborate with and authorizing

Amendment 1 (897266), as amended, was adopted.

On motion by Senator Brandes, by two-thirds vote, **CS for CS for CS for SB 182**, as amended, was read the third time by title, passed, or-

dered engrossed, and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Diaz	Powell
Albritton	Farmer	Rader
Baxley	Flores	Rodriguez
Bean	Gibson	Simmons
Benacquisto	Gruters	Simpson
Berman	Harrell	Stargel
Book	Hutson	Stewart
Bracy	Lee	Taddeo
Bradley	Mayfield	Thurston
Brandes	Montford	Wright
Braynon	Passidomo	
Cruz	Pizzo	

Nays—4

Broxson	Gainer	Hooper
Perry		

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 4:30 p.m.

SB 212—A bill to be entitled An act relating to the Interstate Compact on Educational Opportunity for Military Children; amending s. 1000.40, F.S.; extending the scheduled repeal of the compact and related provisions; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **SB 212** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

CS for SB 7006—A bill to be entitled An act relating to the Uniform Interstate Depositions and Discovery Act; amending s. 92.251, F.S.; revising a short title; defining terms; requiring a party to submit a foreign subpoena to a clerk of court in this state for the issuance of a subpoena in this state; requiring the clerk of court to promptly issue a subpoena for service upon the person to whom the foreign subpoena is directed; providing requirements for the subpoena; requiring that the service of the subpoena be served in compliance with the laws of this state and the Florida Rules of Civil Procedure; specifying that laws and rules governing compliance with subpoenas apply to subpoenas issued pursuant to the act; requiring that applications challenging a subpoena issued pursuant to the act comply with the statutes and rules of this state and be submitted to a specified court; providing for the uniform construction and application of the act; specifying that the act does not

apply to criminal proceedings; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote, **CS for SB 7006** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	
Cruz	Passidomo	

Nays—None

Vote after roll call:

Yea—Wright

SB 7058—A bill to be entitled An act relating to trust funds; creating s. 20.242, F.S.; creating the Administrative Trust Fund within the Department of Highway Safety and Motor Vehicles; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7058** was read the third time by title, passed by the required constitutional three-fifths vote of the membership, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

SB 7060—A bill to be entitled An act relating to the termination of the Working Capital Trust Fund within the Department of Highway Safety and Motor Vehicles; terminating the Working Capital Trust Fund within the Department of Highway Safety and Motor Vehicles; providing for the transfer of balances in and revenues of the trust fund; requiring that the department pay outstanding debts and obligations of the trust fund; requiring that the Chief Financial Officer close out and remove the terminated fund from the state accounting systems; repealing ch. 2002-151, Laws of Florida, which saved the trust fund from termination; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7060** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

MOTIONS

On motion by Senator Gainer, the rules were waived and **SB 1784** was withdrawn from further consideration.

On motion by Senator Benacquisto, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

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 7, 2019: SB 2, SB 4, SB 6, SB 8, SB 180, CS for CS for CS for SB 182, SB 212, CS for SB 7006, SB 7058, SB 7060.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 1020

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

The Committee on Environment and Natural Resources recommends the following pass: SB 320; SB 446

The bills were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 968

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education recommends the following pass: SB 190

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

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 724

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

The Committee on Community Affairs recommends the following pass: SB 436

The bill was referred to the Committee on Environment and Natural Resources under the original reference.

The Committee on Community Affairs recommends the following pass: SB 144; SB 202

The bills were referred to the Committee on Finance and Tax under the original reference.

The Committee on Community Affairs recommends the following pass: SB 494

The bill was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Ethics and Elections recommends the following pass: SJR 270; SB 272

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 440

The Special Master on Claim Bills submitted a report for: SB 24; SB 34; SB 42

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

The Committee on Community Affairs recommends the following pass: SB 310

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 236; SB 7032; SB 7034; SB 7036

The Committee on Infrastructure and Security recommends the following pass: SB 94

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

The Committee on Rules recommends the following pass: SB 186; CS for SB 262; SR 682

The bills were placed on the Calendar.

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 246; SB 426

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 532

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 286; SB 376

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 574

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 642

The Committee on Judiciary recommends a committee substitute for the following: SB 656

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

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 100

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

The Committee on Military and Veterans Affairs and Space recommends a committee substitute for the following: SB 292

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

The Committee on Community Affairs recommends committee substitutes for the following: SJR 344; SB 562

The bills with committee substitute attached were referred to the Committee on Finance and Tax under the original reference.

The Committee on Innovation, Industry, and Technology recommends committee substitutes for the following: SB 450; SB 600

The bills with committee substitute attached were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 350

The Committee on Criminal Justice recommends a committee substitute for the following: SB 766

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 796

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 122

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: CS for SB 76

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

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 268; CS for SB 462; SB 7014

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 248

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 142

The Committee on Judiciary recommends a committee substitute for the following: SB 256

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

The Committee on Rules recommends committee substitutes for the following: SB 82; SB 7012

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 7022; SB 7024

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 90; CS for SB 332; CS for SB 338; CS for SB 346

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 64; SB 72

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

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 366; SB 592

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 252

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on Agriculture, Environment, and General Government recommends that the Senate confirm the following appointment made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Business and Professional Regulation	
Appointee: Beshears, Halsey	Pleasure of Governor

The appointment was referred to the Committee on Innovation, Industry, and Technology under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Infrastructure and Security; and Senator Book—

CS for SB 100—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committee on Banking and Insurance; and Senators Broxson and Hooper—

CS for SB 122—A bill to be entitled An act relating to agreements between service providers and consumers; creating s. 501.172, F.S.;

defining terms; specifying limitations and authorized provisions relating to a service provider's right to payment under certain agreements with consumers under urgent or emergency circumstances; specifying requirements, limitations, and prohibited provisions for agreements containing a post-loss assignment of benefits; providing that a prevailing party under certain policies and coverages has the right to attorney fees and costs; providing that a court need not determine there is a prevailing party; providing factors a court must consider in determining who the prevailing party is under certain circumstances; providing construction relating to waiver and limitations on recovery; authorizing a court to order an assignee to pay attorney fees and costs under certain circumstances; requiring the court to stay proceedings under certain circumstances; providing applicability; providing legislative findings and intent; amending ss. 626.9373 and 627.428, F.S.; providing that attorney fees under certain provisions of the Florida Insurance Code may not be awarded to an assignee of post-loss benefits who is a service provider; providing applicability; providing an effective date.

By the Committees on Criminal Justice; and Children, Families, and Elder Affairs; and Senator Bean—

CS for CS for SB 128—A bill to be entitled An act relating to child abuse; amending s. 39.01, F.S.; expanding the list of incidents or injuries that constitute harm to a child's health or welfare to include incidents or injuries resulting from violations of child restraint and seatbelt requirements; amending s. 39.201, F.S.; requiring the central abuse hotline to accept certain reports or calls for investigation for children who do not live in this state; requiring the Department of Children and Families to initiate an investigation when a report is received from an emergency room physician; amending s. 39.303, F.S.; expanding the types of reports that the department must refer to Child Protection Teams; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

CS for SB 188—A bill to be entitled An act relating to the Department of Health; amending s. 381.4018, F.S.; requiring the Department of Health to develop strategies to maximize federal-state partnerships that provide incentives for physicians to practice in medically underserved or rural areas; authorizing the department to adopt certain rules; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from representing himself or herself as a board-certified specialist in dermatology unless the recognizing agency is reviewed and reauthorized on a specified basis by the Board of Medicine; amending s. 459.0055, F.S.; revising licensure requirements for a person seeking licensure or certification as an osteopathic physician; amending s. 460.408, F.S.; defining the term "contact classroom hour"; revising provisions relating to continuing chiropractic education requirements; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; amending s. 464.202, F.S.; requiring the Board of Nursing to adopt rules that include disciplinary procedures and standards of practice for certified nursing assistants; amending s. 464.203, F.S.; revising certification requirements for nursing assistants; amending s. 464.204, F.S.; revising grounds for board-imposed disciplinary sanctions; amending s. 466.006, F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; providing for disciplinary action by the Board of Dentistry; defining the term "adverse incident"; authorizing the board to adopt rules; amending s. 466.031, F.S.; expanding the definition of the term "dental laboratory" to include any person, firm, or corporation that performs an onsite consultation during dental procedures; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of the term "athletic trainer" for the purpose of relocating an existing requirement; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse to renew their athletic trainer license; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement; amending s. 468.723, F.S.; requiring the direct supervision of an ath-

letic training student to be in accordance with rules adopted by the Board of Athletic Training; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising the definition of the term "apprentice"; amending s. 480.041, F.S.; revising qualifications for licensure as a massage therapist; specifying that a massage apprentice who was licensed before a specified date may continue to perform massage therapy as authorized under his or her license; authorizing a massage apprentice to apply for full licensure upon completion of the apprenticeship under certain conditions; repealing s. 480.042, F.S., relating to examinations for licensure as a massage therapist; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting certain massage establishments from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising the definition of the terms "doctoral-level psychological education" and "doctoral degree in psychology"; amending s. 490.005, F.S.; revising requirements for licensure by examination of psychologists and school psychologists; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of psychologists and school psychologists; amending s. 491.0045, F.S.; providing an exemption for registration requirements for clinical social worker interns, marriage and family therapist interns, and mental health counselor interns under certain circumstances; amending s. 491.005, F.S.; revising requirements for the licensure by examination of marriage and family therapists; revising examination requirements for the licensure by examination of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure by endorsement or certification for specified professions; amending s. 491.007, F.S.; removing a biennial intern registration fee; amending s. 491.009, F.S.; authorizing the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling or, under certain circumstances, the department to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; amending ss. 491.0046 and 945.42, F.S.; conforming cross-references; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Brandes and Stewart—

CS for SB 220—A bill to be entitled An act relating to the Beverage Law; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; repealing s. 564.055, F.S., relating to limitations on the size of individual cider containers; amending s. 564.09, F.S.; revising provisions that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the terms "branded product" and "craft distillery"; revising the requirements for the sale of branded products by a licensed craft distillery to consumers; deleting a provision that prohibits a craft distillery from selling more than six individual containers of a branded product to a consumer; revising requirements relating to the shipping of distilled spirits to consumers by a craft distillery; providing that it is unlawful to transfer a distillery license, or ownership in a distillery license, for certain distilleries to certain individuals or entities; prohibiting a craft distillery from having its ownership affiliated with certain other distilleries; authorizing a craft distillery to transfer specified distilled spirits from certain locations to its souvenir gift shop; requiring a craft distillery making certain transfers of distilled spirits to submit certain excise taxes with its monthly report to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.221, F.S.; authorizing the division to issue vendor's licenses to certain distilleries for the sale of alcoholic beverages on the licensed premises, on a seaport facility's licensed premises, or at an airport terminal; requiring that the licensed vendor premises be included on certain sketches and diagrams under certain circumstances; requiring that all revisions to a sketch or diagram be approved by the division; capping the number of vendor's licenses the division is authorized to issue to a distillery; requiring the division to issue permits to distilleries for conducting tastings and sales at certain events; requiring distilleries to pay entry fees and to have a representative present at such events; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Hooper—

CS for CS for SB 246—A bill to be entitled An act relating to public construction; amending s. 218.735, F.S.; revising the amounts of retainage that local governmental entities and contractors may withhold from progress payments for any construction services contract; amending s. 255.05, F.S.; revising requirements for Department of Management Services rules governing certain contracts; amending s. 255.078, F.S.; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract; specifying nonapplicability of the act; providing an effective date.

By the Committee on Judiciary; and Senator Baxley—

CS for SB 256—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 any member of a child protection team established by the Department of Health in certain circumstances; providing an effective date.

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

CS for CS for SB 268—A bill to be entitled An act relating to voting methods; amending s. 97.021, F.S.; revising the definition of the term “voter interface device”; amending s. 101.56075, F.S.; authorizing voting to be conducted using a voter interface device that produces a voter-verifiable paper output; amending s. 102.166, F.S.; revising requirements for Department of State rules regarding manual recounts of certain ballots; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Albritton and Perry—

CS for SB 286—A bill to be entitled An act relating to domestic wastewater collection system assessment and maintenance; creating s. 403.1839, F.S.; providing definitions; providing legislative findings; establishing the Blue Star Collection System Assessment and Maintenance Program and providing its purpose; requiring the Department of Environmental Protection to adopt rules and review and approve program applications for certification; specifying the documentation utilities must submit to qualify for certification; providing for certification expiration and renewal; requiring the department to publish an annual list of certified blue star utilities; requiring the department to allow public and nonprofit utilities to participate in the Clean Water State Revolving Fund Program under certain conditions; authorizing the department to reduce penalties for sanitary sewer overflows at certified utilities and for investments in certain assessment and maintenance activities; amending s. 403.067, F.S.; creating a defensible expectation of compliance with certain water quality standards for certified utilities; amending s. 403.087, F.S.; requiring the department to issue extended operating permits to certified utilities under certain conditions; amending s. 403.161, F.S.; authorizing the department to reduce penalties based on certain system investments for permitted facilities; amending s. 403.1838, F.S.; authorizing additional recipients and uses of Small Community Sewer Construction Assistance Act grants; revising provisions to authorize the department, rather than the Environmental Regulation Commission, to implement rules for such grants; providing an effective date.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing Medicaid nonemergency transportation services to be provided to a Medicaid recipient by certain transportation network companies or transportation brokers, subject to compliance with certain requirements; requiring the Agency for Health Care Administration to update certain regulations, policies, or other guidance by a specified date; providing that the requirements for transportation network companies and transportation network company drivers may not exceed specified

requirements, except as necessary to conform to federal Medicaid transportation requirements administered by the agency; providing construction; amending s. 401.25, F.S.; authorizing a licensed basic life support or licensed advanced life support ambulance service to provide nonemergency Medicaid transportation in permitted ambulances in any county at the request of a certain eligible plan; providing an effective date.

By the Committees on Health Policy; and Banking and Insurance; and Senator Simpson—

CS for CS for SB 322—A bill to be entitled An act relating to pre-existing conditions; creating ss. 627.6046 and 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual and group health insurance policies, respectively; requiring insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 641.31, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health maintenance contracts; requiring health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such health maintenance organizations from excluding, limiting, denying, or delaying coverage under such contracts due to preexisting medical conditions; requiring such contracts to have been actively marketed on a specified date and during a certain timeframe before that date; providing an effective date.

By the Committee on Community Affairs; and Senator Diaz—

CS for SJR 344—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of a new section in Article XII of the State Constitution to authorize the Legislature, by general law, to prohibit increases in the assessed value of homestead property, for school district levy purposes, if the legal or equitable title to the property is held by a person who is 65 years of age or older and if he or she has held such title and maintained permanent residence on the property for at least 25 years, and to provide an effective date.

By the Committee on Community Affairs; and Senators Hutson and Mayfield—

CS for SB 350—A bill to be entitled An act relating to affordable housing; amending s. 163.31801, F.S.; authorizing local governments to provide exceptions or waivers for impact fees for affordable housing developments; requiring that certain data relating to impact fees be included in the annual financial reports for specified entities; creating s. 420.0007, F.S.; providing a local permit approval process; amending s. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for state apartment incentive loans; amending s. 420.5095, F.S.; creating the Community Workforce Housing Loan Program in the place of the Community Workforce Housing Innovation Pilot Program to provide workforce housing for essential services personnel affected by the high cost of housing; redefining the term “workforce housing”; deleting definitions; authorizing the Florida Housing Finance Corporation to provide loans under the program to applicants for construction of workforce housing; requiring the corporation to establish a certain loan application process; requiring projects to receive priority consideration under certain circumstances; requiring that the corporation award loans at a specified interest rate and for a limited term; amending s. 420.9071, F.S.; revising the definition of the term “local housing incentive strategies”; reenacting s. 193.018(2), F.S., relating to land owned by a community land trust used to provide affordable housing, to incorporate the amendment made to s. 420.5095, F.S., in a reference thereto; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Montford—

CS for SB 376—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring that certain funds distributed into the Land Acquisition Trust Fund be used for conservation and management projects in certain counties; providing the types of projects for which the Department of Environmental Protection may use such funds; authorizing the department to distribute such funds to the appropriate agency; removing an obsolete provision; providing an effective date.

By the Committee on Community Affairs; and Senators Flores, Torres, and Hooper—

CS for SB 426—A bill to be entitled An act relating to firefighters; creating s. 112.1816, F.S.; providing definitions; granting certain benefits to a firefighter upon receiving a diagnosis of cancer if certain conditions are met; requiring an employer to make certain disability payments to a firefighter in the event of a total and permanent disability; providing for death benefits to a firefighter's beneficiary if a firefighter dies as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act must be borne by the employer; requiring the Division of State Fire Marshal to adopt certain rules; providing a declaration of important state interest; providing an effective date.

By the Committees on Community Affairs; and Judiciary; and Senator Powell—

CS for CS for SB 462—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; amending s. 48.021, F.S.; revising authority of special process servers; revising a cross-reference; requiring that civil witness subpoenas be served by certain persons; amending s. 48.031, F.S.; revising requirements for substituted service on the spouse of the person to be served; revising requirements for documenting service of process; conforming terminology; amending s. 48.062, F.S.; revising requirements for service on limited liability companies; amending s. 48.194, F.S.; revising provisions specifying who may serve process outside of the state; revising requirements for documenting that service has been properly made outside the state; amending s. 48.21, F.S.; revising requirements for return-of-service forms; authorizing certain persons to electronically sign return-of-service forms; amending s. 316.29545, F.S.; exempting certified process servers from certain window suncreening restrictions; providing an effective date.

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

CS for SB 496—A bill to be entitled An act relating to insurance guaranty associations; creating s. 626.8621, F.S.; authorizing an employee of the Florida Insurance Guaranty Association or an employee of a guaranty association of another state to adjust losses for the Florida Insurance Guaranty Association if certain conditions are met; amending s. 631.914, F.S.; revising requirements for the Office of Insurance Regulation in levying assessments on workers' compensation insurers; requiring such insurers to recoup the assessments by applying a certain surcharge percentage to certain policies; providing that an insurer's direct written premium may not be reduced by certain amounts for the purposes of determining insurer assessments or policyholder surcharges; authorizing the Florida Workers' Compensation Insurance Guaranty Association to audit certain reports; revising requirements for remitting policy surcharges and assessments; conforming cross-references; providing that assessments paid by an insurer constitute advances of funds to the association under certain circumstances; revising requirements for insurers' reconciliation reports to the association; revising construction; providing an effective date.

By the Committee on Community Affairs; and Senators Lee and Farmer—

CS for SB 532—A bill to be entitled An act relating to wetland mitigation; amending s. 373.4135, F.S.; authorizing a local government to allow permittee-responsible mitigation on lands purchased and owned by a local government for conservation purposes under certain circumstances; requiring such mitigation to meet specified requirements; providing an effective date.

By the Committee on Community Affairs; and Senator Diaz—

CS for SB 562—A bill to be entitled An act relating to homestead assessments; creating s. 193.626, F.S.; providing a homestead assessment limitation for the purpose of school district levies to certain persons age 65 years or older; authorizing persons entitled to and receiving a certain homestead exemption to apply for and receive the limitation; authorizing specified other persons to receive the limitation; requiring a property appraiser who makes a certain determination to serve upon the owner a notice of intent to record a tax lien against the property; providing that such property is subject to certain taxes, penalties, and interest; providing an exception from such penalties and interest; providing that an owner must be given a specified timeframe to pay taxes, penalties, and interest before a lien is filed; providing requirements for such a lien; providing applicability; providing a contingent effective date.

By the Committee on Commerce and Tourism; and Senators Hutson and Bradley—

CS for SB 588—A bill to be entitled An act relating to preemption of local regulations; creating s. 403.7034, F.S.; prohibiting local government entities from adopting or enforcing local ordinances or regulations relating to single-use plastic straws before a specified date; requiring the Department of Environmental Protection, or an entity designated by the department, to conduct a study evaluating the environmental impact of single-use plastic straws; providing qualifications for the designated entity; specifying requirements for the environmental impact study; requiring the department to submit a report on the environmental impact study results to the Legislature by a specified date; providing that, under certain circumstances, the moratorium on local regulation is lifted by a specified date; providing penalties for violations of the moratorium by a local government entity; amending s. 499.002, F.S.; preempting the regulation of over-the-counter proprietary drugs or cosmetics to the state; providing an effective date.

By the Committee on Criminal Justice; and Senator Montford—

CS for SB 624—A bill to be entitled An act relating to youth in solitary confinement; creating s. 945.425, F.S.; defining terms; prohibiting the Department of Corrections from placing a youth in solitary confinement except under certain circumstances; authorizing a youth to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a youth who is in emergency confinement; limiting the allowable length of time for emergency confinement; requiring specific treatment for a youth who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such confinement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a youth who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department to review its policies and procedures relating to youth in confinement; requiring the department to certify compliance in a report to the Governor and Legislature by a specified date; requiring the department to adopt policies and procedures; providing applicability; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to youth; creating s. 985.28, F.S.; defining terms; prohibiting the Department of Juvenile Justice from placing a child in solitary confinement except under certain circumstances; authorizing a child to be placed in emergency confinement if certain conditions are met; re-

quiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a child who is in emergency confinement; limiting the allowable length of time for the use of emergency confinement; requiring specific treatment for a child who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a child who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department and the board of county commissioners of each county that administers a detention facility to review policies and procedures relating to disciplinary treatment; requiring the department and the board of county commissioners of each county that administers a detention facility to certify compliance in a report to the Governor and Legislature by a specified date; providing applicability; creating s. 985.4415, F.S.; defining terms; prohibiting facility staff from placing a child in solitary confinement, except under certain circumstances; authorizing a child to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a child who is in emergency confinement; limiting the allowable length of time for emergency confinement; requiring specific treatment for a child who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a child who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department to review policies and procedures relating to disciplinary treatment; requiring the department to certify compliance in a report to the Governor and Legislature by a specified date; providing applicability; amending s. 944.09, F.S.; authorizing the Department of Corrections to adopt rules; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to adopt rules; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or bringing false information before a court, to incorporate the amendment made to s. 944.09, F.S., in a reference thereto; providing an effective date.

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

CS for SB 626—A bill to be entitled An act relating to insurer guaranty associations; amending s. 631.713, F.S.; revising applicability of part III of ch. 631, F.S., as to health maintenance organizations, long-term care insurance benefits, certain health care benefits, and certain structured settlement annuity benefits; amending s. 631.714, F.S.; defining the term “long-term care assessment obligations”; amending s. 631.716, F.S.; revising the number of members and composition of the Florida Life and Health Insurance Guaranty Association’s board of directors; specifying requirements relating to the director of the Florida Health Maintenance Organization Consumer Assistance Plan to be confirmed to the association’s board; specifying rights of the director or his or her alternate; deleting an obsolete provision; amending s. 631.717, F.S.; adding the reissuance of covered policies to a list of duties of the association relating to insolvent insurers; providing construction; specifying duties of the association as to potential long-term care insurer impairments or insolvencies, sharing information, and providing assistance to the Florida Health Maintenance Organization Consumer Assistance Plan’s board of directors; revising applicability of a specified limit on the association’s liability for the contractual obligations of an insolvent insurer; conforming a provision to changes made by the act; requiring that the Department of Financial Services, rather than a receivership court, approve certain alternative policies or contracts; authorizing the board to file directly for actuarially justified rate or premium increases; amending s. 631.718, F.S.; specifying the calculation and allocation of Class B assessments for long-term care insurance; specifying a limit on certain assessments on a member insurer or member health maintenance organization; conforming provisions to changes made by the act; amending s. 631.721, F.S.; deleting an ob-

solete provision; revising the requirements of the association’s plan of operation relating to long-term care insurer impairments and insolvencies; conforming a cross-reference; creating s. 631.738, F.S.; providing applicability of certain provisions to certain member insurers and health maintenance organizations; amending s. 631.816, F.S.; adding duties of the board of directors of the Florida Health Maintenance Organization Consumer Assistance Plan to conform to changes made by the act; amending s. 631.818, F.S.; adding to the duties of the plan to conform to changes made by the act; amending s. 631.819, F.S.; specifying requirements for long-term care insurer impairment and insolvency assessments for member health maintenance organizations; requiring the plan to issue certificates of contribution to member health maintenance organizations paying certain assessments; specifying requirements of, and the use of, such certificates; amending s. 631.820, F.S.; conforming provisions to changes made by the act; amending s. 631.821, F.S.; making a technical change; providing a directive to the Division of Law Revision; providing an effective date.

By the Committee on Criminal Justice; and Senators Brandes, Gruters, Rouson, Perry, and Broxson—

CS for SB 642—A bill to be entitled An act relating to criminal justice; providing a short title; amending s. 893.135, F.S.; requiring that the court impose, for an offense relating to trafficking in certain substances, a sentence pursuant to the Criminal Punishment Code and without regard to any statutory minimum sentence if the court makes specified findings under certain circumstances; amending s. 944.275, F.S.; requiring an education program manager to recommend, and authorizing the Department of Corrections to grant, an award of a specified amount of incentive gain-time to an inmate who has completed the Prison Entrepreneurship Program; revising circumstances under which certain inmates are not eligible for certain types of gain-time in amounts that would cause a sentence to end or require a release prior to serving a minimum percentage of a sentence; amending s. 944.611, F.S.; providing legislative intent with respect to the location of an inmate’s confinement; amending s. 944.705, F.S.; requiring that the department provide an inmate with a comprehensive community reentry resource directory organized by county before an inmate’s release; authorizing a nonprofit faith-based or professional business or a civic or community organization to apply for registration with the department to provide inmate reentry services; requiring the department to adopt certain policies and procedures; authorizing the department to deny approval and registration of an organization or representative of an organization under certain circumstances; authorizing the department to contract with a public or private educational institution’s Veterans Advocacy Clinic or Veterans Legal Clinic for certain purposes; requiring the department to include notification of all outstanding terms of sentence in an inmate’s release documents; providing an exception to the notification requirement for inmates who are released to any type of supervision monitored by the Department of Corrections; requiring the department to adopt certain rules; amending s. 944.801, F.S.; authorizing the Correctional Education Program to establish a Prison Entrepreneurship Program and adopt procedures for admitting student inmates; providing requirements for the program; authorizing transitional and postrelease continuing educational services to be offered under certain circumstances; requiring the department to enter into certain agreements to implement the program; requiring that the program be funded with existing resources; amending s. 948.001, F.S.; redefining the term “administrative probation”; amending s. 948.013, F.S.; authorizing the department to transfer an offender to administrative probation under certain circumstances; amending s. 948.03, F.S.; requiring the department to include in the Florida Crime Information Center system all conditions of probation as determined by the court for each probationer; creating s. 948.041, F.S.; requiring the department to provide notification in writing to an offender, upon the termination of his or her term of probation or community control, of all outstanding terms of sentence; amending s. 948.06, F.S.; requiring a probation officer to determine whether a probationer or offender on community control who commits a technical violation is eligible for a certain alternative sanctioning program; authorizing the probation officer to take certain actions if such probationer or offender is eligible; defining the term “technical violation”; requiring that judicial circuits establish an alternative sanctioning program; authorizing the chief judge of each judicial circuit to issue specified administrative orders; requiring a probation officer to submit to the court for approval any recommended sanctions against a probationer or offender determined to

be eligible for the program to the court for approval; defining the terms “low-risk violation” and “moderate-risk violation”; specifying circumstances under which a probationer or offender on community control is not eligible for an alternative sanction; authorizing a probation officer to offer an eligible probationer one or more specified alternative sanctions for a first or second low-risk violation; authorizing a probation officer, under certain circumstances, to offer an eligible probationer or offender on community control one or more specified alternative sanctions for a first moderate-risk violation; providing that the participation of a probationer or offender on community control in the alternative sanctioning program is voluntary, subject to certain requirements; specifying actions that a probationer or offender on community control may take if he or she is eligible for an alternative sanctioning program; providing that a probation officer, under certain circumstances, submit a recommended sanction to the court; authorizing the court to impose the recommended sanction or direct the department to submit a violation report, affidavit, and warrant to the court; authorizing a probation officer to submit a violation report, affidavit, and warrant to the court under certain circumstances; prohibiting certain evidence in subsequent proceedings; creating s. 951.30, F.S.; requiring each county detention facility to notify a prisoner in writing, upon such prisoner’s release, of all outstanding terms of sentence; providing an exception to the notification requirement for prisoners who are released into the custody or control of the Department of Corrections; amending s. 893.03, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 646—A bill to be entitled An act relating to child welfare; amending s. 39.4085, F.S.; providing legislative findings and intent; specifying the rights of children and young adults in out-of-home care; providing roles and responsibilities for the Department of Children and Families, community-based care lead agencies, and other agency staff; providing roles and responsibilities for caregivers; requiring the department to adopt certain rules; creating s. 39.4088, F.S.; requiring the Florida Children’s Ombudsman to serve as an autonomous entity within the department for certain purposes; providing general roles and responsibilities for the ombudsman; requiring the ombudsman to collect certain data; requiring the ombudsman, in consultation with the department and other specified entities and by a specified date, to develop standardized information explaining the rights of children and young adults placed in out-of-home care; requiring the department, community-based care lead agencies, and agency staff to use the information provided by the ombudsman in carrying out specified responsibilities; requiring the department to establish a statewide toll-free telephone number for the ombudsman; requiring the department to adopt certain rules; amending s. 39.6011, F.S.; requiring that a case plan be developed in a face-to-face conference with a caregiver of a child under certain circumstances; providing additional requirements for the content of a case plan; providing additional requirements for a case plan when a child is 14 years of age or older or is of an appropriate age and capacity; requiring the department to provide a copy of the case plan to the caregiver of a child placed in a licensed foster home; amending s. 39.604, F.S.; requiring a caseworker to provide information about subsidies provided by early learning coalitions to caregivers of certain children; amending s. 39.701, F.S.; providing additional requirements for social study reports for judicial review; amending s. 409.145, F.S.; providing additional requirements for caregivers; providing additional requirements for records and information the department and any additional providers are required to make available to caregivers; amending s. 409.175, F.S.; providing additional requirements for the licensure and operation of family foster homes, residential child-caring agencies, and child-placing agencies; amending s. 409.1753, F.S.; requiring a lead agency, rather than the department, to provide caregivers with a contact when the caseworker is unavailable; amending s. 409.988, F.S.; requiring lead agencies to recruit and retain foster homes; amending s. 39.6013, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Judiciary; and Senator Baxley—

CS for SB 656—A bill to be entitled An act relating to background screening; amending ss. 25.386 and 44.106, F.S.; requiring that applicants for certification as a foreign language court interpreter or as a

mediator, respectively, undergo certain background security investigations; providing an effective date.

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

CS for SB 740—A bill to be entitled An act relating to fees; amending s. 605.0213, F.S.; establishing a biennial report filing fee for limited liability companies; authorizing the Department of State to escrow an amount necessary to annualize revenues collected from biennial report filing fees and biennial supplemental corporate fees; amending s. 607.0122, F.S.; establishing a biennial report filing fee for domestic and foreign corporations; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees and biennial supplemental corporate fees; amending s. 607.193, F.S.; establishing a biennial supplemental corporate fee for limited liability companies, domestic and foreign corporations, and domestic and foreign limited partnerships; amending s. 617.0122, F.S.; establishing a biennial report filing fee for domestic and foreign corporations not for profit; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees; amending s. 620.1109, F.S.; establishing a biennial report filing fee for domestic and foreign limited partnerships; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees and biennial supplemental corporate fees; amending s. 620.81055, F.S.; establishing a biennial report filing fee for domestic and foreign limited liability partnerships; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees; amending s. 605.0118, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

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

CS for SB 750—A bill to be entitled An act relating to the research and development tax credit; amending s. 220.196, F.S.; increasing the combined total amount of research and development credits against the corporate income tax which may be granted to certain business enterprises during any calendar year; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Gruters—

CS for SB 766—A bill to be entitled An act relating to expanded uses of unmanned aircraft; amending s. 934.50, F.S.; authorizing the use of drones by law enforcement agencies and other specified entities for specified purposes; providing an effective date.

By the Committee on Judiciary; and Senators Torres, Rodriguez, Taddeo, Powell, Bracy, Gibson, Cruz, Thurston, Book, Farmer, and Braynon—

CS for SM 804—A memorial to the Congress of the United States, requesting Congress to take appropriate actions to assist in the delivery of humanitarian assistance, to continue and intensify financial sanctions against the regime of Nicolás Maduro and the Government of Venezuela, and to instruct appropriate federal agencies to hold Nicolás Maduro and officials of the Government of Venezuela accountable for violations of law and abuses of internationally recognized human rights.

By the Committee on Criminal Justice; and Senator Pizzo—

CS for SB 822—A bill to be entitled An act relating to assault or battery; amending s. 784.07, F.S.; providing for reclassification of assault or battery offenses committed on certain persons when such persons are engaged in their lawful duties; reenacting ss. 775.0877(1)(d), (e), (f), and (g), 794.056(1), 921.0022(3)(d), 938.08, and 938.085, F.S., relating to criminal transmission of HIV, the Rape Crisis Program Trust Fund, the offense severity ranking chart of the Criminal Punishment Code, additional cost to fund domestic violence programs, and additional cost to fund rape crisis centers, respectively, to incorporate the amendments made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Rader—

CS for SB 828—A bill to be entitled An act relating to lewd or lascivious exhibition; amending s. 800.09, F.S.; prohibiting certain lewd or lascivious acts in the presence of county correctional personnel; providing criminal penalties; providing an effective date.

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

CS for SB 878—A bill to be entitled An act relating to corporate taxable income adjustments; amending s. 220.13, F.S.; providing that, for the purposes of calculating adjusted federal income, motor vehicle rental or leasing companies are not required to add to their taxable income certain amounts deducted for federal income tax purposes as bonus depreciation; defining the term “motor vehicle rental or leasing company”; providing retroactive applicability; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration and renewal of such rules; providing an effective date.

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

CS for SB 7014—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the commissioner, may notify the Legislative Auditing Committee of an entity’s failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; revising definitions and defining the terms “abuse,” “fraud,” and “waste”; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 11.47, F.S.; specifying that any person who willfully fails or refuses to provide access to an employee, officer, or agent of an entity under audit is subject to a penalty; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities’ websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.31, F.S.; revising the definition of the term “financial audit”; amending s. 218.32, F.S.; authorizing the Department of Financial Services to request additional information from a local governmental entity in preparation of an annual report; requiring a local

governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.391, F.S.; revising membership, and restrictions thereof, for an auditor selection committee; prescribing requirements and procedures for selecting an auditor if certain conditions exist; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts’ websites for specified periods; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; deleting obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; creating ss. 1012.8551 and 1012.915, F.S.; specifying applicable standards as to employee background screening and investigations of Florida College System and State University System personnel, respectively; amending s. 218.503, F.S.; conforming provisions and cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

ENROLLING REPORTS

SCR 1018 has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on March 6, 2019.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 5 was corrected and approved.

CO-INTRODUCERS

Senators Berman—CS for SB 540, SB 990; Book—SB 476, SB 572; Bracy—SB 1020, SB 1780; Braynon—SB 572, SB 582; Diaz—SB 572; Flores—SB 792; Hooper—SB 572, SB 1076, SB 1266; Hutson—SB 792, SB 1020; Perry—SB 792; Powell—SB 1460; Rodriguez—SCR 266; Stewart—SB 476

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:29 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 14 or upon call of the President.