



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—39:

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

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty G-d, creator of the universe: as we celebrate the fifth day of the ancient holiday of Passover, we pray that we remember its lessons today. The Torah tells us that in every generation, one should see himself as personally leaving Egypt. Egypt in Hebrew is “Mitzrayim” or “limits.” So we pray for the strength to experience exodus from our personal Egypts—from self-made limits to our potential and to overcome any obstacle, personal or professional.

Almighty G-d, help us not just remove the slave from slavery but also slavery from the slave. Let us be free of worship of the self—of slavery to our own habits; let us pass over our personal shortcomings; let us be delivered from any slave mentality; and let us experience true freedom. Grant us the freedom to understand and tend to the needs of the people of Florida. Almighty G-d, let us be like the ancient Hebrews who escaped 210 years of slavery in mere moments.

There is a Jewish prayer we say every morning: “I offer thanks to you, living and eternal King, for you have mercifully restored my soul within me. Your faithfulness is great.”

Let us recognize the gifts in every aspect of our lives and not take them for granted. Let us recognize that you are the source of our success and blessings in life, and let us fear none but you. And let us rise to true freedom and do one more Mitzvah, act of goodness and kindness, to

make the world a better place in preparation for the ultimate redemption, speedily in our days. Amen.

PLEDGE

Senate Pages, Olivia Kelly of Lake Placid, niece of Senator Benacquisto; Catherine Kelly of Lake Placid, niece of Senator Benacquisto; Malina Murray of Gretna; and Isui Sapon of Orlando, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Harrell—

By Senator Harrell—

SR 1814—A resolution recognizing April 21-27, 2019, as “Health Information Technology Week” in Florida.

WHEREAS, using the latest technology, health care providers in this state share information safely, securely, and in real time, thereby connecting doctors and patients to more complete and accurate health records, which affords residents of this state access to the highest quality of health care, and

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

WHEREAS, the Healthcare Information and Management Systems Society (HIMSS) is a nonprofit organization of volunteers, including more than 4,291 members in this state, who are committed to the adoption of policies in support of the optimal use of health information technology, and

WHEREAS, HIMSS recognizes 14 hospitals and more than 12 ambulatory facilities in this state as having attained a Stage 7 ranking under the Electronic Medical Record Adoption Model, the highest possible ranking, which indicates that a health system has an advanced electronic patient record environment, and

WHEREAS, more than 255 hospitals in this state are participating in the Florida Health Information Exchange Event Notification Service, providing more than 1.1 million notifications per month to clinics, physicians, health plans, accountable care organizations, and other health care organizations in this state to foster improved continuity of care and care coordination for more than 8.2 million patients in this state, and

WHEREAS, since January 2011, more than 29,100 eligible hospitals and professionals in this state have participated in the Electronic Health Record Incentive Program by adopting and effectively using certified electronic health record technology, and

WHEREAS, Health Information Technology Week honors the commitment and service of the clinicians, information technology executives, directors, and managers who work in this state’s health care provider institutions, payer organizations, the military and other branches of government, academic centers, and supplier and consulting companies, and

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

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

That April 21-27, 2019, is recognized as “Health Information Technology Week” in Florida.

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

—was introduced, read, and adopted by publication.

At the request of Senator Wright—

By Senator Wright—

SR 1848—A resolution recognizing September 2019 as “Spinal Cord Injury Awareness Month” in Florida.

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

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

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

WHEREAS, in 2018, an estimated 291,000 individuals in the United States were living with a spinal cord injury, and

WHEREAS, it is estimated that the number of new cases involving spinal cord injury in the United States is approximately 17,730 each year, and

WHEREAS, the average age at injury for victims is 43 years, with men accounting for about 78 percent of all new spinal cord injury cases, and

WHEREAS, the National Spinal Cord Injury Statistical Center’s 2019 data sheet shows that the four leading causes of spinal cord injury for both men and women were auto accidents, falls, acts of violence, and sports- and recreation-related activities, and

WHEREAS, the same report shows that the average annual cost of care for individuals who had a spinal cord injury ranged between about \$369,000 and \$1.13 million the first year after injury, with an estimated lifetime cost of between about \$1.67 million and \$5 million, depending on the severity of injury and the age of the individual at the time of injury, and

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

WHEREAS, scores of local, regional, and national organizations and researchers, doctors, volunteers, and others across this state are dedicated to improving the quality of life of people with spinal cord injuries and their families, NOW, THEREFORE,

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

That September 2019 is recognized as “Spinal Cord Injury Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Wright—

By Senator Wright—

SR 1850—A resolution recognizing May 2019 as “American Stroke Month” in Florida.

WHEREAS, stroke is a leading cause of serious long-term disability and the fourth leading cause of death in the United States, annually killing more than 140,000 people nationwide and 29,600 in Florida, and

WHEREAS, stroke prevalence is projected to increase by 20.5 percent between 2016 and 2030, and the direct medical costs for treating stroke are expected to almost triple during that period, from \$71.6 billion to \$184.1 billion, and

WHEREAS, nearly 80 million Americans have high blood pressure, a major controllable risk factor for stroke, including 44 percent of African-American adults, an incidence that is among the highest percentage of hypertension in any population in the world, and

WHEREAS, 58 percent of Americans do not know they are at risk for stroke, and one in three cannot recall any stroke warning signs or symptoms, which may include sudden numbness or weakness of the face, arm, or leg, especially on one side of the body; sudden confusion or difficulty in speaking or understanding; sudden difficulty in seeing in one or both eyes; sudden difficulty in walking; dizziness; loss of balance or coordination; and a sudden severe headache with no known cause, and

WHEREAS, the most common signs and symptoms of stroke can be remembered by the acronym F.A.S.T., which stands for face drooping, arm weakness, speech difficulty, and “time to call 9-1-1,” and

WHEREAS, according to the Centers for Disease Control and Prevention, atrial fibrillation is a common type of arrhythmia, an abnormal heart rhythm, and risk factors for atrial fibrillation include many of the same risk factors as stroke, including high blood pressure, heart failure, diabetes, advanced age hyperthyroidism, and heart disease, and

WHEREAS, those with atrial fibrillation have a risk of stroke that is five times greater than those without, and 15 percent to 20 percent of all people who have strokes also have atrial fibrillation, and

WHEREAS, atrial fibrillation is a serious health issue that warrants greater community awareness, which can improve the likelihood that people with atrial fibrillation will seek the treatment they need before suffering the devastating consequences of a stroke, and

WHEREAS, on May 1, 2019, the American Stroke Association will celebrate its Day of Action as part of American Stroke Month and as part of its year-round initiative, “Together to End Stroke,” launched in collaboration with the American Heart Association, which celebration brings stroke awareness to the forefront of Americans’ minds and encourages people to memorize and share the stroke warning signs and call 9-1-1 at the first sign of a stroke, and

WHEREAS, new and effective treatments have been developed to treat and minimize the severity and damaging effects of strokes, but much more research is needed, NOW, THEREFORE,

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

That May 2019 is recognized as “American Stroke Month” in Florida, and that all residents of this state are urged to familiarize themselves with the risk factors, warning signs, and symptoms associated with stroke.

BE IT FURTHER RESOLVED that the residents of this state are encouraged to call 9-1-1 at the first sign of a stroke in order to reduce the devastating effects of stroke and to ensure that Floridians may live stronger, healthier lives.

—was introduced, read, and adopted by publication.

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

SPECIAL ORDER CALENDAR

SB 2502—A bill to be entitled An act implementing the 2019-2020 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1001.292, F.S.; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Revolving Loan Program; amending s. 1002.333, F.S.; deleting the authorization for a traditional public school to receive funds from the Schools of Hope Program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Program; providing for the expiration and reversion of specified statutory text; creating part VII of ch. 1003, F.S., consisting of s. 1003.64, F.S., entitled “Public School Innovation”; providing legislative intent; creating the Community School Grant Program within the Department of Education; providing the purpose of the program; defining terms; specifying criteria for a community school; requiring community schools to designate a community school program director; providing duties of community school program directors; establishing the Center for Community Schools within the University of Central Florida; requiring that the center be headed by a director, and providing duties thereof; prescribing reporting requirements as to community school program directors, the center director, and the Commissioner of Education, respectively; amending s. 1008.33, F.S.; modifying components of a district-managed turnaround plan; providing for the expiration and reversion of specified statutory text; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive scholarships for the fall term for specified coursework under certain circumstances; providing for the expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; modifying the manner by which the virtual education contribution is calculated; removing a requirement that the total allocation for the federally connected student supplement be prorated under certain circumstances; revising the distribution formula for a certain portion of the safe schools allocation; deleting obsolete language; extending for 1 fiscal year provisions governing the funding compression allocation; creating the Florida Best and Brightest Teacher and Principal Allocation; specifying the purpose of the allocation; specifying the manner by which funding is provided for the allocation; prescribing award amounts; creating the turnaround school supplemental services allocation; specifying the purpose of the allocation; specifying types of services that may be funded from the allocation; requiring a school district to develop and submit a plan to its school board before distribution of the allocation; prescribing minimum requirements of the school district’s plan; requiring each school district to annually submit approved plans to the Commissioner of Education by a specified date; specifying the basis for each school district’s funding allocation; providing for a school’s continued eligibility for funding; providing for the expiration and reversion of specified statutory text; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for the operation of workforce education programs; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; providing for the expiration and reversion of specified statutory text; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and bonus awards; providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement that school districts award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to the program; deleting authority for the Department of Education to ad-

minister the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; providing for the expiration and reversion of specified statutory text; amending s. 1013.62, F.S.; revising the manner by which charter schools capital outlay funding is appropriated; providing for the expiration and reversion of specified statutory text; incorporating by reference certain calculations for the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children’s Medical Services program to reflect actual enrollment changes; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; re-enacting s. 409.908(23), F.S., relating to the reimbursement of Medicaid providers; providing for the future expiration and reversion of specified statutory text; requiring the Agency for Health Care Administration to seek authorization from the federal Centers for Medicare and Medicaid Services to eliminate the Medicaid retroactive eligibility period to ensure that the elimination becomes effective by a certain date; amending s. 893.055, F.S.; extending for 1 fiscal year a provision prohibiting the Attorney General and the Department of Health from using certain settlement agreement funds to administer the prescription drug monitoring program; amending s. 409.911, F.S.; updating the average of audited disproportionate share data for purposes of calculating disproportionate share payments; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services, as provided in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as provided in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; amending s. 381.986, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to the medical use of marijuana; amending s. 381.988, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to medical marijuana testing laboratories; amending s. 383.14, F.S.; requiring the Department of Health to integrate screening for spinal muscular atrophy into the newborn screening testing panel; amending s. 28, ch. 2016-65, Laws of Florida; authorizing the contracted not-for-profit organization providing elderly services in Northeast Florida to serve individuals in additional counties; authorizing the Department of Children and Families to submit a budget amendment to realign funding for implementation of the Guardianship Assistance Program; requiring the Department of Children and Families to establish a formula for the distribution of funds to implement the Guardianship Assistance Program; amending s. 409.991, F.S.; redefining the term “core services funds” to include funds appropriated for the Guardianship Assistance Program; amending s. 296.37, F.S.; extending for 1 fiscal year a provision specifying the monthly contribution to residents of a state veterans’ nursing home; creating the Task Force on the Criminal Punishment Code adjunct to the Department of Legal Affairs; providing a legislative finding; specifying the task force’s purpose; requiring that the task force analyze best practices; providing for membership of the task force and the filling of any vacancies; providing meeting requirements; providing for staff support; requiring specified governmental entities to provide certain information and support services upon request of the Attorney General; providing for reimbursement of per diem and travel expenses; prescribing reporting requirements; providing for dissolution of the task force; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system’s appropriation; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a county has

met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.40, F.S.; revising conditions under which the office of criminal conflict and civil regional counsel may be appointed to represent certain persons; revising circumstances under which private counsel may be appointed; making a conforming change; requiring inclusion of a specified statement on uniform contracts and forms used for private court-appointed counsel; modifying requirements for the notice of appearance filed by a court-appointed attorney; modifying conditions under which a private attorney is entitled to payment; providing that the flat fee for compensation of private court-appointed counsel is presumed to be sufficient; providing that certain records and documents maintained by the court-appointed attorney are subject to audit by the Auditor General; requiring the Justice Administrative Commission to review such records and documents before authorizing payment to the court-appointed attorney; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission; revising the presumption in favor of the commission regarding a court-appointed attorney's waiver of the right to seek compensation in excess of the flat fee; providing for the expiration and reversion of specified statutory text; amending s. 27.5304, F.S.; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission at the evidentiary hearing regarding the private court-appointed counsel's compensation; increasing the length of time before the hearing that certain documents must be served on the commission; authorizing the commission to appear in person or telephonically at such hearing; establishing certain limitations on compensation for private court-appointed counsel for the 2019-2020 fiscal year; conforming provisions to changes made by the act; providing for the expiration and reversion of specified statutory text; specifying that clerks of the circuit court are responsible for certain costs related to juries which exceed a certain funding level; reenacting s. 318.18(19)(c), F.S., relating to penalty amounts for traffic infractions; extending for 1 fiscal year the redirection of revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; reenacting s. 817.568(12)(b), F.S., relating to the criminal use of personal identification information; extending for 1 fiscal year the redirection of revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; providing for the expiration and reversion of specified statutory text; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying expenses for which a justice may be reimbursed; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing construction; prohibiting the Supreme Court from using state funds to lease space in an alternate facility for use as a justice's official headquarters; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing assessment between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resources services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to

oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; transferring specified entities within the Agency for State Technology to the Department of Management Services by a type two transfer; amending s. 112.061, F.S.; authorizing the Lieutenant Governor to designate an alternative official headquarters if certain conditions are met; specifying restrictions and limitations; specifying eligibility for the subsistence allowance and the reimbursement of transportation expenses, and providing for the payment thereof; amending s. 20.22, F.S.; extending for 1 fiscal year a provision requiring the Department of Management Services to provide certain financial management oversight to the Agency for State Technology; amending s. 20.255, F.S.; extending for 1 fiscal year a provision designating the Department of Environmental Protection as the lead executive branch agency regarding geospatial data; amending s. 20.61, F.S.; providing exceptions to the requirement that the Agency for State Technology is not subject to control, supervision, or direction by the Department of Management Services; prescribing duties and responsibilities of the agency's strategic planning coordinators; providing qualifications for the chief data center operations officer; removing the position of chief technology officer; providing for the expiration and reversion of specified statutory text; reenacting s. 282.0041(5), (20), and (28), F.S., relating to definitions for ch. 282, F.S.; reenacting s. 282.0051(11), F.S., relating to the powers, duties, and functions of the Agency for State Technology; reenacting s. 282.201(2)(d), F.S., relating to the state data center; providing for the expiration and reversion of specified statutory text; amending s. 409.2567, F.S.; modifying the federally required application fee for public assistance to conform to federal law; providing for the expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing a deadline for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; extending for 1 fiscal year a provision regarding Save Our Everglades Trust Fund distributions to the South Florida Water Management District; providing for the expiration and reversion of specified statutory text; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; amending s. 259.105, F.S.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2019-2020 fiscal year; amending s. 206.9935, F.S.; providing for the transfer of a specified sum from the Inland Protection Trust Fund to the Water Protection and Sustainability Program Trust Fund for certain purposes; amending s. 373.707, F.S.; requiring water management districts and basin boards to match certain state funds allocated for alternative water supply projects; deleting a provision requiring a water management district to include certain information in its budget submission; providing for the expiration and reversion of specified statutory text; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Gov-

error; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; amending s. 420.9079, F.S.; authorizing funds in the Local Government Housing Trust Fund to be used as provided in the General Appropriations Act; amending s. 420.0005, F.S.; authorizing certain funds related to state housing to be used as provided in the General Appropriations Act; amending s. 339.135, F.S.; authorizing the chair and vice chair of the Legislative Budget Commission to approve the Department of Transportation's budget amendment under specified circumstances; amending s. 339.2818, F.S.; authorizing certain counties and municipalities to compete for additional funds for specified purposes related to Hurricane Michael recovery; amending s. 216.292, F.S.; extending for 1 fiscal year a provision prescribing requirements for the review of certain transfers of appropriations; requiring the Department of Management Services to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2019-2020 fiscal year as for the preceding fiscal year; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was read the second time by title.

Senator Gibson moved the following amendment which was adopted:

Amendment 1 (186448) (with title amendment)—Between lines 1333 and 1334 insert:

Section 27. *In order to implement Specific Appropriations 203, 207, 208, 210, 212, and 221 of the 2019-2020 General Appropriations Act:*

(1) *By January 10, 2020, the Agency for Health Care Administration, in consultation with the Department of Children and Families, the Florida Hospital Association, the Safety Net Hospital Alliance of Florida, the Florida Health Care Association, and LeadingAge Florida, shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the impact of the waiver of Medicaid retroactive eligibility on beneficiaries and providers. The report must include, but is not limited to:*

(a) *The total unduplicated number of nonpregnant adults who applied for Medicaid at a hospital site from February 1, 2019, through December 6, 2019; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.*

(b) *The total unduplicated number of nonpregnant adults who applied for Medicaid at a nursing home site from February 1, 2019, through December 6, 2019; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.*

(c) *The estimated impact of medical debt on people for whom a Medicaid application was not submitted in the same month when the individual became an inpatient of a hospital or a resident of a nursing home.*

(d) *Recommendations to improve outreach and Medicaid coverage for nonpregnant adults who would be eligible for Medicaid if they applied before an event that requires hospital or nursing home care.*

(2) *The Agency for Health Care Administration shall also include, as part of the report required by this section, a copy of the evaluation design*

and performance metrics submitted to the federal Centers for Medicare and Medicaid Services relating to the waiver of Medicaid retroactive eligibility, in conformity with the Special Terms and Conditions of this state's Section 1115 demonstration project, titled Managed Medical Assistance (MMA) Program (Project No. 11-W-00206/4).

This section expires July 1, 2020.

And the title is amended as follows:

Between lines 130 and 131 insert: requiring the agency, by a certain date, in consultation with the Department of Children and Families and certain other entities, to submit a certain report to the Governor and the Legislature; specifying requirements for the report;

On motion by Senator Bradley, by two-thirds vote, **SB 2502**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

MOTIONS

On motion by Senator Bradley, the House was requested to pass **SB 2502** as passed by the Senate or agree to include **SB 2502** in the appropriations conference.

On motion by Senator Bradley, the rules were waived and staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 2502**.

On motion by Senator Stewart—

CS for SB 94—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring that, by a specified date, vehicles used by child care facilities and large family child care homes to transport children be equipped with a reliable alarm system that prompts the driver to inspect the vehicle for children before exiting the vehicle; requiring the Department of Children and Families to adopt by rule minimum safety standards and to maintain a list of approved alarm manufacturers and alarm systems; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 94** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for SB 190—A bill to be entitled An act relating to higher education; amending s. 11.45, F.S.; requiring the Auditor General to verify the accuracy of unexpended amounts in specified funds certified by university and Florida College System institution chief financial officers; amending s. 216.136, F.S.; requiring the Revenue Estimating Conference to provide a maximum appropriation estimate assuming the full utilization of bonding; requiring the conference to determine maximum appropriations assuming average bonding capacities for specified

years; providing an expiration date; amending s. 1001.03, F.S.; requiring the State Board of Education to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities for Florida College System institutions; requiring the State Board of Education to develop a points-based prioritization method to rank projects based on specified criteria; requiring weighted values within the point scale; specifying that specified new projects at a Florida College System institution with a final FTE of 15,000 or greater must satisfy specified criteria; providing an exemption; requiring the State Board of Education to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the State Board of Education to review and submit its space need calculation methodology; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for members of state university boards of trustees; requiring trustee participation within a specified timeframe of appointment and reappointment; requiring the inclusion of certain information in the training program; providing that a determination by specified persons in addition to the Board of Governors may cause the Office of the Inspector General to investigate specified allegations against a state university or its board of trustees; requiring the Board of Governors to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities at state universities; requiring the Board of Governors to develop a points-based prioritization method to rank projects based on specified criteria; requiring weighted values within the point scale; specifying that specified new projects at a university with a final FTE of 2,000 or less, or a final FTE of 2,000 or greater, in the prior year must satisfy specified criteria; requiring the Board of Governors to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the Board of Governors to review and submit its space need calculation methodology; amending s. 1004.70, F.S.; prohibiting a Florida College System institution direct-support organization from giving, directly or indirectly, any gift to a political committee; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include a reverse transfer agreement for students transferring from a Florida College System institution to a state university without having earned an associate in arts degree; requiring, by a specified academic year, Florida College System institutions and state universities to execute agreements to establish "2+2" targeted pathway programs; providing requirements for such agreements; specifying requirements for student participation; requiring the State Board of Education and the Board of Governors to collaborate to eliminate barriers in executing pathway articulation agreements; amending 1007.25, F.S.; requiring a university to, at specified times, notify students enrolled at the university of the criteria and option to request an associate in arts degree; requiring that universities notify students not enrolled at the university who meet specified criteria of the option to receive an associate in arts degree, beginning with students enrolled in the 2018-2019 academic year and thereafter; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report certain audit findings to the State Board of Education under certain circumstances; requiring district school boards and Florida College System institutions' boards of trustees to document compliance with the law under certain circumstances; amending s. 1008.322, F.S.; requiring the Chancellor of the State University System to report certain audit findings to the Board of Governors under certain circumstances; requiring state universities' boards of trustees to document compliance with the law under certain circumstances; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive the scholarships for the fall term for specified coursework under certain circumstances; amending s. 1009.53, F.S.; removing a requirement for a Florida high school graduate to enroll in certain programs within 3 years of graduation from high school in order to receive funds from the Florida Bright Futures Scholarship Program; expanding the Florida Bright Futures Scholarship Program to include the Florida Gold Seal CAPE Scholarship; conforming provisions to changes made by the act; removing a limitation of 45 semester credit hours or the equivalent for an annual award for the scholarship program; requiring an institution that receives scholarship funds for summer terms to certify to the department certain funding information and remit any undisbursed funds within a specified time; amending s. 1009.531, F.S.; expanding the eligibility for an initial award of a scholarship under the Florida Bright Futures Scholarship Program to include students who earn a high school diploma from a private school; modifying the date by which certain students must apply for a scholarship under the program; de-

leting provisions relating to scholarship eligibility and application requirements for certain students who graduated from high school during specified years; extending the amount of time in which a student may reapply for an award to 5 years after high school graduation; extending the amount of time in which a student who enlists in the United States Armed Forces immediately after high school may apply for an award to 5 years after separation from active duty; providing that a student who is unable to accept an initial award due to a religious or service obligation may apply for an award within 5 years after the completion of his or her religious or service obligation; requiring that school districts provide a Florida Bright Futures Scholarship Evaluation Report and Key only to students in specified grades; allowing a student who does not meet certain requirements for a program award additional time to meet such requirements under certain conditions; providing that such students who timely meet the requirements must receive an award for the full academic year; revising the minimum examination scores required for a student to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; requiring the Department of Education to develop a method for determining the required examination scores which ensures equivalency between specified examinations and is consistent with specified limitations; requiring the department to publish any changes to examination score requirements; conforming a provision to changes made by the act; amending s. 1009.532, F.S.; revising student eligibility requirements for renewal of Florida Bright Futures Scholarship Program awards; removing obsolete language; conforming provisions to changes made by the act; amending s. 1009.536, F.S.; permitting certain Florida Gold Seal CAPE Scholars to receive an award from a specified funding source; providing grade point average requirements for Florida Gold Seal CAPE Scholars; removing limitations for certain academic years on the number of credit hours to which a student may apply a Florida Gold Seal Vocational Scholarship; amending s. 1011.45, F.S.; requiring each state university to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring a university that fails to maintain such balance to submit a plan to the Board of Governors to attain the minimum balance; requiring each university with a carry forward balance in excess of 7 percent to submit a spending plan to the university board of trustees; specifying requirements and authorized expenditures in such spending plan; requiring each university chief financial officer to certify annually the unexpended amount of carry forward amounts from specified funds; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for operation of workforce education programs; creating s. 1011.802, F.S.; creating the Florida Apprenticeship Grant (FLAG) program; providing for funding; providing purpose, requirements, and administration of the FLAG program; requiring certain career centers and institutions to provide quarterly reports; authorizing rulemaking; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; amending s. 1011.84, F.S.; raising the threshold of the unencumbered balance at a Florida College System institution operating budget to 7 percent; requiring each Florida College System institution chief financial officer to annually certify the unexpended amount of specified funds; amending s. 1013.03, F.S.; requiring the State Board of Education and the Board of Governors to establish uniform space utilization standards that include standards for post-secondary classroom and teaching laboratory space; requiring the State Board of Education and the Board of Governors to adopt standards for use in each Florida College System institution's and state university's survey; requiring the State Board of Education and the Board of Governors to define and apply specified space utilization metrics when calculating space need; amending s. 1013.31, F.S.; requiring projections for facility space needs for each Florida College System institution to comply with specified space needs utilization standards and metrics; requiring projections for facility space needs for each state university to comply with specified space needs utilization standards and metrics; amending s. 1013.40, F.S.; prohibiting the finance of additional dormitory beds through the issuance of bonds by Florida College System institutions; providing that bonds may be issued by non-public entities as part of a public-private partnership; amending s. 1013.60, F.S.; requiring the Commissioner of Education to develop a budget request allocation plan for a specified purpose; establishing requirements for the budget request allocation plan to include an assessment over the 3 years of the plan of the amount of state funding needed to complete previously funded projects; amending s. 1013.64, F.S.; requiring the Board of Governors to specify by regulation the

procedures for reporting or expending specified funds; requiring each university to report expended amounts from all sources; requiring the State Board of Education to specify by rule the procedures for the reporting of specified funds appropriated or expended; establishing a timeframe by which the State Board of Education and Board of Governors must update the capital outlay project list, with specified criteria; creating s. 1013.841, F.S.; requiring unexpended amounts in any fund in any Florida College System institution current year state operating budget to be carried forward and included in the approved operating budget for the following year; requiring each Florida College System institution with a final FTE of less than 15,000 to maintain a minimum carry forward balance of at least 5 percent of its state operating budget; requiring each Florida College System institution president, if the institution fails to maintain such balance, to provide written notification to the State Board of Education; requiring each Florida College System institution with a final FTE of less than 15,000 that retains a state operating fund carry forward balance in excess of 5 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring each Florida College System institution with a final FTE of 15,000 or greater to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring each Florida College System institution with a final FTE of 15,000 or greater that retains a state operating fund carry forward balance in excess 7 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring that state university and Florida College System institution project surveys must utilize updated space need calculations; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (392352) (with title amendment)—Between lines 275 and 276 insert:

Section 2. Subsection (6) of section 215.985, Florida Statutes, is amended to read:

215.985 Transparency in government spending.—

(6) The Department of Management Services shall establish and maintain a website that provides current information relating to each employee or officer of a state agency, a state university, a *Florida College System institution*, or the State Board of Administration, regardless of the appropriation category from which the person is paid.

(a) For each employee or officer, the information must include, at a minimum, his or her:

1. Name and salary or hourly rate of pay.
2. Position number, class code, and class title.
3. Employing agency and budget entity.

(b) The information must be searchable by state agency, state university, *Florida College System institution*, and the State Board of Administration, and by employee name, salary range, or class code and must be downloadable in a format that allows offline analysis.

And the title is amended as follows:

Delete line 6 and insert: institution chief financial officers; amending s. 215.985, F.S.; requiring employees and officers of Florida College System institutions to be included in a Department of Management Services website that provides specified information relating to such employees or officers; amending s.

Senator Stargel moved the following amendment:

Amendment 2 (561776) (with title amendment)—Delete lines 336-515 and insert:
effective replacement or renovation of an existing building;

6. *The project is deemed by the state board to be integral to the mission of the system or the institution in serving the strategic needs of communities, regions, or the state; and*

7. *For a new construction, remodeling, or renovation project that has not received a prior appropriation, the project has received, or has commitments to receive, funding from sources other than a project-specific state appropriation to assist with completion of the project and future maintenance needs associated with the project; the project is needed to preserve the safety of persons using the facility; or the project is consistent with a strategic legislative or state board initiative.*

(b) *For each Florida College System institution with a final FTE of 15,000 or greater for the prior year, a new construction, remodeling, or renovation project that has not received an appropriation in a previous year may not be considered for inclusion on the prioritized list required by s. 1013.64(4), unless:*

1. *There are sufficient excess funds from the allocation provided pursuant to s. 1013.60 within the 3-year planning period which are not needed to complete the projects listed pursuant to paragraph (d); and*

2. *The project has been recommended pursuant to s. 1013.31.*

(c) *The project scoring the highest for each criterion shall be awarded the maximum points in the range of points within the points scale developed by the state board. The state board shall weight the value of criteria such that the maximum points awarded for each criterion represents a percent of the total maximum points.*

(d) *The state board shall continually maintain a list of all public education capital outlay projects for which state funds were previously appropriated and have not been completed. The list shall include an estimate of the amount of state funding needed for the completion of each project.*

(e) *The state board shall review its space need calculation methodology developed pursuant to s. 1013.03(2)(a) and present a summary of its work with preliminary draft recommendations to the chairs of the Senate and the House of Representatives appropriations committees by January 15, 2020, and every 3 years thereafter.*

Section 4. Paragraphs (e) and (f) of subsection (5) of section 1001.706, Florida Statutes, are amended, paragraph (j) is added to subsection (3) and paragraph (i) is added to subsection (5) of that section, and subsection (12) is added to that section, to read:

1001.706 Powers and duties of the Board of Governors.—

(3) **POWERS AND DUTIES RELATING TO ORGANIZATION AND OPERATION OF STATE UNIVERSITIES.—**

(j) *The Board of Governors shall develop and annually deliver a training program for members of each state university board of trustees that addresses the role of such boards in governing institutional resources and protecting the public interest. At a minimum, each trustee must participate in the training program within 1 year of appointment and reappointment to a university board of trustees. The program must include information on trustee responsibilities relating to all of the following:*

1. *Meeting the statutory, regulatory, and fiduciary obligations of the board.*

2. *Establishing internal process controls and accountability mechanisms for the institution's president and other administrative officers.*

3. *Oversight of planning, construction, maintenance, expansion, and renovation projects that impact the university's consolidated infrastructure, physical facilities, and natural environment, including its lands, improvements, and capital equipment.*

4. *Establishing policies that promote college affordability, including ensuring that the costs of university fees, textbooks, and instructional materials are minimized whenever possible.*

5. *Creation and implementation of institutionwide rules and regulations.*

6. *Institutional ethics and conflicts of interest.*

7. *Best practices for board governance.*

8. *Understanding current national and state issues in higher education.*

9. *Any other responsibilities the Board of Governors deems necessary or appropriate.*

(5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

(e) The Board of Governors shall maintain an effective information system to provide accurate, timely, and cost-effective information about each university. The board shall continue to collect and maintain, at a minimum, management information as such information existed on June 30, 2002. *To ensure consistency, the Board of Governors shall define the data components and methodology used to implement ss. 1001.7065 and 1001.92. Each university shall conduct an annual audit to verify that the data submitted pursuant to ss. 1001.7065 and 1001.92 complies with the data definitions established by the board and submit the audits to the Board of Governors Office of Inspector General as part of the annual certification process required by the Board of Governors.*

(f) If the Board of Governors of the State University System, the presiding officer of either house of the Legislature, the Chief Financial Officer, or the chairperson of the board of trustees of the institution for which an investigation is sought determines that a state university board of trustees is unwilling or unable to address substantiated allegations made by any person relating to waste, fraud, or financial mismanagement within the state university, the Office of the Inspector General shall investigate the allegations.

(i) *The Board of Governors shall match individual student information with information in the files of state and federal agencies that maintain educational and employment records. The board must enter into an agreement with the Department of Economic Opportunity that allows access to the individual reemployment assistance wage records maintained by the department. The agreement must protect individual privacy and provide that student information may be used only for the purposes of auditing or evaluating higher education programs offered by state universities.*

(12) PUBLIC EDUCATION CAPITAL OUTLAY.—*The Board of Governors shall submit the prioritized list as required by s. 1013.64(4). Projects considered for prioritization shall be chosen from a preliminary selection group that shall include the list of projects maintained pursuant to paragraph (d) and up to the top five ranked priorities of each state university.*

(a) *The board shall develop a points-based prioritization method to rank projects for consideration from the preliminary selection group and award points for the degree to which a project meets specific criteria compared to other projects in the preliminary selection group. The board shall consider criteria that evaluate the degree to which:*

1. *The project was funded previously by the Legislature and the amount of funds needed for completion constitutes a relatively low percentage of total project costs;*

2. *The project represents a building maintenance project or the repair of utility infrastructure which is necessary to preserve a safe environment for students and staff, or a project that is necessary to maintain the operation of a university site, and for which the university can demonstrate it has no other fund source available to complete the project;*

3. *The project addresses the greatest current or projected need for space as indicated by factors such as increased instructional or research capacity that enhances educational opportunities for students;*

4. *The project reflects a ranked priority of the submitting university;*

5. *The project represents the most practical and cost effective replacement or renovation of an existing building;*

6. *The project is deemed integral to the mission of the system or the institution in serving the strategic needs of communities, regions, or this state; and*

7. *For a new construction, remodeling, or renovation project that has not received a prior appropriation, the project has received, or has commitments to receive, funding from sources other than a project-specific state appropriation to assist with completion of the project and fu-*

ture maintenance needs associated with the project; the project is needed to preserve the safety of persons using the facility; or the project is consistent with a strategic legislative or board initiative.

(b) *A new construction, remodeling, or renovation project that has not received an appropriation in a previous year may not be considered for inclusion on the prioritized list required by s. 1013.64(4), unless:*

1. *There are sufficient excess funds from the allocation provided pursuant to s. 1013.60 within the 3-year planning period which are not needed to complete the projects listed pursuant to paragraph (d); and*

2. *The project has been recommended pursuant to s. 1013.31.*

(c) *The project scoring the highest for each criterion shall be awarded the maximum points in the range of points within the points scale developed by the board. The board shall weight the value of criteria such that the maximum points awarded for each criterion represent a percent of the total of maximum points.*

(d) *The board shall continually maintain a list of all public education capital outlay projects for which state funds were previously appropriated which have not been completed. The list shall include an estimate of the amount of state funding needed for the completion of each project.*

(e) *The board shall review its space need calculation methodology developed pursuant to s. 1013.03(2)(a) and present a summary of its work with preliminary draft recommendations to the chairs of the Senate and the House of Representatives appropriations committees by January 15, 2020, and every 3 years thereafter.*

And the title is amended as follows:

Delete lines 19-50 and insert: rank projects based on specified criteria; specifying that specified new projects at a Florida College System institution with a final FTE of 15,000 or greater must satisfy specified criteria; requiring weighted values within the point scale; requiring the State Board of Education to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the State Board of Education to review its space need calculation methodology and to present a summary and preliminary recommendations to the chairs of the legislative appropriations committees by a specified date and at a specified interval thereafter; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for members of state university boards of trustees; requiring trustee participation within a specified timeframe of appointment and reappointment; requiring the inclusion of certain information in the training program; requiring the board to define data components and methodology for specified purposes; requiring state universities to submit annual institutional audits to the board's Office of Inspector General; providing that a determination by specified persons in addition to the Board of Governors may cause the Office of the Inspector General to investigate specified allegations against a state university or its board of trustees; requiring the board to match certain student information with specified educational and employment records; requiring the board to enter into an agreement with the Department of Economic Opportunity for certain purposes; providing requirements for such agreement; requiring the Board of Governors to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities at state universities; requiring the Board of Governors to develop a points-based prioritization method to rank projects based on specified criteria; requiring the board to consider specified criteria for certain projects; requiring weighted values within the point scale; requiring the

Senator Stargel moved the following amendment to **Amendment 2 (561776)** which was adopted:

Amendment 2A (100856) (with directory and title amendments)—Delete lines 99-107.

And the directory clause is amended as follows:

Delete lines 46-47 and insert:

Section 4. Paragraph (e) of subsection (5) of section 1001.706, Florida Statutes, is amended, paragraph (j)

And the title is amended as follows:

Delete lines 213-217 and insert: Inspector General; requiring

Amendment 2 (561776), as amended, was adopted.

Senator Stargel moved the following amendment which was adopted:

Amendment 3 (502992) (with title amendment)—Delete lines 1287-1290 and insert:

1011.802 Florida Pathways to Career Opportunities Grant Program.—

(1) Subject to appropriations provided in the General Appropriations Act, the Florida Pathways to Career Opportunities Grant Program is created to provide grants to high schools, career

And the title is amended as follows:

Delete lines 175-177 and insert: 1011.802, F.S.; creating the Florida Pathways to Career Opportunities Grant Program; providing for funding; providing purpose, requirements, and administration of the

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

Senator Stargel moved the following amendment which was adopted:

Amendment 4 (605696) (with title amendment)—Delete line 1335 and insert:

approved operating budget goes below 5 percent for a Florida College System institution with a final FTE less than 15,000 for the prior year, or below 7 percent for a Florida College System institution with a final FTE of 15,000 or greater for the prior year, the president

And the title is amended as follows:

Delete lines 184-187 and insert: institutions; amending s. 1011.84, F.S.; establishing a threshold of the unencumbered balance at a Florida College System institution based on the final FTE at the Florida College System institution in the prior year; requiring each Florida College System

Pursuant to Rule 4.19, **CS for SB 190**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 198—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 198**, pursuant to Rule 3.11(3), there being no objection, **HB 445** was withdrawn from the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Rules.

On motion by Senator Berman—

HB 445—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—a companion measure, was substituted for **SB 198** and read the second time by title.

Pursuant to Rule 4.19, **HB 445** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 322**, **SB 342**, and **CS for CS for SB 418** was deferred.

On motion by Senator Gibson—

CS for CS for CS for SB 452—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams' information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; providing immunity from monetary liability for review team members under certain conditions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 452** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hooper—

CS for CS for SB 494—A bill to be entitled An act relating to the Firefighters' Bill of Rights; amending s. 112.81, F.S.; revising definitions; amending s. 112.82, F.S.; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law; providing an effective date.

—was read the second time by title.

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

SM 852—A memorial to the Congress of the United States and the United States Department of Veterans Affairs, urging Congress and the department to ensure that the VA MISSION Act of 2018 is implemented in a manner consistent with the legislative intent and purpose of the act.

—was read the second time by title. On motion by Senator Diaz, **SM 852** was adopted and certified to the House.

On motion by Senator Stargel—

CS for CS for CS for SB 862—A bill to be entitled An act relating to lesser liability under special mobile equipment leases; creating s. 768.092, F.S.; defining terms; providing that a lessor of special mobile equipment that causes injury, death, or damage is not liable for certain acts of the lessee or lessee's agent if the lease agreement requires documented proof of specified insurance coverage; providing that a lessee's failure to have in effect the required coverage does not impose liability on the lessor; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 862** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gainer—

SB 910—A bill to be entitled An act relating to court-ordered treatment programs; amending s. 394.47891, F.S.; providing that veterans who were discharged or released under any condition, individuals who are current or former United States Department of Defense contractors, and individuals who are current or former military members of a foreign allied country are eligible in a certain Military Veterans and Servicemembers Court Program; amending s. 948.08, F.S.; authorizing a person who is charged with a certain felony and identified as a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to be eligible for voluntary admission into a pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.16, F.S.; authorizing a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country and who is charged with a misdemeanor to be eligible for voluntary admission into a misdemeanor pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.21, F.S.; authorizing the court to impose a condition requiring a probationer or community controllee who is a veteran discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to participate in a certain treatment program under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 910** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for SB 1020—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program registration and for the distribution and retail sale of hemp and hemp products; providing that hemp seed and hemp seed dealers are subject to the Florida Seed Law; providing hemp seed certification requirements; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with the Governor and Attorney General, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing the membership and meetings of the board; prohibiting members of the board from receiving compensation; authorizing members of the board to receive reimbursements for certain expenses; amending s. 893.02, F.S.; revising the definition of the term "cannabis" to exclude hemp and industrial hemp for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; requiring the department to submit certain program and fee information in its legislative budget request for the 2020-2021 fiscal year; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment:

Amendment 1 (925196) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 581.217, Florida Statutes, is created to read:

581.217 *State hemp program.*—

(1) **CREATION AND PURPOSE.**—*The state hemp program is created within the department to promote the cultivation of hemp in this state.*

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

(a) *Hemp is an agricultural commodity.*

(b) *Hemp-derived cannabinoids, including, but not limited to, cannabidiol, are not controlled substances or adulterants.*

(c) *Products containing one or more hemp-derived cannabinoids, including, but not limited to, cannabidiol, intended for ingestion are foods and not controlled substances or adulterated products.*

(d) *The addition of hemp derivatives, including, but not limited to, hemp-derived cannabidiol, to cosmetics, personal care products, and products intended for human or animal consumption is not an adulteration of such products.*

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

(a) *"Cannabidiol" means the compound by the same name derived from the hemp variety of the Cannabis sativa L. plant.*

(b) *"Contaminants unsafe for human consumption" includes, but is not limited to, any microbe, fungus, yeast, mildew, herbicide, pesticide, fungicide, residual solvent, metal, or other contaminant found in any amount that exceeds any of the accepted limitations as determined by rules adopted by the Department of Health in accordance with s. 381.986, or other limitation pursuant to the laws of this state, whichever amount is less.*

(c) *"Cultivate" means planting, watering, growing, and harvesting a hemp plant or a hemp crop. The term does not include the transport of a hemp plant or a hemp crop.*

(d) *"Federally defined THC level for hemp" means a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis, or the tetrahydrocannabinol concentration for hemp defined in 7 U.S.C. s. 5940, whichever is greater.*

(e) *"Hemp" means the plant Cannabis sativa L. and any part of that plant, including seeds, derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers thereof, whether growing or not, which has the federally defined THC level for hemp. The term includes industrial hemp as defined in s. 1004.4473.*

(f) *"Hemp extract" means a no-THC or low-THC substance or compound intended for ingestion, containing more than trace amounts of cannabidiol, which:*

1. *Is derived from or contains any part of the plant Cannabis sativa L. which meets the definition of hemp under this section;*

2. *Contains a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis; and*

3. *Does not contain other controlled substances.*

(g) *"Hemp products" means all products with the federally defined THC level for hemp derived from or made by processing hemp plants or plant parts that are prepared in a form available for retail sale, including, but not limited to, cosmetics, personal care products, food intended for animal or human consumption, cloth, cordage, fiber, fuel, paint, paper, particleboard, plastics, and any product containing one or more hemp-derived cannabinoids, such as cannabidiol.*

(h) *"Independent testing laboratory" means a laboratory that:*

1. *Does not have a direct or indirect interest in the entity whose product is being tested;*

2. *Does not have a direct or indirect interest in a facility that cultivates, processes, distributes, dispenses, or sells hemp or hemp extract in this state or in another jurisdiction or cultivates, processes, distributes, dispenses, or sells marijuana, as defined in s. 381.986; and*

3. Is accredited by a third-party accrediting body as a competent testing laboratory pursuant to ISO/IEC 17025 of the International Organization for Standardization.

(i) “Licensee” means all owners, officers, stakeholders, and directors of such legal or business entity that have a direct or indirect interest in a business seeking to cultivate hemp.

(4) **LICENSURE.**—A licensee:

(a) Must submit the results of a Level 1 background screening to the department with every initial and renewal licensure. The department must deny the issuance of a hemp license to an applicant, or refuse to renew the hemp license of a licensee, if the department finds that the applicant or licensee:

1. Has falsified any information contained in an application for a hemp license or hemp license renewal; or

2. Has been convicted of a felony relating to a controlled substance under state or federal law. A hemp license may not be issued for 10 years after the date of the conviction.

(b) May not cultivate hemp in this state without being annually licensed by the department.

(c) Must provide to the department the legal land description and global positioning coordinates of the area where hemp will be cultivated.

(d) Must provide to the department prior written consent allowing representatives of the department, the state police, and other state and local law enforcement agencies to enter onto all premises, during regular business hours, where hemp is cultivated for the purpose of conducting physical inspections and ensuring compliance with the requirements of this section and department rules.

(5) **INDUSTRIAL HEMP PILOT PROJECTS.**—Notwithstanding s. 1004.4473, an existing industrial hemp project approved by a university under s. 1004.4473 is eligible to cultivate hemp and may obtain a license from the department to participate in the state hemp program.

(6) **DISTRIBUTION AND RETAIL SALE OF HEMP EXTRACT.**—

(a) Hemp extract may only be distributed and sold in this state if the product:

1. Has a certificate of analysis prepared by an independent testing laboratory which states:

a. The hemp extract is the product of a batch tested by the independent testing laboratory;

b. The batch contained a total delta-9-tetrahydrocannabinol concentration that did not exceed 0.3 percent on a dry-weight basis pursuant to the testing of a random sample of the batch; and

c. The batch does not contain contaminants unsafe for human consumption.

2. Is distributed or sold in packaging that includes:

a. A scannable barcode or quick response code linked to the certificate of analysis of the hemp extract by an independent testing laboratory;

b. The batch number;

c. The Internet address of a website where batch information may be obtained;

d. The expiration date;

e. The number of milligrams of hemp extract; and

f. A statement that the product contains a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis.

(b) A violation of this subsection is punishable by a civil fine of \$500 and the forfeiture of any products found to be in violation.

(c) Hemp, hemp products, and hemp extract may be legally transported across state lines and exported to foreign nations consistent with federal laws, laws of other states, and the laws of respective foreign nations.

(7) **HEMP SEED.**—Hemp seed and hemp seed dealers are subject to chapter 578 and the rules adopted thereto. Licensees shall only use seeds certified by one of the following:

(a) A certifying agency as defined in s. 578.011(8).

(b) A university conducting an industrial hemp pilot project pursuant to s. 1004.4473.

(c) A member of the Association of Official Seed Certifying Agencies.

(8) **RULES.**—Within 90 days after the effective date of this act, the department shall, in consultation with the Department of Health and the Department of Business and Professional Regulation, adopt rules to administer the state hemp program. The rules must ensure that the application process and licensure requirements are reasonable and attainable for small farmers, small businesses, and private individuals. Rules adopted pursuant to this section are not subject to s. 120.541(3). The rules must provide for:

(a) Sampling and testing measures to ensure that hemp cultivated under this section do not exceed the federally defined THC level for hemp;

(b) Due process and an appeals process;

(c) Enforcement of this section and department rules;

(d) A civil penalty schedule for violations;

(e) A schedule of nonrefundable fees for administering the program;

(f) Inclusion of the state hemp program in the Florida Agricultural Promotional Campaign and for promotion and labeling of hemp, hemp products, and hemp extract as “Fresh From Florida” or any other agricultural campaign for the promotion of agriculture products;

(g) The regulation of the transportation of hemp, hemp products, and hemp extract in this state; and

(h) The implementation of the department plan and this section.

(9) **DEPARTMENT PLAN.**—

(a) Within 90 days after the effective date of this act, the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission as defined in s. 14.202, shall submit to the United States Secretary of Agriculture the department plan for regulating hemp production. The plan must include:

1. A procedure for maintaining relevant information regarding the locations in the state where hemp is cultivated for not less than 3 calendar years;

2. A procedure that uses post-decarboxylation or other similarly reliable methods for testing delta-9-tetrahydrocannabinol concentration levels of hemp cultivated in this state;

3. A procedure for the effective disposal of hemp, hemp products, and hemp extract cultivated in violation of this section and department rules;

4. Notwithstanding s. 120.569-120.595, a procedure for the enforcement of violations as outlined in 7 U.S.C. s. 1639o to s. 1639s;

5. A procedure for conducting annual inspections of at least a random sample of licensees to verify that hemp is not being produced in violation of this section;

6. A procedure for submitting the information described in 7 U.S.C. s. 1639q(d)(2) to the United States Secretary of Agriculture within 30 days after the date on which the information is received; and

7. A certification that this state has the resources and personnel to carry out the practices and procedures described in this subsection.

(b) *If the department plan for regulating hemp production is not approved by the United States Secretary of Agriculture, the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission, shall submit an amended plan.*

(10) **INDUSTRIAL HEMP ADVISORY BOARD.**—*An Industrial Hemp Advisory Board is created to provide advice and expertise as needed by a university or the department with respect to plans, policies, and procedures applicable to the administration of their respective industrial hemp pilot programs.*

(a) *The Industrial Hemp Advisory Board shall be adjunct to the department for administrative purposes.*

(b) *The Industrial Hemp Advisory Board shall be composed of all of the following members:*

1. *Two members appointed by the Commissioner of Agriculture and Consumer Services.*

2. *Two members appointed by the Governor.*

3. *Two members appointed by the President of the Senate.*

4. *Two members appointed by the Speaker of the House of Representatives.*

5. *The dean for research of the Institute of Food and Agricultural Sciences of the University of Florida or his or her designee.*

6. *The president of Florida Agricultural and Mechanical University or his or her designee.*

7. *The executive director of the Department of Law Enforcement or his or her designee.*

8. *The president of the Florida Sheriffs Association or his or her designee.*

9. *The president of the Florida Police Chiefs Association or his or her designee.*

10. *The president of the Florida Farm Bureau Federation or his or her designee.*

11. *The president of the Florida Fruit and Vegetable Association or his or her designee.*

(c) *The board shall elect by a two-thirds vote of the members one member to serve as chair of the board.*

(d) *A majority of the members of the board shall constitute a quorum.*

(e) *The board shall meet at least once annually at the call of the chair.*

(f) *Board members may not receive compensation but may be reimbursed for any actual travel expense incurred while attending meetings of the board.*

Section 2. Subsection (3) of section 893.02, Florida Statutes, is amended to read:

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

(3) “Cannabis” means all parts of any plant of the genus *Cannabis*, whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds or resin. The term does not include “marijuana,” as defined in s. 381.986, if manufactured, possessed, sold, purchased, delivered, distributed, or dispensed, in conformance with s. 381.986; “hemp,” as defined in s. 581.217(3); or “industrial hemp,” as defined in s. 1004.4473(1).

Section 3. Paragraph (a) of subsection (2) of section 1004.4473, Florida Statutes, is amended, and subsection (8) is added to that section, to read:

1004.4473 **Industrial hemp pilot projects.**—

(2)(a) *The department shall authorize and oversee the development of industrial hemp pilot projects for the Institute of Food and Agricultural Sciences at the University of Florida, Florida Agricultural and Mechanical University, and any land grant university in the state that has a college of agriculture, and any Florida College System institution or state university that has an established agriculture, pharmacy, or engineering program.* The department shall adopt rules as required under the Agricultural Act of 2014, 7 U.S.C. s. 5940, to implement this section, including rules for the certification and registration of sites used for growth or cultivation. The purpose of the pilot projects is to cultivate, process, test, research, create, and market safe and effective commercial applications for industrial hemp in the agricultural sector in this state.

(8) *Notwithstanding this section, a university may choose to implement an industrial hemp pilot project pursuant to s. 581.217.*

Section 4. *The Department of Agriculture and Consumer Services shall include, at a minimum, all of the following information for administering the state hemp program as created pursuant to s. 581.217, Florida Statutes, in the department’s legislative budget request for the 2020-2021 fiscal year:*

(1) *An estimate of the number of licensees for the first year.*

(2) *An outline of costs associated with operation of the program.*

(3) *A recommended fee schedule.*

Section 5. *The Division of Law Revision is directed to replace the phrase “the effective date of this act” wherever it occurs in this act with the date this act becomes a law.*

Section 6. *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 state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program licensure; requiring the department to deny a license or renewal to certain applicants; authorizing certain industrial hemp pilot projects to participate in the program; providing for the distribution and retail sale of hemp extract; providing civil penalties; providing that hemp seed and hemp seed dealers are subject to the Florida Seed Law; providing hemp seed certification requirements; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing for the membership and meetings of the board; prohibiting members of the board from receiving compensation; authorizing members of the board to receive reimbursements for certain expenses; amending s. 893.02, F.S.; revising the definition of the term “cannabis” to exclude hemp and industrial hemp for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; requiring the department to submit certain program and fee information in its legislative budget request for the 2020-2021 fiscal year; providing a directive to the Division of Law Revision; providing an effective date.

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

Senator Bradley moved the following amendment to **Amendment 1 (925196)** which was adopted:

Amendment 1A (369856)—Delete line 83 and insert:

(a) *Must submit the results of a Level 2 background*

Amendment 1 (925196), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 1020**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1128—A bill to be entitled An act relating to emotional support animals; amending s. 413.08, F.S.; revising and providing definitions; providing that an individual with a disability who has an emotional support animal or obtains an emotional support animal is entitled to full and equal access to all housing accommodations; providing an exception; prohibiting a housing accommodation from requiring such individual to pay extra compensation for such animal; authorizing a housing accommodation to request certain written documentation under certain circumstances; authorizing the Department of Health to adopt rules; specifying that an individual with a disability is liable for certain damage done by her or his emotional support animal; prohibiting the falsification of written documentation or other misrepresentation regarding the use of an emotional support animal; providing penalties; providing an effective date.

—was read the second time by title.

Senator Diaz moved the following amendment which was adopted:

Amendment 1 (131058)—Delete line 87 and insert: *defined in s. 456.001, or a similarly licensed healthcare practitioner in another state, which verifies that the individual has a*

On motion by Senator Diaz, further consideration of **CS for SB 1128**, as amended, was deferred.

On motion by Senator Harrell—

SB 1136—A bill to be entitled An act relating to cyberharassment; amending s. 784.049, F.S.; revising legislative intent; redefining the terms “personal identifying information” and “sexually cyberharass”; providing criminal penalties; reenacting ss. 901.15(16), 901.41(5), and 933.18(11), F.S., relating to lawful arrests by officers without a warrant, prearrest diversion programs, and when a warrant may be issued for the search of a private dwelling, respectively, to incorporate the amendment made to s. 784.049, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1136** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gruters—

SB 1552—A bill to be entitled An act relating to the Florida Red Tide Mitigation and Technology Development Initiative; creating s. 379.2273, F.S.; providing legislative intent; establishing the Florida Red Tide Mitigation and Technology Development Initiative; providing the purpose and goal of the initiative; providing for funding; requiring the initiative to submit an annual report by a specified date to the Governor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council; providing for the meetings, membership, terms of office, and compensation of the council; providing for expiration of the initiative; providing appropriations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1552** was placed on the calendar of Bills on Third Reading.

CS for SB 7070—A bill to be entitled An act relating to K-12 education; amending s. 212.099, F.S.; deleting a specified reference to a certain program; revising the definition of the terms “eligible contribution” or “contribution”; revising the authorized uses of eligible contributions; amending s. 212.1832, F.S.; deleting a specified reference to a certain program; deleting obsolete language; amending s. 1002.20, F.S.; revising the programs through which certain parents may seek private educational choice options; amending s. 1002.33, F.S.; providing that charters may include a provision for charter schools to be held responsible for all costs incurred by the district in connection with complaints to the Office of Civil Rights or the Equal Employment Opportunity Commission; amending s. 1002.333, F.S.; revising the definition of the term “persistently low-performing school”; revising requirements for the expenditure of funds under the Schools of Hope Scholarship Program; requiring that ownership of certain property, furnishings, and equipment revert to the district school board upon the dissolution or termination of a school of hope; providing that certain funds and specified improvements, furnishings, equipment, and records be held in trust upon a request by a district school board; deleting the authorization for a traditional public school to receive funds from the program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; creating s. 1002.394, F.S.; establishing the Family Empowerment Scholarship Program; providing the purpose of the program; defining terms; providing scholarship eligibility requirements; providing for the term of such scholarships; prohibiting certain students from scholarship eligibility; requiring school districts to inform specified households within their respective districts of their eligibility to receive a Family Empowerment Scholarship; requiring the Department of Education to provide the form to be used by school districts for that purpose; requiring school districts to notify certain students of specified information relating to statewide assessments; requiring school districts, upon the request of the department, to provide statewide assessments and related materials to certain private schools; providing requirements for the administration of statewide assessments at certain private schools; requiring school districts to publish information relating to the scholarship program on their respective websites; providing requirements for the published information; requiring the department to publish and update information relating to the program on the department website; requiring the department to cross-check specified information; providing requirements for private school participation in the program; providing requirements for participating students and their parents; providing obligations for participation of eligible scholarship-funding organizations in the program; providing the maximum number of students who may participate in the scholarship program, beginning with a specified school year; providing for subsequent increases in the authorized number of participating students; providing for the calculation of school district funding entitlement under the program; requiring school districts to report all students who attend a private school under the program; providing that such students must be reported separately for certain purposes; requiring the department to transfer funds from the General Revenue Fund to an account for the program; requiring that program funds for students entering a Department of Juvenile Justice commitment program be transferred from the school district in which the student last attended school before commitment; providing that the department must receive specified information relating to such students within a specified timeframe; requiring the Chief Financial Officer to make scholarship payments to the department; providing requirements for such payments; requiring the department to request from the Department of Financial Services a sample of certain endorsed warrants for a specified purpose; providing immunity from liability for the state; providing a scope of authority with regard to the regulation of private schools; requiring the state board to adopt rules; providing an implementation schedule for a specified school year; providing additional eligibility requirements; requiring the Department of Education to expedite the publication of specified information on the department’s website; providing a deadline for a specified payment by the Chief Financial Officer; providing for the expiration of provisions related to a specified school year; amending s. 1002.385, F.S.; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; amending s. 1002.395, F.S.; revising eligibility requirements under the Florida Tax Credit Scholarship Program for certain students; revising obligations of certain nonprofit scholarship-funding organizations relating to the program; revising a requirement for certain contributions to annually be used by a specified date to provide scholarships to eligible students; revising the calculation methodology to be used for the scholarship amount provided to certain

students under the program; amending s. 1002.40, F.S.; revising the calculation methodology to be used for awards under the Hope Scholarship Program; conforming provisions to changes made by the act; specifying limitations on the amount of certain contributions which eligible scholarship-funding organizations may carry forward to the following fiscal year; authorizing certain funds relating to the Hope Scholarship Program to be used to fund the Florida Tax Credit Scholarship Program, under specified conditions; expanding the language required to be included on the contribution election form relating to the Hope Scholarship Program and the Florida Tax Credit Scholarship Program; amending s. 1002.411, F.S.; deleting obsolete language; revising the award of reading scholarship accounts to be provided in the General Appropriations Act; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; creating part VII of ch. 1003, F.S., entitled "Public School Innovation"; creating s. 1003.64, F.S.; providing legislative intent; creating the Community School Grant Program within the department; providing the purpose of the program; defining terms; establishing the Center for Community Schools within the University of Central Florida; authorizing the center to facilitate the implementation of its community school model through grants; providing duties for the center; providing that, in prioritizing planning grant awards, priority must be given to certain school districts; requiring the center to annually publish, by a specified date, specified information on its website; amending s. 1004.04, F.S.; revising requirements for the rules to establish uniform core curricula for state-approved teacher preparation programs; revising the evidence to be used in the determination of continued approval of teacher preparation programs; revising reporting requirements for public and private institutions that offer state-approved teacher preparation programs; revising requirements for preservice field experience courses and internships; amending s. 1004.85, F.S.; revising requirements for educator preparation programs; revising requirements relating to annual performance evaluations that educator preparation institutes are required to submit to the department; amending s. 1008.33, F.S.; authorizing a district-managed turnaround plan to include a proposal regarding the length and number of planned school days; making a technical change; amending s. 1011.62, F.S.; deleting a requirement for the total allocation of the federally connected student supplement to be prorated under specified circumstances; creating the Florida Best and Brightest Teacher and Principal Allocation; providing the purpose of the allocation; requiring that, subject to the appropriation of funds, each school district receive an allocation based on its proportional share of Florida Education Finance Program base funding; authorizing the Legislature to specify a minimum allocation; requiring school districts to provide specified awards to eligible teachers and principals from allocated funds; requiring school districts to prorate awards under certain circumstances; creating the turnaround school supplemental services allocation; providing a purpose; providing for services that may be funded by the allocation; authorizing school districts to enter into formal agreements with certain organizations to provide specified services to students and families; requiring a school district to submit a plan to its school board before distribution of the allocation; specifying requirements for such plans; requiring each school district to annually submit approved plans to the commissioner by a specified date; specifying the basis for each school district's funding allocation; providing for a school's continued eligibility for funding; amending s. 1011.71, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1012.56, F.S.; deleting obsolete language; requiring school districts to provide test support information to individuals who do not meet passing scores on any subtest of the general knowledge examination; deleting the requirement that an individual who holds a temporary certificate demonstrate mastery of general knowledge within a specified timeframe; removing the prohibition on employment for an individual who has not met specified requirements; expanding circumstances under which the State Board of Education is required to adopt rules to allow the department to extend the validity period of a temporary certificate; requiring the department to extend, rather than re-issue, a temporary certificate in certain circumstances; amending s. 1012.59, F.S.; revising requirements for rulemaking by the state board relating to certification fees; deleting a requirement that an examination fee be sufficient to cover the actual cost of developing and administering the examination; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and recognition awards;

providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement for school districts to award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to program; deleting authority for the department to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; amending s. 1013.31, F.S.; authorizing a school district, in the absence of a survey recommendation, to use funds from a taxpayer-approved bond referendum to fund construction of educational, auxiliary, or ancillary facilities and to use funds from a specified district school tax for certain capital outlay purposes; authorizing the commissioner to direct specified capital outlay funds to be withheld from school districts until a specified time; amending s. 1013.385, F.S.; revising voting requirements for adoption by a district school board of a resolution to implement exceptions to the educational facilities construction requirements; deleting actions required of district school boards before voting may take place; amending s. 1013.64, F.S.; revising the information required to be included in a school district's request to receive certain funding; prohibiting a district school board from using funds from state sources for certain new construction of educational plant space; providing exceptions; requiring the department, in conjunction with the Office of Economic and Demographic Research, to review and revise the limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for each instructional level; requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement for the department to make final determinations on district compliance; removing a prohibition on the use of funds for certain new construction; revising the costs that may be included and that may not be included in calculating the cost per student station; amending chapter 2018-6, L.O.F.; expanding the authority of the Department of Revenue to adopt emergency rules; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1 (540300)—Delete line 486 and insert:
school to be held responsible for all costs associated with, but not limited to, mediation, damages, and attorney fees incurred by the

Senator Farmer moved the following amendment which failed:

Amendment 2 (359668) (with title amendment)—Delete lines 589-933.

And the title is amended as follows:

Delete lines 31-94 and insert: certain information;

Senator Diaz moved the following amendment which was adopted:

Amendment 3 (581122) (with title amendment)—Delete line 906 and insert:
section. The state board rules must include a requirement that the department work collaboratively with an approved scholarship-funding organization to expedite the process for the verification and reporting obligations specified under subsection (10).

And the title is amended as follows:

Delete line 87 and insert: rules; providing a requirement for such rules; providing an implementation schedule for a

Senator Diaz moved the following amendment:

Amendment 4 (113230)—Delete lines 1074-1110 and insert:

2. For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible

private school shall be 95 percent of the funds per FTE for a district in the Florida Education Finance Program for a student in the basic program, plus a per FTE share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation.

3.b. The scholarship amount awarded to a student enrolled in a Florida public school in which a student is enrolled and that is different from the school to which the student was assigned that is located outside the district in which the student resides or in a lab school as defined in s. 1002.32, is limited to \$750.

2. ~~The annual limit for a scholarship under sub-subparagraph 1.a. shall be reduced by:~~

a. ~~Twelve percent if the student's household income level is greater than or equal to 200 percent, but less than 215 percent, of the federal poverty level.~~

b. ~~Twenty six percent if the student's household income level is greater than or equal to 215 percent, but less than 230 percent, of the federal poverty level.~~

e. ~~Forty percent if the student's household income level is greater than or equal to 230 percent, but less than 245 percent, of the federal poverty level.~~

d. ~~Fifty percent if the student's household income level is greater than or equal to 245 percent, but less than or equal to 260 percent, of the federal poverty level.~~

Section 9. Effective upon becoming a law, paragraph (i) is added to subsection (11) of section 1002.40, Florida Statutes, and paragraphs (a) and (g) of subsection (11) and paragraph (a) of subsection (13) of that section are amended, to read:

1002.40 The Hope Scholarship Program.—

(11) FUNDING AND PAYMENT.—

(a) *The calculated amount for a student to attend an eligible private school shall be 95 percent of the funds per FTE for a district in the Florida Education Finance Program for a student in the basic program, plus a per FTE share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation. The maximum amount*

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

Senator Diaz moved the following substitute amendment which was adopted:

Amendment 5 (106322)—Delete lines 1074-1110 and insert:

2. *For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student resides as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation.*

3.b. The scholarship amount awarded to a student enrolled in a Florida public school in which a student is enrolled and that is different from the school to which the student was assigned that is located outside the district in which the student resides or in a lab school as defined in s. 1002.32, is limited to \$750.

2. ~~The annual limit for a scholarship under sub-subparagraph 1.a. shall be reduced by:~~

a. ~~Twelve percent if the student's household income level is greater than or equal to 200 percent, but less than 215 percent, of the federal poverty level.~~

b. ~~Twenty six percent if the student's household income level is greater than or equal to 215 percent, but less than 230 percent, of the federal poverty level.~~

e. ~~Forty percent if the student's household income level is greater than or equal to 230 percent, but less than 245 percent, of the federal poverty level.~~

d. ~~Fifty percent if the student's household income level is greater than or equal to 245 percent, but less than or equal to 260 percent, of the federal poverty level.~~

Section 9. Effective upon becoming a law, paragraph (i) is added to subsection (11) of section 1002.40, Florida Statutes, and paragraphs (a) and (g) of subsection (11) and paragraph (a) of subsection (13) of that section are amended, to read:

1002.40 The Hope Scholarship Program.—

(11) FUNDING AND PAYMENT.—

(a) *For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student was assigned as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation. The maximum amount*

Senator Diaz moved the following amendment which was adopted:

Amendment 6 (881674) (with directory amendment)—Delete lines 1653-1669.

And the directory clause is amended as follows:

Delete lines 1531-1532 and insert:

(4), subsection (11), paragraph (d) of subsection (13), and subsection (14) of that section are amended, to read:

Senator Lee moved the following amendment which failed:

Amendment 7 (939266) (with directory and title amendments)—Between lines 1799 and 1800 insert:

(6) *In addition to the maximum millage levy as provided in subsections (1) and (2), each school board may levy with a super-majority vote not more than a total of 0.5 mills against the taxable value for school purposes for district schools to fund capital outlay or operating expenditures needed for school safety and security.*

(a) *If the millage is levied for capital outlay, it shall be used for hardening of school facilities, including, but not limited to, securing entries, metal detectors, security lighting, emergency address systems, security fencing, security cameras, bullet-resistant glass, checkpoint construction, automatic locking devices, and building modifications to reduce or eliminate obstructions or hidden areas for new educational, auxiliary, or ancillary facilities. All items must be identified by a security risk assessment, recommended by the district school safety specialist, and approved by the district school board in a public meeting.*

(b) *Of the total 0.5 mills, no more than 0.1 mill may be levied for operations. Funds from this levy shall be used to fund safe-school officers and other school safety and security expenditures to support the requirements of s. 1006.07 and 1006.12. If a district levies the maximum 0.1 mill for operations, it may be eligible for the discretionary millage compression supplement as provided in 1011.62(5).*

(c) *The nonvoted millage for capital outlay and operations authorized in subparagraphs (a) and (b) shall be separately identified and approved in separate actions by the school board. Each millage shall be subject to s. 200.065.*

Section 17. Subsection (2) of section 1011.73, Florida Statutes, is amended to read:

1011.73 District millage elections.—

(2) MILLAGE AUTHORIZED NOT TO EXCEED 4 YEARS.—The district school board, pursuant to resolution adopted at a regular meeting, shall direct the county commissioners to call an election at which the electors within the school district may approve an ad valorem tax millage as authorized under s. 1011.71(10) ~~s. 1011.71(9)~~. Such election may be held at any time, except that not more than one such election shall be held during any 12-month period. Any millage so authorized shall be levied for a period not in excess of 4 years or until changed by another millage election, whichever is earlier. If any such election is invalidated by a court of competent jurisdiction, such invalidated election shall be considered not to have been held.

And the directory clause is amended as follows:

Delete lines 1770-1771 and insert:

Section 16. Present subsections (6) through (9) of section 1011.71, Florida Statutes, are redesignated as subsections (7) through (10), respectively, a new subsection (6) is added to that section, and subsection (1) and paragraph (a) of subsection (2) of that section are amended, to read:

And the title is amended as follows:

Delete line 184 and insert: act; authorizing school districts to levy a specified millage for school security, safety, and hardening purposes; amending s. 1011.73, F.S.; conforming a cross-reference; amending s. 1012.56, F.S.; deleting obsolete

The vote was:

Yeas—16

Berman	Montford	Stewart
Bracy	Pizzo	Taddeo
Cruz	Powell	Thurston
Farmer	Rader	Torres
Gibson	Rodriguez	
Lee	Rouson	

Nays—20

Mr. President	Diaz	Passidomo
Albritton	Flores	Perry
Baxley	Gainer	Simmons
Bean	Gruters	Simpson
Benacquisto	Harrell	Stargel
Bradley	Hooper	Wright
Broxson	Mayfield	

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

Senator Diaz moved the following amendments which were adopted:

Amendment 8 (726188) (with title amendment)—Delete line 606 and insert:

(3) *INITIAL SCHOLARSHIP ELIGIBILITY.*—A student is eligible for a

And the title is amended as follows:

Delete line 34 and insert: defining terms; providing initial scholarship eligibility

Amendment 9 (581332) (with title amendment)—Delete lines 2529-2535 and insert:

Section 24. (1) *The Department of Revenue is authorized, and all conditions are deemed to be met, to adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, for the purpose of administering the provisions of this act relating to the Hope Scholarship Program and Florida Tax Credit Scholarship Program.*

(2) *Notwithstanding any other provision of law, emergency rules adopted pursuant to subsection (1) are effective for 6 months after*

adoption and may be renewed during the pendency of procedures to adopt permanent rules addressing the subject of the emergency rules.

(3) *This section shall take effect upon this act becoming a law and shall expire January 1, 2022.*

And the title is amended as follows:

Delete lines 264-266 and insert: per student station; expanding the authority of the Department of Revenue to adopt emergency rules; providing that certain rules are effective for a specified length of time and may be renewed; providing an effective date; providing for future expiration; providing effective dates.

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

Senator Cruz moved the following amendment:

Amendment 10 (821510) (with title amendment)—Delete lines 2008-2083 and insert:

~~recruit and retain designate teachers who meet the needs of this state and have achieved success in the classroom high academic standards during their own education as Florida's best and brightest teacher scholars.~~

(2) ~~There is created The Florida Best and Brightest Teacher Scholarship Program is created to be administered by the Department of Education. The scholarship program shall provide categorical funding for scholarships to salary increases to recruit and retain classroom teachers, as defined in 1012.01(2)(a), and other instructional personnel, to be funded as provided in s. 1011.62(18) be awarded to classroom teachers, as defined in s. 1012.01(2)(a), who have demonstrated a high level of academic achievement.~~

(3)(a) To be eligible for a recruitment salary increase as specified in the General Appropriations Act:

1. ~~A newly hired classroom teacher must be a content expert, based on criteria established by the department, in mathematics, science, computer science, reading, or civics.~~

2. ~~An instructional personnel staff member must be hired to fill a designated critical shortage area or must voluntarily switch fields to fill a critical shortage area scholarship in the amount of \$6,000, a classroom teacher must:~~

1. ~~Have achieved a composite score at or above the 80th percentile on either the SAT or the ACT based on the National Percentile Ranks in effect when the classroom teacher took the assessment and have been evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

2. ~~Beginning with the 2020-2021 school year, have achieved a composite score at or above the 77th percentile or, if the classroom teacher graduated cum laude or higher with a baccalaureate degree, the 71st percentile on either the SAT, ACT, GRE, LSAT, GMAT, or MCAT based on the National Percentile Ranks in effect when the classroom teacher took the assessment; and have been evaluated as highly effective pursuant to s. 1012.34, or have been evaluated as highly effective based on a commissioner approved student learning growth formula pursuant to s. 1012.34(8), in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

(b) ~~To be eligible for a retention salary increase as specified in the General Appropriations Act, a classroom teacher or an instructional personnel staff member must have been rated as highly effective or effective the preceding year pursuant to s. 1012.34, and must teach or be employed in a school for 2 consecutive school years, including the current year, which has improved an average of 3 percentage points or more in the percentage of total possible points achieved for determining school grades over the prior 3 years~~

1. ~~In order to demonstrate eligibility for an award, an eligible classroom teacher must submit to the school district, no later than~~

November 1, an official record of his or her qualifying assessment score and, beginning with the 2020-2021 school year, an official transcript demonstrating that he or she graduated cum laude or higher with a baccalaureate degree, if applicable. Once a classroom teacher is deemed eligible by the school district, the teacher shall remain eligible as long as he or she remains employed by the school district as a classroom teacher at the time of the award and receives an annual performance evaluation rating of highly effective pursuant to s. 1012.34 or is evaluated as highly effective based on a commissioner approved student learning growth formula pursuant to s. 1012.34(8) for the 2019-2020 school year or thereafter.

2. A school district employee who is no longer a classroom teacher may receive an award if the employee was a classroom teacher in the prior school year, was rated highly effective, and met the requirements of this section as a classroom teacher.

~~(e) Notwithstanding the~~

And the title is amended as follows:

Delete line 210 and insert: recruitment and retention salary increases;

Senator Cruz moved the following substitute amendment which failed:

Amendment 11 (103012) (with title amendment)—Delete lines 2008-2083 and insert:
recruit and retain designate teachers who meet the needs of this state and have achieved success in the classroom high academic standards during their own education as Florida's best and brightest teacher scholars.

(2) ~~There is created The Florida Best and Brightest Teacher Scholarship Program is created to be administered by the Department of Education. The scholarship program shall provide categorical funding for scholarships to salary increases to recruit and retain classroom teachers, as defined in 1012.01(2)(a), and other instructional personnel, to be funded as provided in s. 1011.62(18) be awarded to classroom teachers, as defined in s. 1012.01(2)(a), who have demonstrated a high level of academic achievement.~~

(3)(a) To be eligible for a recruitment salary increase as specified in the General Appropriations Act:

1. A newly hired classroom teacher must be a content expert, based on criteria established by the department, in mathematics, science, computer science, reading, or civics.

2. An instructional personnel staff member must be hired to fill a designated critical shortage area or must voluntarily switch fields to fill a critical shortage area scholarship in the amount of \$6,000, a classroom teacher must:

1. ~~Have achieved a composite score at or above the 80th percentile on either the SAT or the ACT based on the National Percentile Ranks in effect when the classroom teacher took the assessment and have been evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

2. ~~Beginning with the 2020-2021 school year, have achieved a composite score at or above the 77th percentile or, if the classroom teacher graduated cum laude or higher with a baccalaureate degree, the 71st percentile on either the SAT, ACT, GRE, LSAT, GMAT, or MCAT based on the National Percentile Ranks in effect when the classroom teacher took the assessment; and have been evaluated as highly effective pursuant to s. 1012.34, or have been evaluated as highly effective based on a commissioner approved student learning growth formula pursuant to s. 1012.34(8), in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

(b) *To be eligible for a retention salary increase as specified in the General Appropriations Act, a classroom teacher or an instructional personnel staff member must have been rated as highly effective or ef-*

fective the preceding year pursuant to s. 1012.34, and must teach or be employed in a school for 2 consecutive school years, including the current year

1. In order to demonstrate eligibility for an award, an eligible classroom teacher must submit to the school district, no later than November 1, an official record of his or her qualifying assessment score and, beginning with the 2020-2021 school year, an official transcript demonstrating that he or she graduated cum laude or higher with a baccalaureate degree, if applicable. Once a classroom teacher is deemed eligible by the school district, the teacher shall remain eligible as long as he or she remains employed by the school district as a classroom teacher at the time of the award and receives an annual performance evaluation rating of highly effective pursuant to s. 1012.34 or is evaluated as highly effective based on a commissioner approved student learning growth formula pursuant to s. 1012.34(8) for the 2019-2020 school year or thereafter.

2. A school district employee who is no longer a classroom teacher may receive an award if the employee was a classroom teacher in the prior school year, was rated highly effective, and met the requirements of this section as a classroom teacher.

~~(e) Notwithstanding the~~

And the title is amended as follows:

Delete line 210 and insert: recruitment and retention salary increases;

The question recurred on **Amendment 10 (821510)** which failed.

On motion by Senator Diaz, further consideration of **CS for SB 7070**, as amended, was deferred.

On motion by Senator Diaz—

SB 7076—A bill to be entitled An act relating to state university building designations; amending s. 1001.706, F.S.; requiring the Board of Governors to adopt regulations regarding the naming or renaming of state university facilities; specifying elements that must be addressed in the naming or renaming process; providing applicability; repealing chapter 73-370, Laws of Florida, relating to the designation of a Florida State University facility; rescinding designation of a building located at Florida State University, at the recommendation of the university; providing legislative intent; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7076** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hooper—

CS for SB 7098—A bill to be entitled An act relating to death benefits; reenacting and amending ss. 112.19 and 112.191, F.S., relating to death benefits for law enforcement, correctional, and correctional probation officers and for firefighters, respectively; revising definitions; revising the payment amounts of death benefits; deleting the provision requiring annual adjustment of the death benefit amount; conforming provisions regarding the waiver for specified educational expenses to changes made by the act; creating s. 112.1911, F.S.; establishing a death benefit for emergency medical technicians and paramedics to conform to s. 31, Art. X of the State Constitution; providing definitions; specifying eligibility and payment amounts for such death benefits; prescribing the procedure by which an emergency medical technician or a paramedic designates a beneficiary; specifying that such death benefits are supplementary and exempt from creditors' demands or claims; specifying the financial responsibility of employing agencies as to the payment of benefits; creating s. 112.1912, F.S.; defining the term "first responder"; providing a death benefit for certain educational expenses for the surviving spouse and children of certain first responders; authorizing a specified number of hours to be waived by certain educational institutions; providing requirements to receive such benefit; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 250.34, F.S.; modifying eligibility

for certain death benefits for a deceased member of the Florida National Guard, to conform to s. 31, Art. X of the State Constitution; reenacting and amending s. 295.01, F.S.; modifying provisions governing educational expense waivers for the child or spouse of a servicemember; creating s. 295.061, F.S.; providing definitions; establishing a death benefit for active duty members of the United States Armed Forces, to conform to s. 31, Art. X of the State Constitution; specifying eligibility and other requirements for entitlement to such benefits; specifying the payment amount of such benefits; prescribing the procedure by which an active duty member designates a beneficiary; specifying that the state-funded benefit is in addition to any federal benefit; providing for funding of the death benefit; requiring the state to waive certain educational expenses of a child or spouse of a deceased active duty member of the United States Armed Forces; specifying conditions and requirements for the waiver; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7098** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 7102** was deferred.

On motion by Senator Flores—

CS for CS for SB 732—A bill to be entitled An act relating to clinics and office surgery; amending s. 456.004, F.S.; requiring the Department of Health to deny or revoke the registration of or impose certain penalties against a facility where certain office surgeries are performed under certain circumstances; specifying provisions that apply enforcement actions against such facilities; authorizing the department to deny certain persons associated with an office of which the registration was revoked from registering a new office to perform certain office surgery; amending s. 456.074, F.S.; authorizing the department to issue an emergency order suspending or restricting the registration of a certain office if it makes certain findings; amending s. 458.305, F.S.; defining terms; amending s. 458.309, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the Board of Medicine to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring such an office to designate a certain physician responsible for the office's compliance with specified provisions; authorizing the department to suspend an office's registration certificate under certain circumstances; requiring the department to conduct certain inspections; providing an exception; requiring the board to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 458.331, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 459.003, F.S.; defining terms; amending s. 459.005, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the Board of Osteopathic Medicine to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring such an office to designate a certain physician responsible for the office's compliance with specified provisions; authorizing the department to suspend an office's registration certificate under certain circumstances; requiring the department to conduct certain inspections; providing an exception; requiring the board to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 459.015, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 766.101, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

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

Senator Flores moved the following amendment:

Amendment 1 (315200) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (6) is added to section 456.074, Florida Statutes, to read:

456.074 Certain health care practitioners; immediate suspension of license.—

(6) *The department may issue an emergency order suspending or restricting the registration of an office registered under s. 458.328 or s. 459.0139 upon a finding of probable cause that the office or a physician practicing in the office is not in compliance with the standards of practice for office surgery adopted by the boards pursuant to s. 458.328 or s. 459.0138, as applicable, or is in violation of s. 458.331(1)(v) or s. 459.015(1)(z), and that such noncompliance or violation constitutes an immediate danger to the public. The department shall revoke the registration of an office if the noncompliance constitutes an immediate or imminent danger to the health or safety of the public.*

Section 2. Subsection (3) of section 458.309, Florida Statutes, is amended to read:

458.309 Rulemaking authority.—

~~(3) A physician who performs liposuction procedures in which more than 1,000 cubic centimeters of supernatant fat is removed, level 2 procedures lasting more than 5 minutes, and all level 3 surgical procedures in an office setting must register the office with the department unless that office is licensed as a facility under chapter 395. The department shall inspect the physician's office annually unless the office is accredited by a nationally recognized accrediting agency or an accrediting organization subsequently approved by the Board of Medicine. The actual costs for registration and inspection or accreditation shall be paid by the person seeking to register and operate the office setting in which office surgery is performed.~~

Section 3. Section 458.328, Florida Statutes, is created to read:

458.328 *Office surgeries.*—

(1) **REGISTRATION.**—

(a) *An office in which a physician performs a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery must register with the department unless the office is licensed as a facility under chapter 395.*

(b) *By January 1, 2020, each office registered under this section or s. 459.0138 must designate a physician who is responsible for the office's compliance with the office health and safety requirements of this section and rules adopted hereunder. A designated physician must have a full, active, and unencumbered license under this chapter or chapter 459 and shall practice at the office for which he or she has assumed responsibility. Within 10 calendar days after the termination of a designated physician relationship, the office must notify the department of the designation of another physician to serve as the designated physician. The department may suspend the registration of an office if the office fails to comply with the requirements of this paragraph.*

(c) *As a condition of registration, each office must establish financial responsibility by demonstrating that it has met and continues to maintain, at a minimum, the same requirements applicable to physicians in ss. 458.320 and 459.0085. Each physician practicing at an office registered under this section or s. 459.0138 must meet the financial responsibility requirements under s. 458.320 or s. 459.0085, as applicable.*

(d) *Each physician practicing at an office registered under this section or s. 459.0138 shall advise the board, in writing, within 10 calendar days after beginning or ending his or her practice at a registered office.*

(e) *The department shall inspect a registered office at least annually, including a review of patient records, to ensure that the office is in compliance with this section and rules adopted hereunder unless the office is accredited by a nationally recognized accrediting agency approved by the board. The inspection may be unannounced, except for the*

inspection of an office that meets the description of a clinic specified in s. 458.3265(1)(a)3.h., and those wholly owned and operated physician offices described in s. 458.3265(1)(a)3.g. which perform procedures referenced in s. 458.3265(1)(a)3.h., which must be announced.

(f) The department may suspend or revoke the registration of an office in which a procedure or surgery identified in paragraph (a) is performed for failure of any of its physicians, owners, or operators to comply with this section and rules adopted hereunder or s. 459.0138 and rules adopted thereunder. The department must revoke the registration if the noncompliance constitutes an immediate or imminent danger to the health or safety of the public. If an office's registration is revoked for any reason, the department may deny any person named in the registration documents of the office, including the persons who own or operate the office, individually or as part of a group, from registering an office to perform procedures or office surgeries pursuant to this section or s. 459.0138 for 5 years after the revocation date.

(g) The department may impose any penalty set forth in s. 456.072(2) against the designated physician for failure of the office to operate in compliance with the office health and safety requirements of this section and rules adopted hereunder or s. 459.0138 and rules adopted thereunder.

(h) A physician may only perform a procedure or surgery identified in paragraph (a) in an office that is registered with the department. The board shall impose a fine of \$5,000 per day on a physician who performs a procedure or surgery in an office that is not registered with the department.

(i) The actual costs of registration and inspection or accreditation shall be paid by the person seeking to register and operate the office in which a procedure or surgery identified in paragraph (a) will be performed.

(2) RULEMAKING.—

(a) The board shall adopt by rule standards of practice for physicians who perform procedures or office surgeries pursuant to this section.

(b) The board may adopt rules to administer the registration, inspection, and safety of offices in which a physician performs procedures or office surgeries pursuant to this section.

Section 4. Paragraph (vv) is added to subsection (1) of section 458.331, Florida Statutes, to read:

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

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

(vv) Performing a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery in an office that is not registered with the department pursuant to s. 458.328 or s. 459.0138.

Section 5. Subsection (2) of section 459.005, Florida Statutes, is amended to read:

459.005 Rulemaking authority.—

~~(2) A physician who performs liposuction procedures in which more than 1,000 cubic centimeters of supernatant fat is removed, level 2 procedures lasting more than 5 minutes, and all level 3 surgical procedures in an office setting must register the office with the department unless that office is licensed as a facility under chapter 395. The department shall inspect the physician's office annually unless the office is accredited by a nationally recognized accrediting agency or an accrediting organization subsequently approved by the Board of Osteopathic Medicine. The actual costs for registration and inspection or accreditation shall be paid by the person seeking to register and operate the office setting in which office surgery is performed.~~

Section 6. Section 459.0138, Florida Statutes, is created to read:

459.0138 Office surgeries.—

(1) REGISTRATION.—

(a) An office in which a physician performs a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery must register with the department unless the office is licensed as a facility under chapter 395.

(b) By January 1, 2020, each office registered under this section or s. 458.328 must designate a physician who is responsible for the office's compliance with the office health and safety requirements of this section and rules adopted hereunder. A designated physician must have a full, active, and unencumbered license under this chapter or chapter 458 and shall practice at the office for which he or she has assumed responsibility. Within 10 calendar days after the termination of a designated physician relationship, the office must notify the department of the designation of another physician to serve as the designated physician. The department may suspend a registration for an office if the office fails to comply with the requirements of this paragraph.

(c) As a condition of registration, each office must establish financial responsibility by demonstrating that it has met and continues to maintain, at a minimum, the same requirements applicable to physicians in ss. 458.320 and 459.0085. Each physician practicing at an office registered under this section or s. 458.328 must meet the financial responsibility requirements under s. 458.320 or s. 459.0085, as applicable.

(d) Each physician practicing at an office registered under this section or s. 458.328 shall advise the board, in writing, within 10 calendar days after beginning or ending his or her practice at the registered office.

(e) The department shall inspect a registered office at least annually, including a review of patient records, to ensure that the office is in compliance with this section and rules adopted hereunder unless the office is accredited by a nationally recognized accrediting agency approved by the board. The inspection may be unannounced, except for the inspection of an office that meets the description of clinic specified in s. 459.0137(1)(a)3.h., and those wholly owned and operated physician offices described in s. 459.0137(1)(a)3.g. which perform procedures referenced in s. 459.0137(1)(a)3.h., which must be announced.

(f) The department may suspend or revoke the registration of an office in which a procedure or surgery identified in paragraph (a) is performed for failure of any of its physicians, owners, or operators to comply with this section and rules adopted hereunder or s. 458.328 and rules adopted thereunder. The department must revoke the registration if the noncompliance constitutes an immediate or imminent danger to the health or safety of the public. If an office's registration is revoked for any reason, the department may deny any person named in the registration documents of the office, including the persons who own or operate the office, individually or as part of a group, from registering an office to perform procedures or office surgeries pursuant to this section or s. 458.328 for 5 years after the revocation date.

(g) The department may impose any penalty set forth in s. 456.072(2) against the designated physician for failure of the office to operate in compliance with the office health and safety requirements of this section and rules adopted hereunder or s. 458.328 and rules adopted thereunder.

(h) A physician may only perform a procedure or surgery identified in paragraph (a) in an office that is registered with the department. The board shall impose a fine of \$5,000 per day on a physician who performs a procedure or surgery in an office that is not registered with the department.

(i) The actual costs of registration and inspection or accreditation shall be paid by the person seeking to register and operate the office in which a procedure or surgery identified in paragraph (a) will be performed.

(2) RULEMAKING.—

(a) The board shall adopt by rule standards of practice for physicians who perform procedures or office surgeries pursuant to this section.

(b) The board may adopt rules to administer the registration, inspection, and safety of offices in which a physician performs procedures or office surgeries pursuant to this section.

Section 7. Paragraph (xx) is added to subsection (1) of section 459.015, Florida Statutes, to read:

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

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

(xx) *Performing a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery in an office that is not registered with the department pursuant to s. 458.328 or s. 459.0138.*

Section 8. This act shall take effect January 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to office surgery; amending s. 456.074, F.S.; authorizing the Department of Health to issue an emergency order suspending or restricting the registration of certain facilities upon specified findings; requiring the department to revoke the registration of an office when its noncompliance constitutes an immediate or imminent danger to the health or safety of the public; amending s. 458.309, F.S.; deleting a provision relating to registration and inspection of an office in which a physician performs certain procedures or office surgeries; creating s. 458.328, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 458.331, F.S.; providing that a physician performing certain procedures or office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 459.005, F.S.; deleting a provision relating to registration and inspection of an office in which a physician performs certain procedures or office surgeries; creating s. 459.0138, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Osteopathic Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 459.015, F.S.; providing that the performance of certain procedures or office surgeries by a physician in an unregistered office constitutes grounds for denial of a license or disciplinary action; providing an effective date.

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

Senator Flores moved the following amendments to **Amendment 1 (315200)** which were adopted:

Amendment 1A (817946)—Delete line 44 and insert: *unless the office is licensed as a facility under chapter 390 or chapter 395.*

Amendment 1B (306682)—Delete line 152 and insert: *unless the office is licensed as a facility under chapter 390 or chapter 395.*

Amendment 1 (315200), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 732**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by 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.

—was read the second time by title.

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

Senator Simpson moved the following amendment:

Amendment 1 (220604) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Effective July 1, 2019, paragraph (b) of subsection (1) of section 624.438, Florida Statutes, is amended to read:

624.438 General eligibility.—

(1) To meet the requirements for issuance of a certificate of authority and to maintain a multiple-employer welfare arrangement, an arrangement:

(b) ~~1. Must be established by a bona fide group trade association, industry association, or professional association of employers as defined in 29 C.F.R. s. 2510.3-5 or professionals which has a constitution or bylaws specifically stating its purpose and which has been organized and maintained in good faith for a continuous period of 1 year for purposes in addition to other than that of obtaining or providing insurance.~~

~~2. Must not combine member employers from disparate trades, industries, or professions as defined by the appropriate licensing agencies, and must not combine member employers from more than one of the employer categories defined in sub-subparagraphs a. e.~~

~~a. A trade association consists of member employers who are in the same trade as recognized by the appropriate licensing agency.~~

~~b. An industry association consists of member employers who are in the same major group code, as defined by the Standard Industrial Classification Manual issued by the federal Office of Management and~~

~~Budget, unless restricted by sub-subparagraph a. or sub-subparagraph e.~~

~~e.—A professional association consists of member employers who are of the same profession as recognized by the appropriate licensing agency.~~

The requirements of this ~~paragraph~~ ~~subparagraph~~ do not apply to an arrangement licensed ~~before~~ ~~prior to~~ April 1, 1995, regardless of the nature of its business. However, an arrangement exempt from the requirements of this ~~paragraph~~ ~~subparagraph~~ may not expand the nature of its business beyond that set forth in the articles of incorporation of its sponsoring association as of April 1, 1995, except as authorized in this ~~paragraph~~ ~~subparagraph~~.

Section 2. Section 627.443, Florida Statutes, is created to read:

627.443 *Essential health benefits.—*

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

(a) *“EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.*

(b) *“PPACA” has the same meaning as in s. 627.402.*

(2) *A health insurer or health maintenance organization issuing or delivering an individual or a group health insurance policy or health maintenance contract in this state may create a new health insurance policy or health maintenance contract that:*

(a) *Must include at least one service or coverage under each of the 10 essential health benefits categories under 42 U.S.C. s. 18022(b) which are required under PPACA;*

(b) *May fulfill the requirement in paragraph (a) by selecting one or more services or coverages for each of the required categories from the list of essential health benefits required by any single state or multiple states; and*

(c) *May comply with paragraphs (a) and (b) by selecting one or more services or coverages from any one or more of the required categories of essential health benefits from one state or multiple states.*

(3) *This section specifically authorizes an insurer or health maintenance organization to include any combination of services or coverages required by any one or a combination of states to provide the 10 categories of essential health benefits required under PPACA in a policy or contract issued in this state.*

(4) *Health insurance policies and health maintenance contracts created by health insurers and health maintenance organizations under this section:*

(a) *May be submitted to the office for consideration as part of the office’s study of this state’s essential health benefits benchmark plan; and*

(b) *May also be submitted to the office for evaluation as equivalent to the current state EHB-benchmark plan or to any EHB-benchmark plan created in the future.*

Section 3. Effective July 1, 2019, subsection (3) of section 627.6045, Florida Statutes, is amended to read:

627.6045 *Preexisting condition.—A health insurance policy must comply with the following:*

(3) *This section does not apply to short-term, nonrenewable health insurance policies of no more than a 6-month policy term, provided that it is clearly disclosed to the applicant in the advertising and application, in 14-point 10-point contrasting type, that “This policy does not meet the definition of qualifying previous coverage or qualifying existing coverage as defined in s. 627.6699. As a result, if purchased in lieu of a conversion policy or other group coverage, you may have to meet a preexisting condition requirement when renewing or purchasing other coverage.”*

Section 4. Effective July 1, 2019, section 627.6046, Florida Statutes, is created to read:

627.6046 *Limit on preexisting conditions.—*

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

(a) *“Operative date” means the date on which either of the following occurs with respect to the Patient Protection and Affordable Care Act, Pub. L. No. 111-148, as amended by the Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152 (PPACA):*

1. *A federal law is enacted which expressly repeals PPACA; or*
2. *PPACA is invalidated by the United States Supreme Court.*

(b) *“Preexisting medical condition” means a condition that was present before the effective date of coverage under a policy, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.*

(2)(a) *Not later than 30 days after the operative date, and notwithstanding s. 627.6045 or any other law to the contrary, every insurer issuing, delivering, or issuing for delivery comprehensive major medical individual health insurance policies in this state shall make at least one comprehensive major medical health insurance policy available to all residents of this state, and such insurer may not exclude, limit, deny, or delay coverage under such policy due to one or more preexisting medical conditions.*

(b) *An insurer may not limit or exclude benefits under such policy, including a denial of coverage applicable to an individual as a result of information relating to an individual’s health status before the individual’s effective date of coverage, or if coverage is denied, the date of the denial.*

(3) *The comprehensive major medical health insurance policy that the insurer is required to offer under this section must be a policy that had been actively marketed in this state by the insurer as of the operative date and that was also actively marketed in this state during the year immediately preceding the operative date.*

(4) *This section does not apply to an insurer that issues only limited benefit, disability income, specified disease, Medicare supplement, or hospital indemnity policies in this state.*

Section 5. Effective July 1, 2019, subsection (1) of section 627.6425, Florida Statutes, is amended to read:

627.6425 *Renewability of individual coverage.—*

(1) *Except as otherwise provided in this section, an insurer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. For the purpose of this section, the term “individual health insurance” means health insurance coverage, as described in s. 624.603, offered to an individual in this state, including certificates of coverage offered to individuals in this state as part of a group policy issued to an association outside this state, but the term does not include ~~short-term limited duration insurance or~~ excepted benefits specified in s. 627.6513(1)-(14).*

Section 6. Effective July 1, 2019, section 627.6426, Florida Statutes, is created to read:

627.6426 *Short-term health insurance.—*

(1) *For purposes of this part, the term “short-term health insurance” means health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.*

(2) *All contracts for short-term health insurance entered into by an issuer and an individual seeking coverage shall include the following disclosure:*

“This coverage is not required to comply with certain federal market requirements for health insurance, principally those contained in the Patient Protection and Affordable Care Act. Be sure to check your policy

carefully to make sure you are aware of any exclusions or limitations regarding coverage of preexisting conditions or health benefits (such as hospitalization, emergency services, maternity care, preventive care, prescription drugs, and mental health and substance use disorder services). Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

Section 7. Effective July 1, 2019, section 627.6525, Florida Statutes, is created to read:

627.6525 Short-term health insurance.—

(1) For purposes of this part, the term “short-term health insurance” means a group, blanket, or franchise policy of health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.

(2) All contracts for short-term health insurance entered into by an issuer and a party seeking coverage shall include the following disclosure:

“This coverage is not required to comply with certain federal market requirements for health insurance, principally those contained in the Patient Protection and Affordable Care Act. Be sure to check your policy carefully to make sure you are aware of any exclusions or limitations regarding coverage of preexisting conditions or health benefits (such as hospitalization, emergency services, maternity care, preventive care, prescription drugs, and mental health and substance use disorder services). Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

Section 8. Effective July 1, 2019, subsection (1) of section 627.654, Florida Statutes, is amended to read:

627.654 Labor union, association, and small employer health alliance groups.—

(1)(a) A bona fide group or association of employers, as defined in 29 C.F.R. s. 2510.3-5, or a group of individuals may be insured under a policy issued to an association, including a labor union, which association has a constitution and bylaws and not less than 25 individual members and which has been organized and has been maintained in good faith for a period of 1 year for purposes in addition to other than that of obtaining insurance, or to the trustees of a fund established by such an association, which association or trustees shall be deemed the policyholder, insuring at least 15 individual members of the association for the benefit of persons other than the officers of the association, the association, or trustees.

(b) A small employer, as defined in s. 627.6699 and including the employer’s eligible employees and the spouses and dependents of such employees, may be insured under a policy issued to a small employer health alliance by a carrier as defined in s. 627.6699. A small employer health alliance must be organized as a not for profit corporation under chapter 617. Notwithstanding any other law, if a small employer member of an alliance loses eligibility to purchase health care through the alliance solely because the business of the small employer member expands to more than 50 and fewer than 75 eligible employees, the small employer member may, at its next renewal date, purchase coverage through the alliance for not more than 1 additional year. A small employer health alliance shall establish conditions of participation in the alliance by a small employer, including, but not limited to:

1.—Assurance that the small employer is not formed for the purpose of securing health benefit coverage.

2.—Assurance that the employees of a small employer have not been added for the purpose of securing health benefit coverage.

Section 9. Effective July 1, 2019, section 627.65612, Florida Statutes, is created to read:

627.65612 Limit on preexisting conditions.—

(1) As used in this section, the terms “operative date” and “preexisting medical condition” have the same meanings as provided in s. 627.6046.

(2)(a) Not later than 30 days after the operative date, and notwithstanding s. 627.6561 or any other law to the contrary, every insurer issuing, delivering, or issuing for delivery comprehensive major medical group health insurance policies in this state shall make at least one comprehensive major medical health insurance policy available to all residents of this state, and such insurer may not exclude, limit, deny, or delay coverage under such policy due to one or more preexisting medical conditions.

(b) An insurer may not limit or exclude benefits under such policy, including a denial of coverage applicable to an individual as a result of information relating to an individual’s health status before the individual’s effective date of coverage, or if coverage is denied, the date of the denial.

(3) The comprehensive major medical health insurance policy that the insurer is required to offer under this section must be a policy that had been actively marketed in this state by the insurer as of the operative date and that was also actively marketed in this state during the year immediately preceding the operative date.

(4) This section does not apply to an insurer issuing only limited benefit, disability income, specified disease, Medicare supplement, or hospital indemnity policies in this state.

Section 10. Effective July 1, 2019, subsection (45) is added to section 641.31, Florida Statutes, to read:

641.31 Health maintenance contracts.—

(45)(a) As used in this subsection, the terms “operative date” and “preexisting medical condition” have the same meanings as provided in s. 627.6046.

(b) Not later than 30 days after the operative date, and notwithstanding s. 641.31071 or any other law to the contrary, every health maintenance organization issuing, delivering, or issuing for delivery individual or group contracts in this state shall make at least one comprehensive major medical health maintenance contract available to all residents of this state, and such health maintenance organization may not exclude, limit, deny, or delay coverage under such contract due to one or more preexisting medical conditions. A health maintenance organization may not limit or exclude benefits under such contract, including a denial of coverage applicable to an individual as a result of information relating to an individual’s health status before the individual’s effective date of coverage, or if coverage is denied, the date of the denial.

(c) The comprehensive major medical health maintenance contract the health maintenance organization is required to offer under this section must be a contract that had been actively marketed in this state by the health maintenance organization as of the operative date and that was also actively marketed in this state during the year immediately preceding the operative date.

Section 11. Study of state essential health benefits benchmark plan; report.—

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

(a) “EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.

(b) “Office” means the Office of Insurance Regulation.

(2) The office shall conduct a study to evaluate this state’s current EHB-benchmark plan for nongrandfathered individual and group health plans and options for changing the EHB-benchmark plan pursuant to 45 C.F.R. s. 156.111 for future plan years. In conducting the study, the office shall:

(a) Consider EHB-benchmark plans and benefits under the 10 essential health benefits categories established under 45 C.F.R. s. 156.110(a) which are used by the other 49 states;

(b) Compare the costs of benefits within such categories and overall costs of EHB-benchmark plans used by other states with the costs of benefits within the categories and overall costs of the current EHB-benchmark plan of this state; and

(c) Solicit and consider proposed individual and group health plans from health insurers and health maintenance organizations in developing recommendations for changes to the current EHB-benchmark plan.

(3) By October 30, 2019, the office shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which must include recommendations for changing the current EHB-benchmark plan to provide comprehensive care at a lower cost than this state's current EHB-benchmark plan. In its report, the office shall provide an analysis as to whether proposed health plans it receives under paragraph (2)(c) meet the requirements for an EHB-benchmark plan under 45 C.F.R. s. 156.111(b).

Section 12. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Section 13. Except as otherwise expressly provided in this act, 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 health plans; amending s. 624.438, F.S.; revising eligibility requirements for multiple-employer welfare arrangements; creating s. 627.443, F.S.; defining the terms “EHB-benchmark plan” and “PPACA”; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential health benefits under the federal Patient Protection and Affordable Care Act (PPACA); providing that such criteria may be met by certain means; providing construction; providing that such policies and contracts created by health insurers and health maintenance organizations may be submitted to the Office of Insurance Regulation for certain purposes; amending s. 627.6045, F.S.; revising applicability of requirements relating to preexisting conditions; revising the font size for a certain disclosure; creating s. 627.6046, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual health insurance policies; requiring certain 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. 627.6425, F.S.; revising the definition of the term “individual health insurance” relating to renewability of individual coverage; creating ss. 627.6426 and 627.6525, F.S.; defining the term “short-term health insurance”; providing disclosure requirements for short-term individual, group, blanket, and franchise health insurance policies; amending s. 627.654, F.S.; revising requirements for, and applicability relating to, association and small employer policies; creating s. 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to group health insurance policies; requiring certain 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; defining the terms “EHB-benchmark plan” and “office”; requiring the office to conduct a study evaluating this state's current benchmark plan for essential health benefits under PPACA and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and to compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; providing for severability; providing effective dates.

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

Senator Thurston moved the following amendment to **Amendment 1 (220604)** which failed:

Amendment 1A (636148) (with title amendment)—Between lines 331 and 332 insert:

Section 12. By July 1, 2019, the Agency for Health Care Administration shall submit an amendment to this state's Section 1115 Medicaid demonstration waiver to the Federal Government to provide health care coverage through the statewide Medicaid managed medical assistance program for adults 19 to 65 years of age with family incomes up to 138 percent of the federal poverty level and who do not otherwise qualify for Medicaid.

And the title is amended as follows:

Delete line 427 and insert: Legislature; requiring the Agency for Health Care Administration, by a specified date, to submit an amendment to this state's Section 1115 Medicaid demonstration waiver to the Federal Government to provide health care coverage for certain adults through the statewide managed medical assistance program; providing for severability; providing

The vote was:

Yeas—15

Berman	Gibson	Rodriguez
Bracy	Montford	Rouson
Braynon	Pizzo	Taddeo
Cruz	Powell	Thurston
Farmer	Rader	Torres

Nays—23

Mr. President	Diaz	Passidomo
Albritton	Flores	Perry
Baxley	Gainer	Simmons
Bean	Gruters	Simpson
Benacquisto	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Lee	Wright
Broxson	Mayfield	

Vote after roll call:

Nay to Yea—Stewart

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

Senator Rodriguez moved the following substitute amendment which failed:

Amendment 2 (130946) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Effective July 1, 2019, paragraph (b) of subsection (1) of section 624.438, Florida Statutes, is amended to read:

624.438 General eligibility.—

(1) To meet the requirements for issuance of a certificate of authority and to maintain a multiple-employer welfare arrangement, an arrangement:

~~(b)1. Must be established by a bona fide group trade association, industry association, or professional association of employers as defined in 29 C.F.R. s. 2510.3-5 or professionals which has a constitution or bylaws specifically stating its purpose and which has been organized and maintained in good faith for a continuous period of 1 year for purposes in addition to other than that of obtaining or providing insurance.~~

~~2. Must not combine member employers from disparate trades, industries, or professions as defined by the appropriate licensing agencies, and must not combine member employers from more than one of the employer categories defined in sub-subparagraphs a. - c.~~

~~a. A trade association consists of member employers who are in the same trade as recognized by the appropriate licensing agency.~~

~~b. An industry association consists of member employers who are in the same major group code, as defined by the Standard Industrial Classification Manual issued by the federal Office of Management and Budget, unless restricted by sub-subparagraph a. or sub-subparagraph e.~~

~~e. A professional association consists of member employers who are of the same profession as recognized by the appropriate licensing agency.~~

The requirements of this ~~paragraph~~ ~~subparagraph~~ do not apply to an arrangement licensed ~~before~~ ~~prior to~~ April 1, 1995, regardless of the nature of its business. However, an arrangement exempt from the requirements of this ~~paragraph~~ ~~subparagraph~~ may not expand the nature of its business beyond that set forth in the articles of incorporation of its sponsoring association as of April 1, 1995, except as authorized in this ~~paragraph~~ ~~subparagraph~~.

Section 2. Section 627.443, Florida Statutes, is created to read:

627.443 Essential health benefits.—

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

(a) “EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.

(b) “PPACA” has the same meaning as in s. 627.402.

(2) A health insurer or health maintenance organization issuing or delivering an individual or a group health insurance policy or health maintenance contract in this state may create a new health insurance policy or health maintenance contract that:

(a) Must include at least one service or coverage under each of the 10 essential health benefits categories under 42 U.S.C. s. 18022(b) which are required under PPACA;

(b) May fulfill the requirement in paragraph (a) by selecting one or more services or coverages for each of the required categories from the list of essential health benefits required by any single state or multiple states; and

(c) May comply with paragraphs (a) and (b) by selecting one or more services or coverages from any one or more of the required categories of essential health benefits from one state or multiple states.

(3) This section specifically authorizes an insurer or health maintenance organization to include any combination of services or coverages required by any one or a combination of states to provide the 10 categories of essential health benefits required under PPACA in a policy or contract issued in this state.

(4) Health insurance policies and health maintenance contracts created by health insurers and health maintenance organizations under this section:

(a) May be submitted to the office for consideration as part of the office’s study of this state’s essential health benefits benchmark plan; and

(b) May also be submitted to the office for evaluation as equivalent to the current state EHB-benchmark plan or to any EHB-benchmark plan created in the future.

Section 3. Section 627.6045, Florida Statutes, is repealed.

Section 4. Section 627.6046, Florida Statutes, is created to read:

627.6046 Preexisting conditions coverage.—

(1) As used in this section, the term “preexisting condition” means a condition that was present before the effective date of coverage under an individual health insurance policy, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

(2) A nongrandfathered individual health insurance policy issued or delivered in this state may not exclude, limit, deny, or delay coverage due to a preexisting condition.

Section 5. Effective July 1, 2019, subsection (1) of section 627.6425, Florida Statutes, is amended to read:

627.6425 Renewability of individual coverage.—

(1) Except as otherwise provided in this section, an insurer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. For the purpose of this section, the term “individual health insurance” means health insurance coverage, as described in s. 624.603, offered to an individual in this state, including certificates of coverage offered to individuals in this state as part of a group policy issued to an association outside this state, but the term does not include ~~short-term limited duration insurance or~~ excepted benefits specified in s. 627.6513(1)-(14).

Section 6. Effective July 1, 2019, section 627.6426, Florida Statutes, is created to read:

627.6426 Short-term health insurance.—

(1) For purposes of this part, the term “short-term health insurance” means health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.

(2) All contracts for short-term health insurance entered into by an issuer and an individual seeking coverage:

(a) Must include the following disclosure:

“This coverage is not required to comply with certain federal market requirements for health insurance, including some requirements contained in the Patient Protection and Affordable Care Act. Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

(b) May not exclude, limit, deny, or delay coverage due to a preexisting condition. As used in this paragraph, the term “preexisting condition” means a condition that was present before the effective date of coverage under a contract, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

Section 7. Section 627.6525, Florida Statutes, is created to read:

627.6525 Short-term health insurance.—

(1) For purposes of this part, the term “short-term health insurance” means a group, blanket, or franchise policy of health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.

(2) All contracts for short-term health insurance entered into by an issuer and a party seeking coverage:

(a) Must include the following disclosure:

“This coverage is not required to comply with certain federal market requirements for health insurance, including some requirements contained in the Patient Protection and Affordable Care Act. Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

(b) May not exclude, limit, deny, or delay coverage due to a pre-existing condition. As used in this paragraph, the term “preexisting condition” means a condition that was present before the effective date of coverage under a contract, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

Section 8. Effective July 1, 2019, subsection (1) of section 627.654, Florida Statutes, is amended to read:

627.654 Labor union, association, and small employer health alliance groups.—

(1)(a) ~~A bona fide group or association of employers, as defined in 29 C.F.R. s. 2510.3-5, or a group of individuals may be insured under a policy issued to an association, including a labor union, which association has a constitution and bylaws and not less than 25 individual members and which has been organized and has been maintained in good faith for a period of 1 year for purposes in addition to other than that of obtaining insurance, or to the trustees of a fund established by such an association, which association or trustees shall be deemed the policyholder, insuring at least 15 individual members of the association for the benefit of persons other than the officers of the association, the association, or trustees.~~

(b) A small employer, as defined in s. 627.6699 and including the employer’s eligible employees and the spouses and dependents of such employees, may be insured under a policy issued to a small employer health alliance by a carrier as defined in s. 627.6699. ~~A small employer health alliance must be organized as a not for profit corporation under chapter 617. Notwithstanding any other law, if a small employer member of an alliance loses eligibility to purchase health care through the alliance solely because the business of the small employer member expands to more than 50 and fewer than 75 eligible employees, the small employer member may, at its next renewal date, purchase coverage through the alliance for not more than 1 additional year. A small employer health alliance shall establish conditions of participation in the alliance by a small employer, including, but not limited to:~~

~~1. Assurance that the small employer is not formed for the purpose of securing health benefit coverage.~~

~~2. Assurance that the employees of a small employer have not been added for the purpose of securing health benefit coverage.~~

Section 9. Section 627.65612, Florida Statutes, is created to read:

627.65612 Preexisting conditions coverage.—

(1) As used in this section, the term “preexisting condition” means a condition that was present before the effective date of coverage under a group health insurance policy, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

(2) A group health insurance policy issued or delivered in this state may not exclude, limit, deny, or delay coverage due to a preexisting condition.

Section 10. Subsection (45) is added to section 641.31, Florida Statutes, to read:

641.31 Health maintenance contracts.—

(45)(a) As used in this subsection, the term “preexisting condition” means a condition that was present before the effective date of coverage under a health maintenance contract, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

(b) A health maintenance contract issued or delivered in this state may not exclude, limit, deny, or delay coverage due to a preexisting condition.

Section 11. Study of state essential health benefits benchmark plan; report.—

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

(a) “EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.

(b) “Office” means the Office of Insurance Regulation.

(2) The office shall conduct a study to evaluate this state’s current EHB-benchmark plan for nongrandfathered individual and group health plans and options for changing the EHB-benchmark plan pursuant to 45 C.F.R. s. 156.111 for future plan years. In conducting the study, the office shall:

(a) Consider EHB-benchmark plans and benefits under the 10 essential health benefits categories established under 45 C.F.R. s. 156.110(a) which are used by the other 49 states;

(b) Compare the costs of benefits within such categories and overall costs of EHB-benchmark plans used by other states with the costs of benefits within the categories and overall costs of the current EHB-benchmark plan of this state; and

(c) Solicit and consider proposed individual and group health plans from health insurers and health maintenance organizations in developing recommendations for changes to the current EHB-benchmark plan.

(3) By October 30, 2019, the office shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which must include recommendations for changing the current EHB-benchmark plan to provide comprehensive care at a lower cost than this state’s current EHB-benchmark plan. In its report, the office shall provide an analysis as to whether proposed health plans it receives under paragraph (2)(c) meet the requirements for an EHB-benchmark plan under 45 C.F.R. s. 156.111(b).

Section 12. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Section 13. Except as otherwise expressly provided in this act, 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 health plans; amending s. 624.438, F.S.; revising eligibility requirements for multiple-employer welfare arrangements; creating s. 627.443, F.S.; defining the terms “EHB-benchmark plan” and “PPACA”; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential

health benefits under the federal Patient Protection and Affordable Care Act (PPACA); providing that such criteria may be met by certain means; providing construction; providing that such policies and contracts created by health insurers and health maintenance organizations may be submitted to the Office of Insurance Regulation for certain purposes; repealing s. 627.6045, F.S., relating to preexisting conditions; creating s. 627.6046, F.S.; defining the term “preexisting condition”; prohibiting nongrandfathered individual health insurance policies, from excluding, limiting, denying, or delaying coverage due to preexisting conditions; amending s. 627.6425, F.S.; revising the definition of the term “individual health insurance” relating to renewability of individual coverage; creating ss. 627.6426 and 627.6525, F.S.; defining the term “short-term health insurance”; providing disclosure requirements for short-term individual, group, blanket, and franchise health insurance policies; prohibiting such contracts from excluding, limiting, denying, or delaying coverage due to preexisting conditions; amending s. 627.654, F.S.; revising requirements for, and applicability relating to, association and small employer policies; creating s. 627.65612, F.S.; defining the term “preexisting condition”; prohibiting group health insurance policies from excluding, limiting, denying, or delaying coverage due to preexisting conditions; amending s. 641.31, F.S.; defining the term “preexisting condition”; prohibiting health maintenance contracts from excluding, limiting, denying, or delaying coverage due to preexisting conditions; defining the terms “EHB-benchmark plan” and “office”; requiring the office to conduct a study evaluating this state’s current benchmark plan for essential health benefits under PPACA and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and to compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; providing for severability; providing effective dates.

The vote was:

Yeas—16

Berman	Montford	Stewart
Book	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	
Gibson	Rouson	

Nays—23

Mr. President	Diaz	Mayfield
Albritton	Flores	Passidomo
Baxley	Gainer	Perry
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Bradley	Hooper	Stargel
Brandes	Hutson	Wright
Broxson	Lee	

The question recurred on **Amendment 1 (220604)** which was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 322**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

RECESS

The President declared the Senate in recess at 11:47 a.m. to reconvene at 1:30 p.m. or upon his call.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—33:

Mr. President	Farmer	Perry
Albritton	Flores	Pizzo
Baxley	Gainer	Powell
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Torres
Cruz	Passidomo	Wright

BILLS ON THIRD READING

CS for CS for SB 7040—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of “disclosure period”; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be filed electronically beginning on a specified date; prescribing the manner of filing for purposes of candidate qualifying; prohibiting a filer from including certain information on a disclosure or statement; providing that the commission is not liable for the release of certain information under certain circumstances; requiring the commission to redact certain information under certain circumstances; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 7040**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7021** was withdrawn from the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Appropriations.

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

CS for HB 7021—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of “disclosure period”; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be electronically filed; prohibiting certain information from being included in certain filings; providing that the commission is not liable for the release of certain information; requiring the commission to redact certain information under certain circumstances; requiring the commission to include certain information in the instructions for electronic filing; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 7040** and, by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for HB 7021** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Brandes, Rader

CS for SB 7042—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 7042**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7023** was withdrawn from the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Appropriations.

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

CS for HB 7023—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 7042** and, by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for HB 7023** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Broxson	Mayfield
Albritton	Cruz	Montford
Baxley	Diaz	Passidomo
Bean	Flores	Perry
Benacquisto	Gainer	Pizzo
Berman	Gibson	Powell
Book	Gruters	Rader
Bracy	Harrell	Rodriguez
Bradley	Hooper	Rouson
Braynon	Hutson	Simmons

Simpson	Stewart	Torres
Stargel	Taddeo	Wright

Nays—None

Vote after roll call:

Yea—Brandes

CS for HB 6525—A bill to be entitled An act for the relief of Jorge L. Dominguez, Chelsea Beatrice Dominguez, Brittney Delores Dominguez, and Tori Alexis Dominguez by Hillsborough County; providing for an appropriation to compensate them for the wrongful death of Darcia Lynn Dominguez, which occurred as the result of the negligence of Hillsborough County and one of its employees; providing a limitation on the payment of compensation, attorney fees, lobbying fees, and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Taddeo, **CS for HB 6525** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—1

Perry

Vote after roll call:

Yea—Baxley, Brandes

Consideration of **CS for CS for CS for CS for SB 76** and **CS for SB 7068** was deferred.

CS for SB 354—A bill to be entitled An act relating to immunization registry; amending s. 381.003, F.S.; revising provisions relating to the communicable disease prevention and control programs under the Department of Health; establishing that a certain student who obtains a vaccination from a Florida college or university student health center may refuse to be included in the immunization registry; requiring a specified consent to treatment form to contain a certain notice; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; providing an effective date.

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

Pending further consideration of **CS for SB 354**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 213** was withdrawn from the Committees on Health Policy; Education; and Rules.

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

CS for HB 213—A bill to be entitled An act relating to immunization registry; amending s. 381.003, F.S.; revising provisions relating to the

communicable disease prevention and control program under the Department of Health; providing that certain students who obtain vaccinations from a college or university student health center or clinic in the state may refuse to be included in the immunization registry; requiring that an opt-out form be provided to certain health care practitioners and entities upon administration of a vaccination; requiring that such form be submitted to the department; authorizing certain persons to submit such form directly to the department; requiring that any records or identifying information pertaining to a child or college or university student be removed from the registry under certain circumstances; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; requiring each district school board and the governing authority of each private school to establish and enforce a policy requiring the age-appropriate screening of students for scoliosis; providing an effective date.

—a companion measure, was substituted for **CS for SB 354**, as amended, and, by two-thirds vote, read the second time by title.

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

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (600638) (with title amendment)—Delete line 75 and insert:
child included in the immunization registry. *Each consent to treatment form provided by a health care practitioner or by an entity that administers vaccinations or causes vaccinations to be administered to children from birth through 17 years of age must contain a notice stating that the parent or guardian of a child may refuse to have his or her child included in the immunization registry. The parent or*

And the title is amended as follows:

Delete line 9 and insert: registry; requiring a specified consent to treatment form to contain a certain notice; requiring that an opt-out form be provided

On motion by Senator Montford, by two-thirds vote, **CS for HB 213**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Brandes

SB 446—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term “significant change”; revising the

department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; providing effective dates.

—was read the third time by title.

Pending further consideration of **SB 446**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 325** was withdrawn from the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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

CS for HB 325—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term “significant change”; revising the department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the

department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; providing effective dates.

—a companion measure, was substituted for **SB 446** and, by two-thirds vote, read the second time by title.

On motion by Senator Mayfield, by two-thirds vote, **CS for HB 325** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Brandes

Consideration of **SB 530** was deferred.

CS for SB 920—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 920**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1021** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

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

CS for HB 1021—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

—a companion measure, was substituted for **CS for SB 920** and, by two-thirds vote, read the second time by title.

On motion by Senator Pizzo, by two-thirds vote, **CS for HB 1021** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 530—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, a drug-related overdose; prohibiting a person from being penalized for a violation of a condition of certain programs if that person in good faith seeks medical assistance for himself or herself or an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 530**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 595** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

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

CS for CS for HB 595—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol-related or a drug-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related or a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of law of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol-related or a drug-related overdose; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related or a drug-related overdose; prohibiting a person from being penalized for a violation of a condition of certain programs if that person in good faith seeks medical assistance for himself or herself or an individual experiencing, or believed to be experiencing, an alcohol-related or a drug-related overdose; prohibiting the protection from arrest, charge, and prosecution for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

—a companion measure, was substituted for **SB 530** and, by two-thirds vote, read the second time by title.

On motion by Senator Brandes, by two-thirds vote, **CS for CS for HB 595** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bracy	Farmer
Albritton	Bradley	Flores
Baxley	Brandes	Gainer
Bean	Braynon	Gibson
Benacquisto	Broxson	Gruters
Berman	Cruz	Harrell
Book	Diaz	Hooper

Hutson	Powell	Stargel
Mayfield	Rader	Stewart
Montford	Rodriguez	Taddeo
Passidomo	Rouson	Thurston
Perry	Simmons	Torres
Pizzo	Simpson	Wright

Nays—None

CS for CS for HB 7065—A bill to be entitled An act relating to insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations for property insurance assignment agreements; providing a burden of proof; providing that an assignment agreement does not affect managed repair arrangements under a property insurance policy; providing that an assignment agreement does not confer or create authority to adjust, negotiate, or settle a claim without authorization under part VI of chapter 626; providing that an acceptance by an assignee of an assignment agreement is a waiver by the assignee and its subcontractors of certain claims against an insured; specifying an insured's payment obligations under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; requiring a written response to the notice of intent to initiate litigation; specifying requirements for such response; providing for an award of reasonable attorney fees for certain claims arising under an assignment agreement; providing for an award of reasonable attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; directing the Office of Insurance Regulation to require insurers to report specified data; requiring the Financial Services Commission to adopt rules; providing applicability; creating s. 627.7153, F.S.; defining the term "assignment agreement"; authorizing insurers to make available property insurance policies restricting the assignment of post-loss benefits under certain conditions; requiring annual notice of coverage options; requiring a written or electronic waiver under certain circumstances; requiring the office to approve a waiver form; providing applicability; amending s. 627.422, F.S.; providing that residential or commercial property insurance policies may not prohibit the assignment of post-lost benefits; providing an exception; prohibiting Citizens Property Insurance Corporation from implementing rate changes for certain policies; providing an exception; requiring certain rate filings to include specified information; requiring the corporation to inform policyholders of certain information; providing severability; providing an effective date.

—was read the third time by title.

On motion by Senator Broxson, **CS for CS for HB 7065** was passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Rader
Bean	Harrell	Simmons
Benacquisto	Hooper	Simpson
Book	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	
Broxson	Montford	

Nays—14

Berman	Flores	Rouson
Bracy	Gibson	Taddeo
Braynon	Pizzo	Thurston
Cruz	Powell	Torres
Farmer	Rodriguez	

Vote after roll call:

Yea—Wright

CS for SB 7068—A bill to be entitled An act relating to transportation; creating s. 338.2278, F.S.; creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; providing the purpose of the program; specifying the corridors included in the program; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or colocate multiple types of infrastructure-addressing issues during the project development phase; requiring the department to utilize an inclusive, consensus-building mechanism for each proposed multi-use corridor identified during the project development phase; requiring the department to convene a corridor task force composed of certain representatives for each multi-use corridor; requiring the secretary of the department to appoint the members of the respective corridor task forces by a specified date; providing requirements for the corridor task forces; requiring the department to adhere to certain recommendations of the task force created for each corridor; authorizing the task force for each corridor to consider and recommend certain innovative concepts; authorizing the department, in consultation with the Department of Environmental Protection, to incorporate certain features into each corridor during the project development phase; requiring each corridor task force to submit a certain report to the Governor and the Legislature by a specified date; requiring the department to provide affected local governments with a copy of the applicable task force report and project alignments; requiring a local government that has an interchange within its jurisdiction to review the applicable task force report and its local comprehensive plan by a specified date; providing requirements for the local government review; providing specified requirements that must be met before project construction in any identified corridor is eligible for funding; providing exceptions to such requirements; authorizing sources of funding for the projects; authorizing the department to accept certain donations of land for the projects; requiring that certain toll revenues from the turnpike system be used to repay advances received from the State Transportation Trust Fund; providing requirements for the department relating to certain delegated responsibilities; requiring the department to perform a specified project evaluation on certain projects; requiring that certain decisions on projects be determined in accordance with applicable department rules, policies, and procedures; providing design requirements for corridor configuration, project alignment, and interchange locations; authorizing the Division of Bond Finance, on behalf of the department, to issue certain bonds to finance projects in the program, as provided in the State Bond Act; providing specified dates for the construction of the projects and opening of the corridors; providing for specified transfers from the State Transportation Trust Fund to the General Revenue Fund; providing for specified allocations of such transfers; providing requirements for use of funds allocated to the Transportation Disadvantaged Trust Fund; providing that allocated funds are in addition to any other statutory funding allocations; requiring that specified uncommitted funds be used by the department to fund program projects; authorizing the adopted work program to be amended to transfer funds between appropriations categories or to increase an appropriation category for a certain purpose; authorizing the department to waive consideration of certain matching funds relating to specified programs for hurricane-impacted counties with respect to certain project awards; amending s. 334.044, F.S.; requiring that the department, in consultation with affected stakeholders, provide a road and bridge construction workforce development program for construction of projects designated in the department's work program; providing intent for the workforce development program; providing requirements for the department and the program; authorizing the department to administer certain workforce development contracts with consultants and nonprofit entities; providing primary purposes for such entities; requiring the department to prepare and provide a certain report to the Governor and the Legislature by a specified date; amending s. 320.08, F.S.; deleting a requirement that specified fees from annual license taxes be deposited into the General Revenue Fund; creating s. 339.1373, F.S.; requiring that the department allocate sufficient funds to implement the Multi-use Corridors of Regional Economic Significance Program, develop a plan to expend revenues, and, prior to its adoption, amend the current tentative work program for specified fiscal years to include program projects; requiring the department to submit a certain budget amendment; requiring that specified increases in revenue to the State Transportation Trust Fund be used by the department to fund the Multi-use Corridors of Regional Economic Significance Program; amending s. 339.0801, F.S.; limiting to specified fiscal years a previously authorized transfer of funds to Florida's Turnpike Enterprise; requiring that, beginning with a specified fiscal year, such transfer be allocated for a certain purpose with certain specified preferences; creating s. 337.1101, F.S.; specifying requirements for the department when the department or any entity or enterprise within the department

determines that it is in the best interest of the public to resolve a certain protest of the award of a certain contract; providing requirements for a certain memorandum; providing requirements for certain notifications; prohibiting the department from pledging any current or future action by another branch of state government as a condition of any procurement action; requiring certain settlements to be contingent upon and subject to legislative appropriation or statutory amendment; authorizing the department to agree to use its efforts to procure legislative funding or statutory amendments; providing an effective date.

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

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

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

Amendment 1 (532226)—Delete lines 755-803 and insert:

(a) *Document in a written memorandum by the secretary the specific reasons that such settlement and payment to a nonselected responsive bidder is in the best interest of the state. The written memorandum must be included and maintained in the department’s permanent files concerning the procurement and must include:*

1. *A description of the property rights, patent rights, copyrights, trademarks, or the engineering design or other design work that the department will acquire or retain as a result of such settlement; and*

2. *The specific appropriation in the existing General Appropriations Act which the department intends to use to provide such payment.*

(b) *Provide prior written notification to the President of the Senate, the Speaker of the House of Representatives, the Senate and House of Representatives minority leaders, the chair and vice chair of the Legislative Budget Commission, and the Attorney General at least 5 business days, or as soon thereafter as practicable, before the department makes the settlement agreement final. Such written notification must include the written memorandum required pursuant to paragraph (a).*

(c) *Provide, at the time settlement discussions regarding any such payment have begun in earnest, written notification of such discussions to the President of the Senate, the Speaker of the House of Representatives, the Senate and House of Representatives minority leaders, the chair and vice chair of the Legislative Budget Commission, and the Attorney General.*

On motion by Senator Lee, **CS for SB 7068**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Rodriguez

Vote after roll call:

Yea—Pizzo

MOTIONS

On motion by Senator Benacquisto, the rules were waived and the following bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar: **SB 342, CS for CS for SB 418, and CS for SB 7070.**

On motion by Senator Benacquisto, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, April 25, 2019.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 24, 2019: SB 2502, CS for SB 94, CS for SB 190, SB 198, CS for CS for SB 322, SB 342, CS for CS for SB 418, CS for CS for CS for SB 452, CS for CS for SB 494, SM 852, CS for CS for CS for SB 862, SB 910, CS for CS for SB 1020, CS for SB 1128, SB 1136, SB 1552, CS for SB 7070, SB 7076, CS for SB 7098, SB 7102.

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

The Committee on Rules recommends the following pass: CS for SB 38; CS for SB 236; SB 604; CS for HB 629 with 1 amendment; CS for SB 728; SB 746; CS for CS for SB 772; CS for SM 804; CS for CS for SB 874; CS for HB 879; CS for SB 1124; SB 1210; CS for SB 1252; SB 1338; CS for CS for SB 1400; SB 1422; CS for SB 1476; SB 1494; SB 1616; CS for SB 1618; CS for SB 1622; CS for SB 1656; CS for SB 1690; SB 7044; HB 7067; HB 7073; SB 7100

The bills were placed on the Calendar.

The Committee on Rules recommends committee substitutes for the following: SB 116; CS for SB 302; CS for CS for SB 616; CS for SB 620; CS for SB 722; CS for SB 838; CS for CS for SB 908; CS for SB 1024; CS for CS for SB 1140; CS for CS for SB 1180; SB 7066; SB 7074

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Rules; and Senator Stewart—

CS for SB 116—A bill to be entitled An act relating to motor vehicle racing; amending s. 316.191, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; amending s. 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

By the Committees on Rules; and Health Policy; and Senator Brandes—

CS for CS for SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing certain transportation network companies to provide nonemergency medical transportation services to a Medicaid recipient under certain circumstances; requiring the Agency for Health Care Administration to update its regulations, policies, or other guidance by a specified date to reflect such authorization; providing limitations on requirements for transportation network companies and transportation network company drivers; providing construction; providing an effective date.

By the Committees on Rules; Community Affairs; and Innovation, Industry, and Technology; and Senators Perry and Hutson—

CS for CS for CS for SB 616—A bill to be entitled An act relating to engineering; amending s. 455.271, F.S.; deleting a provision requiring a delinquent status licensee to apply for active or inactive status; requiring rulemaking to authorize licensees whose licenses are void to apply for reinstatement; amending s. 471.008, F.S.; revising the Board of Professional Engineers' rulemaking authority; amending s. 471.013, F.S.; revising the prerequisites for a person to take an examination that determines whether she or he is qualified to practice in this state as an engineer; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; revising requirements for licensure by endorsement by the board; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to adopt rules relating to a reinstatement process for void licenses; revising continuing education requirements for reactivating a license; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; specifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term "successor engineer"; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising notice requirements for certain building code inspection services by private providers; decreasing the amount of time a local building official has to take certain actions after receiving a permit application and affidavit from a private provider; prohibiting a local building official from prohibiting a private provider from performing any inspection outside the local building official's normal operating hours; providing an effective date.

By the Committees on Rules; and Military and Veterans Affairs and Space; and Senator Broxson—

CS for CS for SB 620—A bill to be entitled An act relating to military affairs; amending s. 83.49, F.S.; prohibiting a landlord from requiring a prospective tenant who is a servicemember to deposit or advance more than a certain amount of funds; amending s. 83.682, F.S.; providing an additional circumstance under which a servicemember may terminate a rental agreement; amending s. 163.3175, F.S.; revising applicability with respect to certain military installations; amending s. 197.572, F.S.; providing that the title to certain lands remains subject to an easement to prevent encroachment of military installations after a tax sale or the issuance of a tax certificate in foreclosure proceedings; amending s. 288.980, F.S.; revising the definition of the term "activities"; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Blue Angels license plate; providing for the distribution and use of fees collected from the sale of such plate; amending s. 570.71, F.S.; prohibiting certain construction or activities that are incompatible with the mission of a military installation on certain land under a rural-lands-protection easement; amending s. 1003.05, F.S.; requiring public schools to accept a permanent change of station order as proof of residency for certain programs; amending s. 1009.21, F.S.; revising when active duty members of the Armed Services of the United States are classified as residents for tuition purposes; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Hooper—

CS for CS for SB 722—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing immunities and privileges for such professionals; providing construction; requiring the appointing law enforcement agency to issue any firearm

or ammunition to tactical medical professionals; providing a definition; providing an effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Powell—

CS for CS for SB 838—A bill to be entitled An act relating to public records; creating s. 394.464, F.S.; providing an exemption from public records requirements for petitions for voluntary and involuntary admission for mental health treatment, court orders, related records, and personal identifying information regarding persons seeking mental health treatment and services; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing applicability; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Rules; Community Affairs; and Banking and Insurance; and Senator Hooper—

CS for CS for CS for SB 908—A bill to be entitled An act relating to firesafety systems; amending s. 553.792, F.S.; requiring, beginning on a certain date, that a uniform fire alarm permit application, along with certain other information, be used and submitted to the local enforcement agency for any project requiring a fire alarm permit; providing that such application may be submitted by certain means; providing a signature requirement; specifying information required in, and a form for, such applications; providing applicability of certain building permit application procedures; authorizing contractors, under certain circumstances, to begin fire alarm system repairs upon filing the uniform fire alarm permit application; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.312, F.S.; authorizing local authorities having jurisdiction to accept uniform summary inspection reports of certain fire hydrants and fire protection systems by certain means; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and certain submission procedures; providing requirements for such uniform report and procedures; providing that such procedures may not require a contractor to submit certain information; amending s. 718.112, F.S.; requiring that condominium association bylaws provide requirements for the association's reasonable compliance with the Florida Fire Prevention Code; defining the term "reasonable compliance"; specifying authorized means of compliance for certain residential condominiums; deleting a requirement for association bylaws to contain a certain certificate of compliance provision; deleting an exemption from a requirement to retrofit certain condominium property with a fire sprinkler system; deleting obsolete provisions; extending the date before which a local authority having jurisdiction may not require completion of a condominium's retrofitting with a fire sprinkler system; specifying the date before which such local authority having jurisdiction may not require completion of installation of an engineered life safety system; requiring the State Fire Marshal, by a certain date, to issue a data call to all local fire officials to collect data on certain high-rise condominiums; specifying data that local fire officials must submit; requiring that all data be received and compiled into a certain report by a certain date; requiring that the report be sent to the Governor and the Legislature by a certain date; providing an effective date.

By the Committees on Rules; and Innovation, Industry, and Technology; and Senator Gruters—

CS for CS for SB 1024—A bill to be entitled An act relating to blockchain technology; providing legislative findings; establishing the Florida Blockchain Task Force within the Department of Financial Services; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation but are entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance

to the task force; providing for termination of the task force; providing an effective date.

By the Committees on Rules; Community Affairs; and Judiciary; and Senator Hutson—

CS for CS for CS for SB 1140—A bill to be entitled An act relating to attorney fees and costs; creating s. 57.112, F.S.; defining the term “attorney fees and costs”; providing for award of attorney fees and costs and damages in civil actions challenging local ordinances as being preempted by the State Constitution or state law; prohibiting an award of attorney fees and costs under certain circumstances; providing construction; providing applicability; providing retroactive application; providing an effective date.

By the Committees on Rules; Health Policy; and Banking and Insurance; and Senators Mayfield and Harrell—

CS for CS for CS for SB 1180—A bill to be entitled An act relating to prescription drug formulary consumer protection; creating s. 627.42393, F.S.; requiring insurers issuing individual or group health insurance policies to provide certain notices to current and prospective insureds within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; specifying requirements for a notice of medical necessity that an insured’s treating physician may submit to the insurer within a certain timeframe; specifying means by which the notice is to be submitted; requiring the Financial Services Commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by an insurer if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for insurers under such circumstances; requiring insurers to maintain a record of formulary changes and submit an annual report to the Office of Insurance Regulation delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; specifying requirements for a notice of medical necessity that a subscriber’s treating physician may submit to the health maintenance organization within a certain timeframe; specifying means by which the notice is to be submitted; requiring the commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by a health maintenance organization if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for health maintenance organizations under such circumstances; requiring health maintenance organizations to maintain a record of formulary changes and submit an annual report to the office delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; providing a declaration of important state interest; providing an effective date.

By the Committees on Rules; and Ethics and Elections—

CS for SB 7066—A bill to be entitled An act relating to election administration; amending s. 97.012, F.S.; requiring the Secretary of State to provide signature matching training to certain persons; amending s. 97.021, F.S.; revising the definition of the term “voter interface device”; amending s. 98.077, F.S.; revising deadlines for voter signature updates for purposes of vote-by-mail and provisional ballots; providing an exception; amending s. 98.0981, F.S.; revising the voter threshold necessary to require the reporting of certain precinct-level results by ballot; amending s. 99.063, F.S.; removing a provision requiring certain language to follow the name of gubernatorial candidates in specified circumstances; amending s. 100.061, F.S.; revising the date of the primary election; amending s. 101.015, F.S.; requiring the Department of State to establish minimum security standards to address chain of custody of ballots, transport of ballots, and ballot security;

amending s. 101.048, F.S.; requiring a county canvassing board to review certain information; providing requirements for the canvassing and counting of provisional ballots; requiring the supervisor of elections to process a valid provisional ballot cure affidavit as a voter signature update; revising the Provisional Ballot Voter’s Certificate and Affirmation form; providing a process to cure a provisional ballot with a signature deficiency; requiring a supervisor to mail a voter registration application to an elector in certain circumstances; amending s. 101.151, F.S.; revising requirements for department rules governing ballot design; amending s. 101.20, F.S.; authorizing the distribution of sample ballots by e-mail or mail in lieu of newspaper publication; 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. 101.5614, F.S.; authorizing certain individuals to serve as witnesses during the ballot duplication process; amending s. 101.62, F.S.; revising the deadlines by which requests for vote-by-mail ballots must be received and by which vote-by-mail ballots shall be mailed by the supervisor; expanding the period during which a designee may physically collect a vote-by-mail ballot; amending s. 101.64, F.S.; requiring the secrecy envelope included with a vote-by-mail ballot to include a specified statement; amending s. 101.65, F.S.; revising requirements for vote-by-mail ballot instructions; amending s. 101.657, F.S.; requiring a supervisor to report the total number of vote-by-mail ballots received at each early voting location; amending s. 101.68, F.S.; revising the date that canvassing of vote-by-mail ballots may begin; revising requirements related to the canvassing and counting of vote-by-mail ballots; revising the deadline by which vote-by-mail ballot cure affidavits must be submitted; requiring the supervisor to process a valid vote-by-mail ballot cure affidavit as a voter signature update; amending s. 101.69, F.S.; requiring a supervisor to provide secure drop boxes in specified locations for an elector to place his or her vote-by-mail ballot; amending s. 101.6923, F.S.; revising vote-by-mail ballot instructions for certain first-time voters; amending s. 102.031, F.S.; expanding the area in which voter solicitation is prohibited; authorizing an elector to photograph his or her own ballot; amending s. 102.141, F.S.; providing notice requirements for meetings of a county canvassing board; requiring certain individuals to wear identification badges during certain periods; amending s. 102.166, F.S.; modifying certification requirements for voting systems to require the functionality to simultaneously sort and count ballot overvotes and undervotes; revising requirements for department rules regarding manual recounts of certain ballots; amending s. 102.168, F.S.; modifying provisions governing election contests to authorize judicial review of additional information related to determining validity of provisional and vote-by-mail ballot signatures to conform to changes made by the act; amending s. 104.051, F.S.; providing a penalty for certain supervisors who willfully violate the Florida Election Code; providing effective dates.

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

CS for SB 7074—A bill to be entitled An act relating to support organizations; amending s. 20.2551, F.S.; requiring the Department of Environmental Protection to submit a report to the Legislature by a specified date; providing requirements for the report; removing the scheduled repeal of provisions governing citizen support organizations established under the Department of Environmental Protection; amending s. 257.43, F.S.; removing the scheduled repeal of provisions governing the citizen support organization providing support for the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; removing the scheduled repeal of provisions governing citizen support organizations established under the Department of Environmental Protection for the benefit of the state park system; amending s. 259.10521, F.S.; extending the scheduled repeal of the provisions governing the citizen support organizations operating to the benefit of the Babcock Ranch Preserve; amending s. 265.703, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Historical Resources of the Department of State; amending s. 288.772, F.S.; revising a definition to conform to changes made by the act; repealing s. 288.809, F.S., relating to the Florida Intergovernmental Relations Foundation; requiring the Executive Office of the Governor and the foundation to ensure the satisfaction of the foundation’s remaining liabilities by a cer-

tain date; providing for the transfer of any remaining funds by a certain date; amending s. 379.223, F.S.; removing the scheduled repeal of provisions governing citizen support organizations established under the Fish and Wildlife Conservation Commission; creating s. 379.2231, F.S.; defining the terms "convicted" and "conviction"; authorizing a court to order persons convicted of certain violations to pay an additional assessment; authorizing a specified citizen support organization to post certain rewards; amending s. 413.615, F.S.; removing the future repeal of provisions governing the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 570.691, F.S.; removing the scheduled repeal of provisions relating to direct-support organizations of the Department of Agriculture and Consumer Services; amending s. 570.83, F.S.; extending the scheduled repeal of provisions governing the Florida Beef Council, Inc., direct-support organization; providing effective dates.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Sabatini, Smith, D.—

CS for HB 1—A bill to be entitled An act relating to ethics reform; repealing s. 11.061, F.S., relating to state, state university, and community college employee lobbyists; creating s. 106.114, F.S.; providing definitions; prohibiting certain public service announcements by specified entities or persons; providing applicability; amending s. 112.313, F.S.; revising applicability of certain provisions relating to contractual relationships; prohibiting public officers or employees of an agency from soliciting specified employment or contractual relationships; providing an exception; requiring certain offers and solicitations of employment or contractual relationships to be disclosed to certain persons; requiring such solicitations to be disclosed to the Commission on Ethics in certain circumstances; authorizing the commission to investigate such disclosures; prohibiting specified persons from certain compensated representation for a specified period following vacation of office; deleting a provision prohibiting former legislators from acting as lobbyists before certain entities and persons for a specified period following vacation of office; providing applicability; creating s. 112.3181, F.S.; prohibiting statewide elected officers and legislators from soliciting employment offers or investment advice arising out of official or political activities; providing exceptions; prohibiting such officers or legislators from soliciting or accepting investment advice from or soliciting or entering into certain profitmaking relationships with lobbyists or principals; providing definitions; requiring lobbyists and principals to disclose certain prohibited solicitations to the commission; authorizing the commission to investigate such disclosures; providing disclosure requirements; requiring the commission to publish disclosures on its website; authorizing the commission to adopt rules; amending s. 112.3185, F.S.; revising and providing definitions; prohibiting certain officers and employees from soliciting employment or contractual relationships from or negotiating employment or contractual relationships with certain employers; providing exceptions; requiring disclosure of certain offers of employment or contractual relationships; amending s. 112.3215, F.S.; revising definitions; defining the term "principally employed for governmental affairs"; requiring lobbyists to electronically register with the commission; revising lobbyist registration, compensation report, principal designation cancellation, and investigation requirements; authorizing the commission to dismiss certain complaints and investigations; amending s. 420.5061, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 9 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) LaMarca—

CS for HB 9—A bill to be entitled An act relating to community redevelopment agencies; amending s. 112.3142, F.S.; specifying ethics training requirements for community redevelopment agency commissioners; amending s. 163.356, F.S.; establishing procedures for appointing members of the board of the community redevelopment agency; providing reporting requirements; deleting provisions requiring certain annual reports; requiring a referendum to create a community redevelopment agency; amending s. 163.357, F.S.; revising community redevelopment agency membership; amending s. 163.367, F.S.; requiring ethics training for community redevelopment agency commissioners; amending s. 163.370, F.S.; establishing procurement procedures; creating s. 163.371, F.S.; providing annual reporting requirements; requiring publication of notices of the reports; requiring reports to be available for inspection in designated places; specifying information that must be included in the reports; requiring a community redevelopment agency to post annual reports and boundary maps on its website; requiring updates upon specified changes to a boundary or total acreage; creating s. 163.3755, F.S.; providing termination dates for certain community redevelopment agencies; requiring a referendum to create a community redevelopment agency after a date certain; providing a phase-out period for existing community redevelopment agencies under specified circumstances; creating s. 163.3756, F.S.; providing legislative findings; requiring the Department of Economic Opportunity to declare inactive certain community redevelopment agencies under specified circumstances; providing hearing procedures; authorizing certain financial activity by a community redevelopment agency that is declared inactive; requiring community redevelopment agencies to follow specified provisions applicable to inactive special districts; requiring the Department of Economic Opportunity to maintain a website identifying inactive community redevelopment agencies; amending s. 163.387, F.S.; specifying the level of tax increment financing that the governing body may establish for funding the redevelopment trust fund; revising requirements for the expenditure of redevelopment trust fund proceeds; revising requirements for the annual budget of a community redevelopment agency; requiring municipal community redevelopment agencies to provide annual budget to county commission; specifying allowed expenditures from the annual budget; revising requirements for use of moneys in the redevelopment trust fund for specific redevelopment projects; revising requirements for the annual audit; requiring the audit to be included in specified reports; amending s. 218.32, F.S.; requiring county and municipal governments to submit community redevelopment agency annual audit reports; revising criteria for finding that a county or municipality failed to file a report; requiring the Department of Financial Services to provide to the Department of Economic Opportunity a list of certain community redevelopment agencies; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 59 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Quality Subcommittee and Representative(s) Yarborough, Duran, Daniels, Driskell, Eskamani, Gottlieb, Silvers, Watson, C.—

CS for CS for CS for HB 59—A bill to be entitled An act relating to the Prescription Drug Donation Repository Program; creating s. 465.1902, F.S.; providing a short title; defining terms; creating the Prescription Drug Donation Repository Program within the Depart-

ment of Health; specifying the purpose of the program; specifying entities that may participate as repositories; requiring a repository to notify the department of its intent to participate in the program; providing notification requirements; providing a procedure for a repository to withdraw from participation in the program; requiring the department to adopt rules regarding the disposition of prescription drugs and supplies of a withdrawing repository; specifying entities that may donate prescription drugs or supplies under the program; providing criteria and procedures for eligible donations; prohibiting donations to specific patients; providing inspection, inventory, and storage requirements for repositories; requiring inspection of donated prescription drugs and supplies by a licensed pharmacist; requiring a repository to submit its inventory records to the department monthly; authorizing the department to facilitate the redistribution of donations of prescription drugs or supplies; authorizing a repository to transfer prescription drugs or supplies to another repository after notifying the department; specifying patients eligible to receive donated prescription drugs and supplies; specifying conditions for dispensing donated prescription drugs and supplies to eligible patients; providing intake collection form requirements; requiring that such form provide certain notice to patients; prohibiting the sale of donated prescription drugs and supplies under the program; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs under certain circumstances; providing recordkeeping requirements; requiring the department to establish, maintain, and publish a registry of participating repositories and available donated prescription drugs and supplies; requiring the department to publish certain information and forms on its website; providing immunity from civil and criminal liability and from professional disciplinary action for donors and participants under certain circumstances; providing immunity to pharmaceutical manufacturers, under certain circumstances, from any claim or injury arising from the donation of any prescription drug or supply under the program; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive program patient eligibility requirements during a declared state of emergency; authorizing positions and providing appropriations; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 75, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, State Affairs Committee and Representative(s) Yarborough, Watson, C., Altman, Cortes, J., Gottlieb, Grieco, Killebrew, Mercado—

CS for CS for HB 75—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.

—was referred to the Committees on Criminal Justice; Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 107 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) Toledo, Slosberg, Aloupis, Altman, Bell, Beltran, Brannan, Byrd, Caruso, Casello, Clemons, Cortes, J., DiCeglie, Drake, Driskell, Duran, Eskamani, Fernández, Fitzenhagen, Gottlieb, Grall, Grieco, Hattersley, Ingoglia, Jacobs, Joseph, Killebrew, LaMarca, Latvala, Leek, Mariano, Massullo, McClain, McClure, Mercado, Newton, Overdorf, Payne, Perez, Pigman, Plakon, Polo, Polsky, Ponder, Pritchett, Rodriguez, A.,

Rodriguez, A. M., Roth, Santiago, Smith, C., Smith, D., Stark, Stevenson, Thompson, Tomkow, Watson, C., Webb, Willhite, Zika—

CS for HB 107—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising legislative intent; requiring a law enforcement officer to inform a motor vehicle operator of certain rights; prohibiting certain actions by such officer; requiring such officer to record the race and ethnicity of a violator when issuing a citation; requiring law enforcement agencies to report such information to the Department of Highway Safety and Motor Vehicles; requiring the department to annually report certain data to the Governor and Legislature; removing the requirement that enforcement be accomplished as a secondary action; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 143 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Donalds, Brown, Caruso, Cortes, J., Driskell, Eskamani, Fetterhoff, Silvers, Watson, B., Yarborough—

CS for CS for HB 143—A bill to be entitled An act relating to the protection of vulnerable investors; amending s. 415.1034, F.S.; requiring securities dealers, investment advisers, and associated persons to immediately report knowledge or suspicion of abuse, neglect, or exploitation of vulnerable adults to the Department of Children and Families' central abuse hotline; creating s. 517.34, F.S.; providing definitions; authorizing dealers and investment advisers to delay certain transactions or disbursements based on a reasonable belief of exploitation of a specified adult; providing the basis for such reasonable belief; requiring a dealer or investment adviser to notify certain persons and the Office of Financial Regulation of such delays within a specified timeframe; authorizing the Department of Children and Families to provide information regarding certain investigations; specifying the expiration of such delays; authorizing a dealer or investment adviser to extend a delay under certain circumstances; requiring a dealer or investment adviser to notify the office within a specified timeframe after such extension begins; providing that the length of such delays may be shortened or extended by a court of competent jurisdiction; providing that delays may be terminated by dealers or investment advisers under certain circumstances; requiring that certain records be made available to the office; providing immunity from civil and administrative liability for dealers, investment advisers, and associated persons for certain actions based on a reasonable belief of exploitation; requiring dealers and investment advisers to develop and conduct periodic training for associated persons and maintain written records of compliance with such requirement; providing construction; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Banking and Insurance; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 213 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Massullo, Geller, Hage, Roth—

CS for HB 213—A bill to be entitled An act relating to immunization registry; amending s. 381.003, F.S.; revising provisions relating to the communicable disease prevention and control program under the Department of Health; providing that certain students who obtain vaccinations from a college or university student health center or clinic in the state may refuse to be included in the immunization registry; requiring that an opt-out form be provided to certain health care practitioners and entities upon administration of a vaccination; requiring that such form

be submitted to the department; authorizing certain persons to submit such form directly to the department; requiring that any records or identifying information pertaining to a child or college or university student be removed from the registry under certain circumstances; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; requiring each district school board and the governing authority of each private school to establish and enforce a policy requiring the age-appropriate screening of students for scoliosis; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 257 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Higher Education & Career Readiness Subcommittee and Representative(s) Mariano, Eskamani, Goff-Marcil, Joseph, Overdorf, Zika—

CS for HB 257—A bill to be entitled An act relating to excess credit hour surcharges; amending s. 1009.286, F.S.; requiring each state university to calculate an excess hour threshold for each student; requiring such threshold to be adjusted under certain circumstances; prohibiting such threshold from being adjusted under certain circumstances; revising the threshold for assessing the excess credit hour surcharge; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 291, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Commerce Committee and Representative(s) McClain, Clemons, Duggan, Hill, Sabatini, Smith, D.—

CS for CS for HB 291—A bill to be entitled An act relating to growth management; amending s. 163.3177, F.S.; requiring the comprehensive plan to include a property rights element; providing a statement of rights that a local government may use; requiring local government to adopt a property rights element by a specified date; providing that a local government's property rights element may not conflict with the statutorily provided statement rights; amending s. 163.3167, F.S.; requiring certain comprehensive plans to incorporate the terms of existing development orders; amending s. 163.3202, F.S.; requiring local land development regulations to incorporate certain existing development orders; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 295, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Infrastructure Subcommittee and Representative(s) Brannan, Byrd, Bell, Drake, Hill, Watson, C., Willhite, Zika—

CS for CS for HB 295—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; amending ch. 2014-228, Laws of Florida; revising an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 325 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) LaMarca, Feterhoff, Hill, McClain, Sirois, Smith, D.—

CS for HB 325—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term "significant change"; revising the department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; providing effective dates.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 385, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Ways & Means Committee, Transportation & Infrastructure Subcommittee and Representative(s) Avila, Perez—

CS for CS for CS for HB 385—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; conforming provisions to changes made by the act; amending s. 112.3144, F.S.; deleting an obsolete provision; requiring members of certain authorities and agencies to comply with certain financial disclosure requirements; amending s. 212.055, F.S.; revising the authorized uses of proceeds from charter county and regional transportation system surtaxes; requiring certain counties to use surtax proceeds for purposes related to fixed guideway rapid transit systems, bus systems, and development of dedicated facilities for autonomous vehicles; authorizing the use of surtax proceeds for the purchase of rights-of-way under certain circumstances; authorizing the use of surtax proceeds for refinancing existing bonds; authorizing the use of surtax proceeds for operations and maintenance on specified projects initiated after a certain date; authorizing a percentage of surtax proceeds to be distributed to certain municipalities to be used for certain purposes; amending s. 215.68, F.S.; conforming provisions to changes made by the act; reviving, reenacting, and amending s. 319.141, F.S.; revising the definition of the term "rebuilt inspection services"; revising provisions relating to the rebuilt motor vehicle inspection program; revising participant duties and responsibilities; revising location and insurance requirements; authorizing the Department of Highway Safety and Motor Vehicles to adopt rules; requiring a report to the Legislature; amending s. 334.175, F.S.; requiring the Department of Transportation to approve design plans for all transportation projects relating to department-owned rights-of-way under certain circumstances; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 338.165, F.S.; deleting cross-references; amending s. 338.166, F.S.; requiring the department to submit an annual report to a certain metropolitan planning organization relating to collection and use of tolls; amending s. 339.175, F.S.; revising the membership of the metropolitan planning organization in certain counties; prohibiting the metropolitan planning organization in such counties from assessing certain fees; amending s. 343.1003, F.S.; revising a cross-reference; repealing part I of chapter 348, F.S., relating to the creation and operation of the Florida Expressway Authority Act; creating part I of ch. 348, F.S., titled "Greater Miami Expressway Agency"; creating s. 348.0301, F.S.; providing a short title; creating s. 348.0302, F.S.; providing applicability; creating s. 348.0303, F.S.; providing definitions; creating s. 348.0304, F.S.; creating the Greater Miami Expressway Agency; providing for membership on the governing body of the agency; requiring the initial meeting of the governing body by a date certain; requiring an oath of office; authorizing the governing body to employ certain officers and staff; authorizing the delegation of certain functions; providing requirements for employment with the agency; requiring the governing body to conduct a nationwide search in the hiring of an executive director of the agency; providing that members of the governing body are not entitled to compensation but are entitled to per diem and travel expenses; creating s. 348.0305, F.S.; providing ethics requirements for the agency; providing applicability of certain provisions; providing definitions; prohibiting certain persons from being appointed to the governing body of the agency; providing certain prohibitions for members and employees of the agency after vacation of their positions; providing disclosure requirements; providing that violation of certain provisions are considered violation of official, employment, or contractual duties; requiring certain ethics training; providing application and enforcement; creating s. 348.0306, F.S.; providing agency purposes and powers; requiring the agency to construct expressways; providing construction requirements; prohibiting an increase in toll rates until a specified date; requiring the Department of Transportation to review the financial viability of specified projects; requiring a supermajority vote for an increase in toll rates; providing a limit to administrative costs; requiring the Florida Transportation Commission to determine average administrative costs; re-

quiring a minimum distance between tolling points; authorizing establishment of specified toll rates; providing agency responsibilities regarding reimbursement of certain county gasoline tax funds; providing project approval requirements; requiring an annual financial audit of the agency; creating s. 348.0307, F.S.; creating the Florida Sunshine Rebate Program; requiring the agency to provide specified rebates to specified SunPass holders; providing a goal for the amount of rebates; requiring review and adjustment of such rebate; creating s. 348.0308, F.S.; providing a legislative declaration; authorizing the agency to enter into public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the agency to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the agency or private entities; providing construction; creating s. 348.0309, F.S.; authorizing the agency to have bonds issued as provided in the State Bond Act; authorizing the agency to issue its own bonds; providing requirements for the issuance of such bonds; requiring the sale of bonds at a public sale; providing an exception; providing that bonds are negotiable instruments under certain provisions of law; requiring approval by the Legislative Budget Commission for certain projects, buildings, or facilities and any refinancing thereof; creating s. 348.0310, F.S.; authorizing the department to be appointed as an agent of the agency for construction purposes; requiring the agency to provide specified documents and funding to the department; creating s. 348.0311, F.S.; authorizing the agency to acquire lands and property; authorizing specified persons to enter upon specified properties; providing notice requirements; requiring the agency to make reimbursement for damages to such properties; requiring such entry to comply with certain provisions; providing for eminent domain authority; providing construction; authorizing interagency agreements with the Department of Environmental Protection for certain purposes; creating s. 348.0312, F.S.; authorizing agency cooperation with other units of government and individuals; creating s. 348.0313, F.S.; providing a covenant of the state that it will not limit certain rights or powers; creating s. 348.0314, F.S.; exempting the agency from taxation; providing an exception; creating s. 348.0315, F.S.; requiring specified information to be posted on the agency's website; requiring a report; creating s. 348.0316, F.S.; providing that specified bonds or obligations are eligible investments for certain purposes; creating s. 348.0317, F.S.; providing that specified pledges are enforceable by bondholders; creating s. 348.0318, F.S.; providing that certain provisions constitute complete and additional authority; providing construction; transferring the assets and liabilities of the Miami-Dade County Expressway Authority to the Greater Miami Expressway Agency; providing terms of the transfer; providing that the agency succeeds to all powers of the authority; providing that revenues collected on the expressway system are agency revenues; requiring the agency, in consultation with the Division of Bond Finance, to review certain documents of the authority; providing terms and conditions of the transfer; requiring a financial report by the Auditor General; authorizing consultation with bond counsel for specified purposes; providing for the dissolution of the Miami-Dade County Expressway Authority; creating ss. 348.635 and 348.7605, F.S.; providing a legislative declaration; authorizing the Tampa-Hillsborough County Expressway Authority and the Central Florida Expressway Authority to enter into public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the authorities to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the authorities or private entities; providing construction; repealing part V of ch. 348, F.S., relating to the Osceola County Expressway Authority Law; providing effective dates.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 427 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Gregory, Cortes, J., Fetterhoff, Good, Gottlieb, Hill, Killebrew, Sabatini, Smith, D., Willhite, Zika—

CS for CS for HB 427—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as the emblem of the state; authorizing the display of the flag at specified locations, on specified days, and in a specified manner; requiring the flags to be manufactured in the United States; authorizing local governments to display the flag at certain locations; authorizing certain departments, agencies, and local governments to adopt certain regulations by a specified date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Community Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 431, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Transportation & Infrastructure Subcommittee, Civil Justice Subcommittee and Representative(s) Fischer—

CS for CS for CS for HB 431—A bill to be entitled An act relating to liens against motor vehicles and vessels; amending s. 559.917, F.S.; authorizing a person claiming a lien against a motor vehicle to obtain the release of the vehicle from a lien claimed by a motor vehicle repair shop under certain circumstances; amending s. 559.920, F.S.; prohibiting a motor vehicle repair shop from violating certain provisions; amending s. 713.585, F.S.; revising notice requirements for enforcing a lien by sale of a motor vehicle; revising requirements for notice of lien and notice of sale of a motor vehicle; requiring the lienor to make the motor vehicle available for inspection by notice recipients; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term "administrative fee"; requiring a motor vehicle repair shop, garage, automotive service facility, or storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term "third-party service"; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to release certain personal property; requiring release of the vehicle upon payment of charges; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person's interest in a vehicle; amending s. 713.78, F.S.; revising requirements for notice of lien for recovering, towing, or storing a vehicle or vessel; revising requirements for notice of the sale of such vehicle or vessel; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term "administrative fee"; requiring a towing-storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term "third-party service"; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person's interest in a vehicle or vessel; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 437 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Buchanan—

CS for CS for HB 437—A bill to be entitled An act relating to community development districts; amending s. 190.046, F.S.; authorizing sufficiently contiguous lands located within the county or municipality which a petitioner anticipates adding to the boundaries of a new community development district to also be identified in a petition to establish the new district under certain circumstances; providing requirements for the petition; providing notification requirements for the petition; prohibiting a parcel from being included in the district without the written consent of the owner of the parcel; authorizing a person to petition the county or municipality to amend the boundaries of the district to include a certain parcel after establishment of the district; prohibiting a filing fee for such petition; providing requirements for the petition; requiring the person to provide the petition to the district and to the owner of the proposed additional parcel before filing the petition with the county or municipality; requiring the county or municipality to process the addition of the parcel to the district as an amendment to the ordinance that establishes the district once the petition is determined sufficient and complete; authorizing the county or municipality to process all such petitions even if the addition exceeds specified acreage; providing notice requirements for the intent to amend the ordinance establishing the district; providing that the amendment of a district by the addition of a parcel does not alter the transition from landowner voting to qualified elector voting; requiring the petitioner to cause to be recorded a certain notice of boundary amendment upon adoption of the ordinance expanding the district; providing construction; authorizing community development districts to merge with another type of special district created by special act or by filing a petition for establishment of a new district; authorizing a community development district merging with another type of district to enter into merger agreements for certain purposes; providing an effective date.

—was referred to the Committees on Community Affairs; Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 451, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Plakon, Eskamani, Watson, C.—

CS for CS for HB 451—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; providing legislative intent; requiring the Department of Health to develop and publish on its website an educational pamphlet regarding the use of nonopioid alternatives for the treatment of pain; requiring the pamphlet to include specified information, including the advantages and disadvantages of the use of such alternatives; providing requirements for health care practitioners; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 487 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Smith, D., Gottlieb, Byrd, Fetterhoff, Hill, LaMarca, Overdorf, Robinson, Sabatini—

CS for HB 487—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing such professionals have no duty to retreat in certain circumstances; providing a limitation on liability; providing a definition; providing an effective date.

—was referred to the Committees on Judiciary; Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 501 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Market Reform Subcommittee and Representative(s) Ponder, Cortes, J., Driskell, Fetterhoff, Hattersley, Jenne, Silvers, Watson, C., Webb—

CS for CS for HB 501—A bill to be entitled An act relating to alternative treatment options for veterans; creating s. 295.156, F.S.; providing definitions; authorizing the Department of Veterans' Affairs to contract with a state university or Florida College System institution to furnish specified alternative treatment options for certain veterans; providing university or institution responsibilities; providing requirements for provision of alternative treatment options and related assessment data; providing alternative treatment eligibility requirements; requiring direction and supervision by certain licensed providers; requiring an annual report to the Governor and Legislature; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 563, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Joseph, Brown, Bush, Casello, Cortes, J., Daniels, Davis, Driskell, DuBose, Duran, Eskamani, Fetterhoff, Fitzenhagen, Geller, Good, Hart, Hattersley, Jacobs, Jacquet, Jenne, Jones, Killebrew, Latvala, Mariano, Mercado, Polo, Polsky, Pritchett, Raschein, Silvers, Sirois, Smith, C., Smith, D., Stevenson, Toledo, Watson, B., Watson, C., Webb, Williams—

CS for HB 563—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; making editorial changes; prohibiting certain victims of domestic violence from being disqualified for benefits for voluntarily leaving work; prohibiting the employment record of an employing unit from being charged in certain circumstances; amending s. 443.131, F.S.; adding a circumstance under which the employment record of an employing unit may not be charged; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 593 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Higher Education Appropriations Subcommittee and Representative(s) Trumbull, Alexander—

CS for CS for HB 593—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing certain Florida College System institutions serving counties directly impacted by a hurricane to waive out-of-state fees for students for a specified time period; providing reporting requirements; providing that students enrolled under such fee waivers may not be included in certain enrollment totals; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 595 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Silvers, Driskell, Eskamani—

CS for CS for HB 595—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol-related or a drug-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related or a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of law of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol-related or a drug-related overdose; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related or a drug-related overdose; prohibiting a person from being penalized for a violation of a condition of certain programs if that person in good faith seeks medical assistance for himself or herself or an individual experiencing, or believed to be experiencing, an alcohol-related or a drug-related overdose; prohibiting the protection from arrest, charge, and prosecution for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 611 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Mercado, Plakon, Driskell, Smith, C., Toledo, Watson, C.—

CS for HB 611—A bill to be entitled An act relating to motor vehicle racing; amending ss. 316.191 and 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 617 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Insurance & Banking Subcommittee and Representative(s) Newton, Joseph, Driskell, Hart—

CS for HB 617—A bill to be entitled An act relating to homeowners' insurance policy disclosures; amending s. 627.7011, F.S.; revising circumstances under which insurers issuing homeowners' insurance policies must include a specified statement relating to flood insurance with the policy documents at initial issuance and renewals; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 691 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Newton—

CS for HB 691—A bill to be entitled An act relating to special neighborhood improvement districts; amending s. 163.511, F.S.; revising the number of directors allowed for the boards of special neighborhood improvement districts; requiring local planning ordinances to specify number of directors and provide for 4-year staggered terms; requiring that directors be landowners in the proposed area and be subject to certain taxation; removing obsolete language; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 725, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Infrastructure Subcommittee and Representative(s) Payne—

CS for CS for HB 725—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.003, F.S.; defining the term "platoon"; repealing s. 316.0896, F.S., relating to the assistive truck platooning technology pilot project; creating s. 316.0897, F.S.; exempting the operator of a nonlead vehicle in a platoon from provisions relating to following too closely; authorizing a platoon to be operated on a roadway in this state after an operator provides notification to the Department of Transportation and the Department of Highway Safety and Motor Vehicles; amending s. 316.302, F.S.; revising regulations to which owners and drivers of commercial motor vehicles are subject; revising requirements for electronic logging devices and support documents for certain intrastate motor carriers; deleting a limitation on a civil penalty for falsification of certain time records; deleting a requirement that a motor carrier maintain certain documentation of driving times; providing an exemption from specified provisions for a person who operates a commercial motor vehicle with a certain gross vehicle weight, gross vehicle weight rating, and gross combined weight rating; deleting the exemption from such provisions for a person transporting petroleum products; deleting an exemption from certain requirements; amending s. 316.303, F.S.; exempting an operator of a certain platoon vehicle from the prohibition on the active display of television or video; amending s. 316.515, F.S.; revising length and load extension limitations for stinger-steered automobile transporters; authorizing automobile transporters to backhaul certain cargo or freight

under certain circumstances; authorizing an unladen power unit to tow a certain combination of trailers or semitrailers under certain circumstances; amending s. 316.545, F.S.; providing for the calculation of specified fines for vehicles fueled by electric batteries; amending s. 320.01, F.S.; revising the definition of the term "apportionable vehicle"; amending s. 320.06, F.S.; providing for future repeal of issuance of a certain annual license plate and cab card to a vehicle that has an apportioned registration; revising information required to appear on the cab card; providing requirements for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; authorizing a damaged or worn license plate to be replaced at no charge under certain circumstances; amending s. 320.0607, F.S.; providing an exemption from a certain fee for vehicles registered under the International Registration Plan; amending s. 320.131, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to partner with a county tax collector to conduct a Fleet Vehicle Temporary Tag pilot program for certain purposes; providing program requirements; providing for future repeal; amending s. 322.61, F.S.; providing additional offenses for which a person may be disqualified from operating a commercial motor vehicle; amending s. 655.960, F.S.; conforming a cross-reference; amending s. 812.014, F.S.; providing a criminal penalty for an offender committing grand theft who uses a device to interfere with a global positioning or similar system; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 759 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Massullo—

CS for HB 759—A bill to be entitled An act relating to public records; amending s. 24.105, F.S.; deleting provisions relating to exemptions from public records requirements for certain information held by the Department of the Lottery; amending s. 73.0155, F.S.; deleting provisions relating to public records exemptions for trade secrets held by governmental condemning authorities; amending s. 119.071, F.S.; deleting a provision declaring that certain data processing software exempt from public records requirements is considered a trade secret; removing the scheduled repeal of the public record exemption; amending s. 119.0713, F.S.; deleting a provision exempting trade secrets held by local government agencies from public records requirements; amending s. 125.0104, F.S.; deleting a provision exempting trade secrets held by county tourism development agencies from public records requirements; amending s. 163.01, F.S.; deleting a provision exempting trade secrets held by public agencies that are electric utilities from public records requirements; amending s. 202.195, F.S.; deleting a provision exempting trade secrets obtained from a telecommunications company or franchised cable company for certain purposes from public records requirements; amending s. 215.4401, F.S.; deleting provisions relating to confidentiality of trade secrets held by the State Board of Administration; amending s. 252.88, F.S.; deleting provisions exempting certain information from public records requirements under the Florida Emergency Planning and Community Right-to-Know Act; repealing s. 252.943, F.S., relating to a public records exemption under the Florida Accidental Release Prevention and Risk Management Planning Act; amending s. 287.0943, F.S.; deleting provisions relating to confidentiality of certain information relating to applications for certification of minority business enterprises; amending s. 288.047, F.S.; deleting provisions exempting potential trade secrets from public records requirements; amending s. 288.075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by economic development agencies; amending s. 288.1226, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Tourism Industry Marketing Corporation; amending s. 288.776, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Export Finance Corporation; amending s. 288.9520, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by Enterprise Florida, Inc., and related entities; amending s. 288.9607, F.S.; deleting provisions relating to a public records exemption for trade secrets held

by the Florida Development Finance Corporation; amending s. 288.9626, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Florida Opportunity Fund; conforming provisions to changes made by the act; amending s. 288.9627, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Institute for Commercialization of Florida Technology; conforming provisions to changes made by the act; amending s. 331.326, F.S.; deleting provisions relating to a public records exemption for trade secrets held by Space Florida; amending s. 334.049, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Department of State; amending ss. 350.121 and 364.183, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Public Service Commission; amending 365.174, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the E911 Board and the Technology Program within the Department of Management Services; amending ss. 366.093, 367.156, and 368.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Public Service Commission; repealing s. 381.83, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Health; amending s. 395.3035, F.S.; deleting provisions relating to a public records exemption for trade secrets of hospitals; amending s. 403.7046, F.S.; revising provisions relating to an exemption for trade secrets contained in certain reports to the Department of Environmental Protection; repealing s. 403.73, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Environmental Protection; amending s. 408.061, F.S.; deleting a requirement that certain trade secret information submitted to the Agency for Healthcare Administration be clearly designated as such; amending s. 408.185, F.S.; deleting provisions relating to public records exemptions for certain trade secrets held by the Office of the Attorney General; amending s. 408.910, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Health Choices Program; amending s. 409.91196, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Agency for Healthcare Administration; amending s. 440.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services; amending s. 494.00125, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 497.172, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Board of Funeral, Cemetery, and Consumer Services; amending ss. 499.012, 499.0121, 499.05, and 499.051, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Business and Professional Regulation; repealing s. 499.931, F.S., relating to maintenance of information held by the Department of Business and Professional Regulation that is deemed to be a trade secret; amending s. 501.171, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Legal Affairs; repealing s. 502.222, F.S., relating to trade secrets of a dairy business held by the Department of Agriculture and Consumer Services; amending ss. 517.2015 and 520.9965, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 526.311, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Agriculture and Consumer Services; amending s. 548.062, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida State Boxing Commission; amending s. 556.113, F.S.; deleting provisions relating to public records exemptions for trade secrets held by Sunshine State One-Call of Florida, Inc.; amending s. 559.5558, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 559.9285, F.S.; revising provisions specifying that certain information provided to the Department of Agriculture and Consumer Services does not constitute a trade secret; amending s. 560.129, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 570.48, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Fruit and Vegetables; amending ss. 570.544 and 573.123, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Consumer Services; repealing s. 581.199, F.S., relating to a prohibition on the use of trade secret information obtained under specified provisions for personal use or gain; amending ss. 601.10, 601.15, and 601.152, F.S.; deleting provisions relating to public records exemptions for trade se-

crets held by the Department of Citrus; amending s. 601.76, F.S.; deleting provisions relating to a public records exemption for certain formulas filed with the Department of Agriculture; amending ss. 607.0505 and 617.0503, F.S.; deleting provisions relating to public records exemptions for certain information that might reveal trade secrets held by the Department of Legal Affairs; amending s. 624.307, F.S.; authorizing the Office of Insurance Regulation to report certain information on an aggregate basis; amending s. 624.315, F.S.; authorizing the Office of Insurance Regulation to make certain information available on an aggregate basis; amending s. 624.4212, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Insurance Regulation; revising a cross-reference; repealing s. 624.4213, F.S., relating to trade secret documents submitted to the Department of Financial Services or the Office of Insurance Regulation; amending ss. 626.84195 and 626.884, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Insurance Regulation; amending s. 626.9936, F.S.; revising provisions relating to a public records exemption for trade secrets held by the Office of Insurance Regulation; amending ss. 627.0628 and 627.3518, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Office of Insurance Regulation; amending s. 655.057, F.S.; revising provisions relating to a public records exemption for trade secrets held by the Office of Financial Regulation; repealing s. 655.0591, F.S., relating to trade secret documents held by the Office of Financial Regulation; amending s. 663.533, F.S.; revising a cross-reference; repealing s. 721.071, F.S., relating to trade secret material filed with the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; amending s. 815.04, F.S.; deleting a public records exemption for certain trade secret information relating to offenses against intellectual property; repealing s. 815.045, F.S., relating to trade secret information; amending s. 1004.22, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets received, generated, ascertained, or discovered during the course of research conducted within the state universities; amending s. 1004.30, F.S.; revising provisions relating to public records exemptions for trade secrets held by state university health support organizations; amending s. 1004.43, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.4472, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the Florida Institute for Human and Machine Cognition, Inc.; amending s. 1004.78, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the technology transfers centers at Florida College System institutions; amending s. 601.80, F.S.; correcting a cross-reference; amending ss. 663.533, 721.13, and 921.0022, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 761, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Massullo—

HB 761—A bill to be entitled An act relating to public records; creating s. 688.01, F.S.; providing definitions; providing an exemption from public record requirements for a trade secret held by an agency; providing notice requirements; providing an exception to the exemption; providing that an agency employee is not liable for the release of records in compliance with the act; providing applicability; providing for future legislative review and repeal of the exemption; amending ss. 688.001 and 688.006, F.S.; conforming cross-references; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 785 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Fitzenhagen, Williamson—

CS for HB 785—A bill to be entitled An act relating to crime victim assistance; amending s. 960.03, F.S.; revising the definition of "crime" for purposes of crime victim assistance; amending s. 960.28, F.S.; increasing the maximum monetary reimbursement amount for certain medical providers; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 821 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Quality Subcommittee and Representative(s) Pigman, Killebrew, Raschein—

CS for CS for CS for HB 821—A bill to be entitled An act relating to health care practitioners; amending s. 456.0391, F.S.; requiring an autonomous physician assistant to submit certain information to the Department of Health; requiring the department to send a notice regarding the required information to submit; requiring autonomous physician assistants who have submitted required information to update such information in writing; providing penalties; amending s. 456.041, F.S.; requiring the department to provide a practitioner profile for an autonomous physician assistant; amending ss. 458.347 and 459.022, F.S.; defining the term "autonomous physician assistant"; authorizing third-party payors to reimburse employers for services provided by autonomous physician assistants; deleting a requirement that a physician assistant must inform a patient of a right to see a physician before prescribing or dispensing a prescription; revising the requirements for physician assistant education and training programs; authorizing the Board of Medicine to impose certain penalties upon an autonomous physician assistant; requiring the board to register a physician assistant as an autonomous physician assistant if the applicant meets certain criteria; providing requirements; providing exceptions; requiring the department to distinguish such autonomous physician assistants' licenses; authorizing such autonomous physician assistants to perform specified acts without physician supervision or supervisory protocol; requiring biennial registration renewal; requiring the Council on Physician Assistants to establish rules; revising the membership and duties of the council; prohibiting a person who is not registered as an autonomous physician assistant from using the title; providing for the denial, suspension, or revocation of the registration of an autonomous physician assistant; requiring the board to adopt rules; requiring autonomous physician assistants to report adverse incidents to the department; amending s. 464.012, F.S.; requiring applicants for registration as an advanced practice registered nurse to apply to the Board of Nursing; authorizing an advanced practice registered nurse to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, affidavit, or endorsement of a physician within the framework of an established protocol; providing an exception; creating s. 464.0123, F.S.; defining the term "autonomous practice"; providing for the registration of an advanced practice registered nurse to engage in autonomous practice; providing registration requirements; requiring the department to distinguish such advanced practice registered nurses' licenses and include the registration in their practitioner profiles; authorizing such advanced practice registered nurses to perform specified acts without physician supervision or supervisory protocol; requiring biennial registration renewal and continuing education; authorizing the Board of Nursing to establish an advisory committee to determine the medical acts that may be performed by such advanced practice registered nurses; providing for ap-

pointment and terms of committee members; requiring the board to adopt rules; creating s. 464.0155, F.S.; requiring advanced practice registered nurses who are registered to engage in autonomous practice to report adverse incidents to the Department of Health; providing requirements; defining the term "adverse incident"; providing for department review of such reports; authorizing the department to take disciplinary action; amending s. 464.018, F.S.; providing additional grounds for denial of a license or disciplinary action for advanced practice registered nurses who are registered to engage in autonomous practice; amending s. 39.01, F.S.; revising the definition of the term "licensed health care professional" to include an autonomous physician assistant; amending s. 39.303, F.S.; authorizing a specified autonomous physician assistant to review certain cases of abuse or neglect and standards for face-to-face medical evaluations by a child protection team; amending s. 39.304, F.S.; authorizing an autonomous physician assistant to perform or order an examination and diagnose a child without parental consent under certain circumstances; amending s. 110.12315, F.S.; revising requirements for reimbursement of pharmacies for specified prescription drugs and supplies under the state employees' prescription drug program; amending s. 252.515, F.S.; providing immunity from civil liability for an autonomous physician assistant under the Postdisaster Relief Assistance Act; amending ss. 310.071, 310.073, and 310.081, F.S.; authorizing an autonomous physician assistant and a physician assistant to administer the physical examination required for deputy pilot certification and state pilot licensure; authorizing an applicant for a deputy pilot certificate or a state pilot license to use controlled substances prescribed by an autonomous physician assistant; amending s. 320.0848, F.S.; authorizing an autonomous physician assistant to certify that a person is disabled to satisfy requirements for certain permits; amending s. 381.00315, F.S.; providing for the temporary reactivation of the registration of an autonomous physician assistant in a public health emergency; amending s. 381.00593, F.S.; revising the definition of the term "health care practitioner" to include an autonomous physician assistant for purposes of the Public School Volunteer Health Care Practitioner Act; amending s. 381.026, F.S.; revising the definition of the term "health care provider" to include an advanced practice registered nurse and an autonomous physician assistant for purposes of the Florida Patient's Bill of Rights and Responsibilities; amending s. 382.008, F.S.; authorizing an autonomous physician assistant, a physician assistant, or an advanced practice registered nurse to file a certificate of death or fetal death under certain circumstances; authorizing a certified nurse midwife to provide certain information to the funeral director within a specified time period; replacing the term "primary or attending physician" with "primary or attending practitioner"; defining the term "primary or attending practitioner"; amending s. 382.011, F.S.; conforming a provision to changes made by the act; amending s. 383.14, F.S.; authorizing the release of certain newborn tests and screening results to an autonomous physician assistant; revising the definition of the term "health care practitioner" to include an autonomous physician assistant for purposes of screening for metabolic disorders, other hereditary and congenital disorders, and environmental risk factors; amending s. 390.0111, F.S.; authorizing an autonomous physician assistant to review an ultrasound with a woman before an abortion procedure; amending s. 390.012, F.S.; authorizing an autonomous physician assistant to provide postoperative monitoring and to be available throughout an abortion procedure, remain at the abortion clinic until all patients are discharged, and attempt to assess the patient's recovery within a specified time period; amending s. 394.463, F.S.; authorizing an autonomous physician assistant, a physician assistant, and an advanced practice registered nurse to initiate an involuntary examination for mental illness under certain circumstances; authorizing a physician assistant to examine a patient; amending s. 395.0191, F.S.; providing an exception to certain onsite medical direction requirements for a specified advanced practice registered nurse; amending 395.602, F.S.; authorizing the Department of Health to use certain funds to increase the number of autonomous physician assistants in rural areas; amending s. 397.501, F.S.; prohibiting the denial of certain services to an individual who takes medication prescribed by an autonomous physician assistant, a physician assistant, or an advanced practice registered nurse; amending ss. 397.679 and 397.6793, F.S.; authorizing an autonomous physician assistant to execute a certificate for emergency admission of a person who is substance abuse impaired; amending s. 400.021, F.S.; revising the definition of the term "geriatric outpatient clinic" to include a site staffed by an autonomous physician assistant; amending s. 400.172, F.S.; authorizing an autonomous physician assistant and an advanced practice registered nurse to provide certain medical information to a

prospective respite care resident; amending s. 400.487, F.S.; authorizing autonomous physician assistants to establish treatment orders for certain patients under certain circumstances; amending s. 400.506, F.S.; requiring autonomous physician assistants to comply with specified requirements for a plan of treatment; amending ss. 400.9973, 400.9974, 400.9976, and 400.9979, F.S.; authorizing an autonomous physician assistant to prescribe admission to a transitional living facility and provide care for the duration of the client's stay in such facility, provide orders for a comprehensive treatment plan, supervise and record medications to be administered to a client, and order physical or chemical restraints for a client, respectively; amending s. 401.445, F.S.; prohibiting recovery of damages in court against a registered autonomous physician assistant under certain circumstances; requiring an autonomous physician assistant to attempt to obtain a person's consent before providing emergency services; amending ss. 409.906 and 409.908, F.S.; authorizing the agency to reimburse an autonomous physician assistant for providing certain optional Medicaid services; amending s. 409.973, F.S.; requiring managed care plans to cover autonomous physician assistant services; amending s. 429.26, F.S.; prohibiting autonomous physician assistants from having a financial interest in the assisted living facility that employs them; authorizing an autonomous physician assistant to examine an assisted living facility resident before admission; amending s. 429.918, F.S.; revising the definition of the term "ADRD participant" to include a participant who has a specified diagnosis from an autonomous physician assistant; authorizing an autonomous physician assistant to provide signed documentation to an ADRD participant; amending s. 440.102, F.S.; authorizing an autonomous physician assistant to collect a specimen for a drug test for specified purposes; amending s. 456.053, F.S.; revising definitions; authorizing an advanced practice registered nurse who is engaging in autonomous practice and an autonomous physician assistant to make referrals under certain circumstances; conforming a cross-reference; amending s. 456.072, F.S.; providing penalties for an autonomous physician assistant who prescribes or dispenses a controlled substance in a certain manner; amending s. 456.44, F.S.; revising the definition of the term "registrant" to include an autonomous physician assistant for purposes of controlled substance prescribing; providing requirements for an autonomous physician assistant who prescribes controlled substances for the treatment of chronic nonmalignant pain; amending ss. 458.3265 and 459.0137, F.S.; requiring an autonomous physician assistant to perform a physical examination of a patient at a pain-management clinic under certain circumstances; amending ss. 458.331 and 459.015, F.S.; providing grounds for denial of a license or disciplinary action against an autonomous physician assistant for certain violations; amending s. 464.003, F.S.; revising the definition of the term "practice of practical nursing" to include a registered autonomous physician assistant for purposes of authorizing such assistant to supervise a licensed practical nurse; amending s. 464.0205, F.S.; authorizing an autonomous physician assistant to directly supervise a certified retired volunteer nurse; amending s. 480.0475, F.S.; authorizing the operation of a massage establishment during specified hours if the massage therapy is prescribed by an autonomous physician assistant; amending s. 493.6108, F.S.; authorizing an autonomous physician assistant to certify the physical fitness of a certain class of applicants to bear a weapon or firearm; amending s. 626.9707, F.S.; providing that an autonomous physician assistant and an advanced practice registered nurse may provide services to certain persons without insurer discrimination; amending s. 627.357, F.S.; revising the definition of the term "health care provider" to include an autonomous physician assistant for purposes of medical malpractice self-insurance; amending s. 627.736, F.S.; requiring personal injury protection insurance to cover a certain percentage of medical services and care provided by specified health care providers; providing for reimbursement of advanced practice registered nurses who are registered to engage in autonomous practice or autonomous physician assistants up to a specified amount for providing medical services and care; amending s. 633.412, F.S.; authorizing an autonomous physician assistant to medically examine an applicant for firefighter certification; amending s. 641.495, F.S.; requiring certain health maintenance organization documents to disclose that certain services may be provided by autonomous physician assistants or advanced practice registered nurses; amending s. 744.2006, F.S.; authorizing an autonomous physician assistant to carry out guardianship functions under a contract with a public guardian; conforming terminology; amending s. 744.331, F.S.; authorizing an autonomous physician assistant or a physician assistant to be an eligible member of an examining committee; conforming terminology; amending s. 744.3675, F.S.; authorizing an advanced practice registered nurse,

autonomous physician assistant, or physician assistant to provide the medical report of a ward in an annual guardianship plan; amending s. 766.103, F.S.; prohibiting recovery of damages against an autonomous physician assistant under certain conditions; amending s. 766.105, F.S.; revising the definition of the term "health care provider" to include an autonomous physician assistants for purposes of the Florida Patient's Compensation Fund; amending ss. 766.1115 and 766.1116, F.S.; revising the definitions of the terms "health care provider" and "health care practitioner," respectively, to include autonomous physician assistants for purposes of the Access to Health Care Act; amending s. 766.118, F.S.; revising the definition of the term "practitioner" to include an advanced practice registered nurse who is engaging in autonomous practice and an autonomous physician assistant; amending s. 768.135, F.S.; providing immunity from liability for an advanced practice registered nurse who is engaging in autonomous practice or an autonomous physician assistant who provides volunteer services under certain circumstances; amending s. 794.08, F.S.; providing an exception to medical procedures conducted by an autonomous physician assistant under certain circumstances; amending s. 893.02, F.S.; revising the definition of the term "practitioner" to include an autonomous physician assistant; amending s. 943.13, F.S.; authorizing an autonomous physician assistant to conduct a physical examination for a law enforcement officer or correctional officer to satisfy qualifications for employment or appointment; amending s. 945.603, F.S.; authorizing the Correctional Medical Authority to review and make recommendations relating to the use of autonomous physician assistants as physician extenders; amending s. 948.03, F.S.; authorizing an autonomous physician assistant to prescribe drugs or narcotics to a probationer; amending ss. 984.03 and 985.03, F.S.; revising the definition of the term "licensed health care professional" to include an autonomous physician assistant; amending ss. 1002.20 and 1002.42, F.S.; providing immunity from liability for autonomous physician assistants who administer epinephrine auto-injectors in public and private schools; amending s. 1006.062, F.S.; authorizing an autonomous physician assistant to provide training in the administration of medication to designated school personnel; requiring monitoring of such personnel by an autonomous physician assistant; authorizing an autonomous physician assistant to determine whether such personnel may perform certain invasive medical services; amending s. 1006.20, F.S.; authorizing an autonomous physician assistant to medically evaluate a student athlete; amending s. 1009.65, F.S.; authorizing an autonomous physician assistant to participate in the Medical Education Reimbursement and Loan Repayment Program; providing appropriations and authorizing positions; providing a contingent effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 837 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Burton—

CS for CS for HB 837—A bill to be entitled An act relating to unclaimed property; amending s. 717.106, F.S.; revising criteria for presuming as unclaimed certain deposits and funds held by a banking or financial organization; providing requirements for proof of death for purposes of determining specified accounts as unclaimed property; providing construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 845, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Hage, Andrade—

CS for HB 845—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for any information that can be used to identify a petitioner or respondent in a petition for certain protective injunctions, and any related affidavit, notice of hearing, and temporary injunction, until the respondent has been personally served; providing a statement of public necessity; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 861 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Roach—

HB 861—A bill to be entitled An act relating to local government financial reporting; amending ss. 129.03 and 166.241, F.S.; requiring county and municipal budget officers, respectively, to submit certain information to the Office of Economic and Demographic Research within a specified timeframe; requiring adopted budget amendments and final budgets to remain posted on each entity's official website for a specified period of time; requiring the Office of Economic and Demographic Research to create a form for certain purposes by a specified date; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 863 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Brannan—

CS for CS for HB 863—A bill to be entitled An act relating to physician referrals; amending s. 456.053, F.S.; revising the definition of the term "investment interest" to delete a provision exempting investment interests in an equity that owns or leases and operates licensed hospitals; authorizing a health care provider to refer a patient to a licensed hospital owned or leased and operated by an entity in which the provider has an investment interest; amending s. 456.0575, F.S.; requiring a health care practitioner to provide a notice to patients upon referring the patient to certain providers; providing requirements for such notice; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 905, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Andrade—

CS for CS for CS for HB 905—A bill to be entitled An act relating to the Department of Transportation; creating s. 334.179, F.S.; prohibiting local governments from adopting standards or specifications that are contrary to the department standards or specifications for permissible

use of aggregates that have been certified for use; defining the term "certified for use"; providing an exception; amending s. 336.044, F.S.; prohibiting local governmental entities from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of reclaimed asphalt pavement material in construction; prohibiting such material from being considered solid waste for specified purposes; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 337.14, F.S.; requiring any contractor, instead of any person, desiring to bid for the performance of certain construction contracts to first be certified by the department as qualified; conforming provisions to changes made by the act; requiring certain contractors desiring to bid on certain contracts to have satisfactorily completed certain projects; prohibiting a local governmental entity from contracting with a single entity for the performance of certain services for certain projects funded by the department; providing an exception; amending s. 337.185, F.S.; revising the maximum amounts per contract of certain contractual claims that must be arbitrated by the State Arbitration Board under certain circumstances; amending s. 338.26, F.S.; revising provisions of an interlocal agreement for use of specified fees to reimburse a local governmental entity for the direct actual costs of operating a specified fire station; requiring a contribution by the local governmental entity; providing for the transfer of specified equipment; amending s. 339.2818, F.S.; revising the definition of the term "small county"; providing an effective date.

—was referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 935 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Rodriguez, A., Caruso—

CS for HB 935—A bill to be entitled An act relating to price transparency in contracts; creating s. 627.4303, F.S.; defining the term "health insurer"; prohibiting limitations on price transparency with patients in contracts between health insurers and health care providers; prohibiting a health insurer from requiring an insured to make a certain payment for a covered service under certain circumstances; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 961, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Fine—

CS for HB 961—A bill to be entitled An act relating to the Health Innovation Commission; creating s. 381.995, F.S.; creating the Health Innovation Commission within the Agency for Health Care Administration; specifying the purpose of the commission; providing for membership, meetings, and duties of the commission; requiring members of the commission to complete a specified form; providing requirements for proposals for innovative improvements to the healthcare delivery system and requests for exemptions from specified laws or rules; specifying that proposals submitted are considered public records and must be posted on a specified website; requiring the commission to review such proposals with the assistance of relevant state agencies, if needed; specifying that certain information provided to the commission is a

public record and must be posted on a specified website; requiring the commission to issue certain public notices and accept public comments before making a decision; requiring the commission to include written responses to each public comment; requiring the commission to provide its findings and decision to the applicant within a specified timeframe; providing limitations on such exemptions; requiring the agency to submit an annual report of the commission's activities to the Governor and Legislature by a specified date; providing rulemaking authority; authorizing positions and providing appropriations; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Health Policy; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 975 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Altman—

HB 975—A bill to be entitled An act relating to aircraft liens; amending ss. 329.41 and 329.51, F.S.; specifying that a lienor is not required to possess an aircraft to perfect certain liens; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 977 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Business & Professions Subcommittee and Representative(s) Stevenson, Andrade, Caruso, Plasencia, Rodriguez, A., Rodriguez, A. M., Santiago, Tomkow, Willhite—

CS for HB 977—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising a definition; amending s. 473.312, F.S.; revising the percentage of total hours of accounting-related and auditing-related continuing education required by the Board of Accountancy for license renewal; amending s. 473.313, F.S.; updating provisions relating to license reactivation; amending s. 473.322, F.S.; prohibiting a person from performing or offering to perform certain services without a license; revising penalties; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Banking and Insurance; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 983 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Casello, Willhite—

HB 983—A bill to be entitled An act relating to ratification of rules of the Department of Financial Services; ratifying a specified rule relating to implementation of expanded workers' compensation benefits for first responders for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 999 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Toledo—

CS for HB 999—A bill to be entitled An act relating to medical billing; creating s. 222.26, F.S.; providing additional personal property exemptions from legal process for medical debts resulting from services provided in certain licensed facilities; amending s. 395.301, F.S.; requiring a licensed facility to provide a cost estimate to a patient under certain conditions; prohibiting a licensed facility from charging a patient an amount that exceeds such cost estimate by a set threshold; requiring a licensed facility to provide a patient with a written explanation of excess charges under certain circumstances; requiring a licensed facility to establish an internal grievance process for patients to dispute charges; requiring a facility to make available information necessary for initiating a grievance; requiring a facility to respond to a patient grievance within a specified timeframe; creating s. 395.3011, F.S.; prohibiting certain collection activities by a licensed facility; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1021 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Latvala, Bush—

CS for HB 1021—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1035, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Rommel—

CS for HB 1035—A bill to be entitled An act relating to patient access to records; amending s. 394.4615, F.S.; requiring a service provider to furnish and provide access to records within a specified timeframe after receiving a request for such records; requiring that certain service providers furnish such records in the manner chosen by the requester; amending s. 395.3025, F.S.; removing provisions requiring a licensed facility to furnish patient records only after discharge to conform to changes made by the act; revising provisions relating to the appropriate disclosure of patient records without consent; amending s. 397.501, F.S.; requiring a service provider to furnish and provide access to records within a specified timeframe after receiving a request from an individual or the individual's legal representative; requiring that certain service providers furnish such records in the manner chosen by the requester; amending s. 400.145, F.S.; revising the timeframe within which a nursing home facility must provide access to and copies of resident records after receiving a request for such records; creating s. 408.833, F.S.; providing a definition; requiring a provider to furnish and provide access to records within a specified timeframe after receiving a request from a client or the client's legal representative; requiring that certain providers furnish such records in the manner chosen by the

requester; authorizing a provider to impose reasonable terms necessary to preserve such records; amending s. 456.057, F.S.; requiring certain licensed health care practitioners to furnish and provide access to copies of reports and records within a specified timeframe after receiving a request from a patient or the patient's legal representative; requiring that certain licensed health care practitioners furnish such reports and records in the manner chosen by the requester; providing a definition; authorizing such licensed health care practitioners to impose reasonable terms necessary to preserve such reports and records; amending ss. 316.1932, 316.1933, 395.4025, 429.294, and 440.185, F.S.; conforming cross-references; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1045 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Brown, Mercado, Williams—

HB 1045—A bill to be entitled An act relating to Closing the Gap grant proposals; amending s. 381.7355, F.S.; adding a priority area that may be addressed in a Closing the Gap grant proposal; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1057, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) McClure—

CS for HB 1057—A bill to be entitled An act relating to motor vehicles; amending s. 316.235, F.S.; authorizing a motor vehicle to be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; authorizing certain vehicles to display red and white lights; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements and penalties; amending s. 316.224, F.S.; conforming a cross-reference; amending s. 319.30, F.S.; authorizing an insurance company to provide an independent entity with a certain release statement authorizing it to release a vehicle to the lienholder; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if the Department of Highway Safety and Motor Vehicles' records do not contain the owner's address; requiring an independent entity to maintain specified records for a minimum period; requiring an independent entity to provide proof of all lien satisfactions or proof of a release of all liens on a motor vehicle upon applying for a certificate of destruction or salvage certificate of title; requiring an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing specified entities that process certain transactions or certificates for derelict or salvage motor vehicles to be authorized electronic filing system agents; deleting obsolete provisions; authorizing the department to adopt rules; amending s. 322.01, F.S.; revising the definition of the term "authorized emergency vehicle"; providing effective dates.

—was referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1123 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Ponder, Geller—

CS for HB 1123—A bill to be entitled An act relating to the Program of All-Inclusive Care for the Elderly; creating s. 430.84, F.S.; providing definitions; authorizing the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to approve entities applying to deliver PACE services in the state; providing specified application requirements for such prospective PACE organizations; requiring existing PACE organizations to meet specified requirements under certain circumstances; requiring prospective PACE organizations to submit a complete application to the agency and the Centers for Medicare and Medicaid Services within a specified period; requiring that PACE organizations meet certain federal quality and performance standards; providing that a PACE organization is exempt from certain requirements; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1187 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Stevenson, Driskell, Fetherhoff, Polo, Webb, Williams—

CS for CS for HB 1187—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.455, F.S.; providing definitions; amending s. 394.457, F.S.; providing when peer specialists must be certified; amending s. 394.4572, F.S.; providing background screening requirements for peer specialists; authorizing the Department of Children and Families and the Agency for Health Care Administration to grant exemptions from disqualification for individuals to work solely in certain treatment programs or facilities; amending s. 394.4573, F.S.; revises requirements for annual state behavioral health assessment; revises elements for a coordinated system of care; amending s. 397.311, F.S.; providing a definition; amending s. 397.4012, F.S.; revising the applicability of exemptions from licensure for certain entities; amending s. 397.403, F.S.; providing an exemption from certain accreditation requirements relating to licensure renewal for certain substance abuse programs; amending s. 397.4073, F.S.; requiring individuals screened on or after a specified date to undergo specified background screening; requiring the department to grant or deny a request for an exemption from disqualification within a certain timeframe; authorizing certain applicants for an exemption to work under the supervision of certain persons for a specified period of time while his or her application is pending; authorizing certain persons to be exempt from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs, facilities, or recovery residences; creating s. 397.417, F.S.; providing legislative findings and intent; authorizing an individual to seek certification as a peer specialist if he or she meets specified qualifications; requiring the department to approve one or more third-party credentialing entities for specified purposes; requiring the credentialing entity to demonstrate compliance with certain standards in order to be approved by the department; requiring an individual providing department-funded recovery support services as a peer specialist to be certified; authorizing an individual who is not certified to provide recovery support services as a peer specialist under certain circumstances; amending s. 435.07, F.S.; author-

izing certain persons to be exempt from disqualification from employment; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, 464.012, and 744.2007, F.S.; conforming cross-references; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1209 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Buchanan, Daniels, Fetterhoff, Roach—

CS for HB 1209—A bill to be entitled An act relating to caregivers for children in out-of-home care; creating s. 39.4087, F.S.; providing legislative intent; establishing goals for the Department of Children and Families relating to caregivers; providing responsibilities of the department; providing for dispute resolution; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1235 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Fine, Bell, Fischer, Plasencia, Sabatini—

CS for CS for HB 1235—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; providing for Internet website publication of legal notices; amending ss. 50.021, 50.0211, and 50.031, F.S.; conforming provisions to changes made by the act; creating s. 50.0311, F.S.; providing definitions; allowing a governmental agency to publish legal notices on a publicly accessible website; providing criteria for website publication; authorizes a fiscally constrained county to use a publicly accessible website to publish legally required advertisements and public notices only if certain requirements are met; requiring a governmental agency to provide specified notice to residents concerning alternative methods of receiving legal notices; authorizing a governmental agency to publish such notices on governmental access channels; amending s. 50.041, F.S.; deleting provisions related to publication of legal notices in newspapers; amending s. 50.051, F.S.; specifying a form for affidavits of publication; amending s. 50.0711, F.S.; revising provisions related to the use of court docket funds; amending s. 83.806, F.S.; providing that advertisement of a sale or disposition of property may be published on certain websites for a specified time period; amending ss. 11.02, 45.031, 121.0511, 121.055, 125.66, 162.12, 166.041, 189.015, 190.005, 194.037, 197.402, 200.065, 338.223, 373.0397, 373.146, 403.722, 712.06, 849.38, 865.09, and 932.704; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1237, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Business & Professions Subcommittee and Representative(s) McClain, Ponder—

CS for CS for HB 1237—A bill to be entitled An act relating to towing and immobilizing vehicles and vessels; amending ss. 125.0103 and 166.043, F.S.; authorizing local governments to enact rates to tow or immobilize vessels on private property and to remove and store vessels under specified circumstances; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties or municipalities from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators or towing businesses; defining the term "towing business"; providing exceptions; amending s. 323.002, F.S.; prohibiting counties or municipalities from adopting or maintaining in effect certain ordinances or rules that impose charges, costs, expenses, fines, fees, or penalties on registered owners, other legally authorized persons in control, or lienholders of vehicles or vessels under certain conditions; providing an exception; prohibiting counties or municipalities from enacting certain ordinances or rules that require authorized wrecker operators to accept a specified form of payment; providing exceptions; providing application; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; amending s. 715.07, F.S.; removing a requirement regarding notices and signs concerning the towing or removal of vehicles or vessels; prohibiting counties or municipalities from enacting certain ordinances or rules that require towing businesses to accept a specified form of payment; prohibiting counties or municipalities from authorizing attorney fees in connection with certain towing activities; providing exceptions; providing application; preempting to the state the regulation of attorney fees in connection with certain towing activities; removing a requirement regarding liability for attorney fees; providing an effective date.

—was referred to the Committees on Community Affairs; Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1295 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee, Health Market Reform Subcommittee and Representative(s) Caruso—

CS for CS for HB 1295—A bill to be entitled An act relating to property tax exemptions used by hospitals; amending s. 196.197, F.S.; providing criteria to be used in determining the value of tax exemptions for charitable use of certain hospitals; defining the term "unadjusted exempt value"; providing application requirements for tax exemptions on certain properties; providing an effective date.

—was referred to the Committees on Finance and Tax; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1335 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grall, Altman, Andrade, Beltran, Buchanan, Byrd, DiCeglie, Donalds, Fernandez-Barquin, Fischer, Gregory, Hill, Massullo, Plakon, Ponder, Roach, Roth, Sabatini, Sirois, Williamson, Yarborough, Zika—

HB 1335—A bill to be entitled An act relating to abortion; amending s. 390.0111, F.S.; reclassifying a criminal offense for a specified violation; amending s. 390.01114, F.S.; revising a short title; requiring a physician to obtain notarized written consent of a minor's parent or legal guardian before inducing or performing a termination of a pregnancy on the minor; providing exceptions to such consent requirement; providing criminal penalties; revising provisions relating to the procedures for judicial waiver to conform to changes made by the act;

amending s. 27.511, F.S.; conforming a provision to changes made by the act; providing severability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1397 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grall, Hill, Williamson—

HB 1397—A bill to be entitled An act relating to public records; amending s. 390.01116; expanding an existing public records exemption to include information that could identify a pregnant minor which is contained in a record held by the court relating to the pregnant minor's petition to waive consent requirements to obtain an abortion; providing for future legislative review and repeal of the expanded exemption under the Open Government Sunset Review Act; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7021, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Public Integrity & Ethics Committee and Representative(s) Altman—

CS for HB 7021—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of "disclosure period"; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be electronically filed; prohibiting certain information from being included in certain filings; providing that the commission is not liable for the release of certain information; requiring the commission to redact certain information under certain circumstances; requiring the commission to include certain information in the instructions for electronic filing; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7023, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Public Integrity & Ethics Committee and Representative(s) Altman—

CS for HB 7023—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public

records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7059 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Yarborough—

HB 7059—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 790.0601, F.S., which provides an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7079 by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Plasencia, Pigman—

HB 7079—A bill to be entitled An act relating to registration fees; amending s. 464.0123, F.S.; requiring the Board of Nursing to establish registration and biennial renewal fees for advanced practice registered nurses to engage in autonomous practice; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7091 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Fischer—

HB 7091—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.0628, F.S., which provides an exemption from public records and public meetings requirements for trade secrets used to design an insurance hurricane or flood loss model held in records or discussed in meetings of the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or an appointed consumer advocate; removing the scheduled repeal of the exemptions; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7097 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Plasencia—

HB 7097—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 655.057, F.S., which provides exemptions from public records requirements for certain informal enforcement actions by the Office of Financial Regulation and certain trade secrets held by the office; removing the scheduled repeal of the exemption; providing an effective date.

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

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 310.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 320.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 426.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 23 was corrected and approved.

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:54 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, April 25 or upon call of the President.